



## **Updated Information on the Tax on Hail Vehicle Trips in the Metropolitan Commuter Transportation District**

As the result of a recent court decision, effective immediately, the fifty-cents-per-trip tax imposed by Article 29-A of the Tax Law must be added to the fare for each taxable Hail vehicle trip. The first report and remittance of tax are due by October 21, 2013.

### **General**

On June 6, 2013, the New York State Court of Appeals upheld the constitutionality of the HAIL Act (Chapter 602 of the Tax Laws of 2011 and Chapter 9 of the Laws of 2012). The Act, in part, imposes a fifty-cents-per-trip tax on Hail vehicle trips that begin in New York City and end anywhere in the Metropolitan Commuter Transportation District. The New York State Court of Appeals decision reversed a lower court decision that had prevented the implementation of the HAIL Act, originally set to go into effect on June 1, 2012.

Accordingly, the tax and recordkeeping requirements as described in [TSB-M-12\(3\)M](#), *Tax on Hail Vehicle Trips in the Metropolitan Commuter Transportation District*, are now in effect. The tax and recordkeeping requirements apply to trips provided by any Hail vehicles that are required to be licensed by and otherwise meet the requirements of the New York City Taxi and Limousine Commission (TLC). Information on the TLC requirements is available on the TLC's Web site ([www.nyc.gov/tlc](http://www.nyc.gov/tlc)).

**Note:** *Hail vehicle*, *Hail base*, and *Hail trip* are Tax Law terms. The TLC term for a *Hail vehicle* is *Boro taxi* or *Street Hail Livery vehicle*. The TLC term for a *Hail base* is *Street Hail Livery base*.

### **Return filing information**

Hail bases must electronically file quarterly returns and remit the fifty-cents-per trip tax for each taxable trip provided by each Hail vehicle affiliated with the Hail base during each quarter as shown on the schedule below. Since the first quarter is a short period, Hail bases should report and remit taxes for any taxable trips that occur during the period June 6, 2013, through June 30, 2013, when they electronically file their quarterly return for the period July 1, 2013, through September 30, 2013, which is due by October 21, 2013. There are no paper returns for this tax. Tax returns and remittances must be filed and paid electronically.

To access the electronic return and pay the tax due, go to *Online Services* on the Tax Department's Web site ([www.tax.ny.gov](http://www.tax.ny.gov)).

The quarterly periods and filing due dates are:

<b>Quarterly period</b>	<b>Due date for filing return</b>
January 1 through March 31	April 20
April 1 through June 30	July 20
July 1 through September 30	October 20
October 1 through December 31	January 20

When the filing due date falls on a Saturday, Sunday, or legal holiday, the return may be electronically filed and the tax paid on the next business day. There is no extension of time allowed to file a return or to pay the tax due.

NOTE: A TSB-M is an informational statement of existing department policies or of changes to the law, regulations, or department policies. It is accurate on the date issued. Subsequent changes in the law or regulations, judicial decisions, Tax Appeals Tribunal decisions, or changes in department policies could affect the validity of the information presented in a TSB-M.