



# Railroad Exemption Certificate for Non-Highway Diesel Motor Fuel

**Purchasers and sellers:** Read instructions and certification carefully before giving or accepting this certificate.

**Sellers:** Your sales are subject to the petroleum business tax at the highway diesel motor fuel rate, unless the purchaser gives you a properly completed certificate at or before the time of delivery. Keep this certificate for at least three years.

**Purchasers:** You must complete this certificate and give it to the seller. Please type or print.

Name of <b>seller</b>			Name of <b>purchaser</b>		
Street address			Street address		
City	State	ZIP code	City	State	ZIP code
New York State diesel motor fuel registration number			Purchaser's <i>Certificate of Authority</i> number	Employer identification number (EIN)	

Mark an **X** in the applicable box:

Single-purchase certificate

Date of delivery	Invoice or delivery ticket number	Gallons purchased or sold
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Blanket certificate – will be considered part of any order given to the seller and will remain in force until revoked by written notice.

I, the undersigned, do hereby certify that the non-highway diesel motor fuel covered by this certificate will be used only to fuel locomotives or other self-propelled rolling stock that runs only on rails. The fuel is being delivered into a storage tank not equipped with a nozzle designed to fuel a motor vehicle or delivered directly into locomotives or other self-propelled rolling stock that runs only on rails. **(My purchase of non-highway diesel motor fuel is subject to the petroleum business tax at the railroad diesel rate, subject to the New York State and local sales tax, and exempt from the diesel motor fuel excise tax.)**

I hereby certify that the non-highway diesel motor fuel being purchased will be delivered and used as stated above.

**Certification:** I certify that the above statements are true, complete, and correct, and that no material information has been omitted. I make these statements with the knowledge that willfully providing false or fraudulent information with the intent to evade tax may constitute a felony or other crime under New York State Law, punishable by a substantial fine and possible jail sentence. I understand that the vendor is required to collect the applicable taxes from me unless I properly furnish this certificate to the vendor, and that the vendor must retain this certificate and make it available to the Tax Department upon request. I also understand that the Tax Department is authorized to investigate the validity and accuracy of any information entered on this document.

Signature of <b>purchaser</b> or authorized representative	Title	Date
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## General information

A person may purchase non-highway diesel motor fuel at the railroad diesel rate by giving this properly completed certificate to a registered distributor of diesel motor fuel. All the fuel must be used only to fuel locomotives or other self-propelled rolling stock that runs only on rails. The seller must deliver the non-highway diesel motor fuel directly into the locomotives or other self-propelled rolling stock. If the seller delivers the non-highway diesel motor fuel into a storage tank, the tank must not be equipped to fuel motor vehicles.

*Non-highway diesel motor fuel* is any diesel motor fuel that is designated for use other than on a public highway (except for the use of the public highway by farmers to reach adjacent lands), and is dyed diesel motor fuel.

The distributor must keep this certificate for at least three years after the date of the last sale covered by the certificate.

## Instructions

The purchaser must give this certificate to the seller at or before the first sale of non-highway diesel motor fuel covered by this certificate.

The purchaser may mark an **X** in either the blanket certificate box, in which case this certificate may be used to cover all subsequent sales until revoked in writing by the purchaser; or the purchaser may mark the single-purchase certificate box, in which case a separate certificate must be given for each subsequent sale.

The purchaser or an authorized representative of the purchaser must sign this certificate.

## Need help?



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### Telephone assistance

Business Tax Information Center:	518-457-5342
To order forms and publications:	518-457-5431
Text Telephone (TTY) or TDD equipment users	Dial 7-1-1 for the New York Relay Service