

2013 Nonadmitted Insurance Premium Tax Return for Surplus Lines Brokers

For the period of (check one): **Jan. 1 - June 30, 2013** (Due Aug. 15, 2013) **July 1 - Dec. 31, 2013** (Due Feb. 15, 2014)

Print or Type	Name of surplus lines broker		Check if: <input type="checkbox"/> Amended return <input type="checkbox"/> No activity		
	Agency name		License number	Date licensed	
	Mailing address		Minnesota tax ID number—required (see instructions)		
	City State Zip code		Social Security number (last 4 digits)		
	Email address		Website address	Daytime phone	Fax number
			Contact person		

Figure the Tax	1 Total premiums (from page 2, column G)	1 _____
	2 Total fees and commissions (from page 2, column H)	2 _____
	3 Total gross premiums (from page 2, column I)	3 _____
	4 Total return premiums (from page 2, column J). Enter as a positive number	4 _____
	5 Taxable gross premiums (subtract line 4 from line 3)	5 _____
	6 Tax rate is 3% (.03)	6 <u> .03 </u>
	7 Total tax (multiply line 5 by line 6)	7 _____
	8 Penalty (see instructions)	8 _____
	9 Interest (see instructions)	9 _____
	10 TOTAL AMOUNT DUE or (overpaid) (add lines 7 through 9)	10 _____

If you owe additional tax (make separate payments for each period):
 Payment method: Electronic payment Check (payable to Minnesota Revenue; write MN tax ID number on check; attach Form PV53)
 Enter amount paid _____ Date paid _____
 (If amount paid is different from amount due on line 10, attach an explanation.)

I declare that this return is correct and complete to the best of my knowledge and belief.

Sign Here	Signature of broker	Date	Daytime phone	<input type="checkbox"/> I authorize the Minnesota Department of Revenue to discuss this tax return with the preparer.
	Signature of preparer	Print name of preparer	Date	

Mail to: Minnesota Revenue, Mail Station 1780, St. Paul, MN 55145-1780

2013 Form IG260 Instructions

For insurance tax laws, see *Minnesota Statutes, Chapter 297I* at www.leg.state.mn.us.

All surplus lines brokers licensed to do business in Minnesota must file Form IG260, *Semiannual Statement of Surplus Lines Insurance*, even if there is no activity or tax liability to report.

(M.S. 297I.05, subd. 7)

Filing Requirement

Effective July 21, 2011, the Nonadmitted and Reinsurance Reform Act of 2010 (NRRRA) permits only the insured's home state to require the payment of premium tax for nonadmitted insurance.

When Minnesota is the home state of the insured, as provided under M.S. 297I.05, subd. 7, 100 percent of the gross premiums are taxable in Minnesota with no allocation of the tax to other states.

“Home state” means the state in which an insured maintains its principal place of business, or in the case of an individual, the individual's principal residence.

However, if 100 percent of the insured risk is located outside Minnesota, then the insured's home state is the state to which the greatest percentage of the insured's taxable premium for that insurance contract is allocated.

Minnesota Tax ID Required
Surplus lines insurance brokers are required to have their own Minnesota tax ID number. This is not a Social Security number or agency Minnesota tax ID number.

If you don't have a Minnesota tax ID, you can apply online. Go to our website at www.revenue.state.mn.us and click “Register for a Minnesota tax ID number” on the e-Services menu. *Note:* During the process, be sure to select “Sole proprietor” as the type of legal organization. Use NAICS classification number 524210.

If you don't have access to the Internet, call 651-282-5225 or 1-800-657-3605 to register by phone.

Due Dates

File Form IG260 with all required attachments and pay any tax due by:

- Aug. 15 (for the six-month period ending June 30); and
- Feb. 15 of the following year (for the six-month period ending Dec. 31).

This form must be filed even if no tax is due for the period.

The U.S. postmark date, or date recorded or marked by a designated delivery service, is considered the filing date (private postage meter marks are not valid). When the due date falls on a Saturday, Sunday or legal holiday, returns and payments electronically made or postmarked on the next business day are considered timely. When a return or payment is late, the date it is received at the Department of Revenue is treated as the date filed or paid.

Extension for Filing Return. If good cause exists, you may request a filing extension.

Rules for Using Spreadsheets

If you are using your own spreadsheet, you must include all the information and in the same format as on page 2 of Form IG260, including subtotals on each page. Your filing will not be considered complete if all information, including subtotals, is not included.

If you have more than two pages of surplus lines insurance, submit an electronic file in addition to the printout. The files must be in a Microsoft Excel format.

Payments

Electronic Payments

If your total insurance taxes and surcharges for the last 12-month period ending June 30 is \$10,000 or more, you are required to pay your tax electronically.

You must also pay electronically if you're required to pay *any* Minnesota business tax electronically, such as withholding tax.

To pay over the Internet, go to the department's website at www.revenue.state.mn.us and login. If you don't have Internet access, call 1-800-570-3329 to pay by phone. You'll need your user name, password and bank routing and account numbers. When paying electronically, you must use an account that is not associated with any foreign banks.

If you use other electronic payment methods, such as ACH credit method or Fed Wire, instructions are available on our website or by calling our Business Registration Office at 651-282-5225 or 1-800-657-3605.

Submit separate payments for each return.

Check Payments (Form PV53)

If you are not required to pay electronically and choose to pay by check, complete a PV53 payment voucher and mail it with your check. Write your Minnesota tax ID number on your check.

When you pay by check, your check authorizes us to make a one-time electronic fund transfer from your account, and you may not receive your canceled check.

How to Complete the Form

Complete page 2 before page 1 of Form IG260.

Page 2, Column Instructions

A. NAIC Number

Enter the NAIC number.

B. Name of Insurer

List the insurers. Include policies for insurance companies without NAIC numbers.

C. Policy Number

The policy number (modified by the month and year that the policy was issued) is the controlling number for reporting surplus lines policies and any subsequent activity during the policy period, i.e., endorsements, audits and/or cancellations.

D. Effective Date (required)

Enter the effective date of the transaction.

E. Name of Insured

Provide the name of the insured.

F. Policy Transaction Type

Enter one of the following numbers:

- | | |
|------------------|-------------------|
| 1 = New business | 4 = Audit |
| 2 = Renewal | 5 = Reinstatement |
| 3 = Cancellation | 6 = Endorsement |

G. Total Premiums

Include all premiums paid by companies with a home state of Minnesota for risks located in the United States and U.S. territories.

Continued

H. Total Fees and Commissions (excluding stamping fee)

Include all fees and commissions paid by policyholder to obtain coverage that are not included in premiums.

I. Total Gross Premiums

Total premiums and all fees and commissions (column G plus column H).

J. Return Premiums

Enter all return premiums. Include a note indicating on which return the original policy was reported. Return premiums can only be claimed by the broker where the premiums and taxes were originally reported.

Page 1, Line Instructions

Check Boxes

At the top of the form, check if the return is:

- an **Amended Return**: Check only if you are amending a previously filed return for the same period. Include all original and corrected policies on the amended return.
- for **No Activity**: Check only if you did not purchase any insurance from unlicensed companies in 2013.

Line 4 – Total Return Premiums

Enter all return premiums as a positive number.

Line 5 – Taxable Gross Premiums

Gross premiums include fees and commissions.

Line 8 – Penalty

Late Payment. If you don't pay all the tax due by the due date, a late payment penalty is due. The penalty is 5 percent of the unpaid tax for any part of the first 30 days the payment is late, and 5 percent for each additional 30-day period, up to a maximum of 15 percent.

Late Filing. Add a late filing penalty to the late payment penalty if your return is not filed by the due date. The penalty is 5 percent of the unpaid tax. When added to the late payment penalty, the maximum combined penalty is 20 percent.

Payment Method. If you are required to pay electronically and do not, an additional 5 percent penalty applies to payments not made electronically, even if a paper check is sent on time.

Line 9 – Interest

You must pay interest on the unpaid tax plus penalty from the due date until the total is paid. The interest rate for calendar year 2013 is 3 percent. The interest rate may change for future years.

To figure how much interest you owe, use the following formula with the appropriate interest rate:

$$\text{Interest} = (\text{tax} + \text{penalty}) \times \# \text{ of days late} \times \text{interest rate} \div 365$$

Business Information Changes

Be sure to let us know within 30 days if you change mailing addresses, phone numbers, or any other business information. To do so, go to our website, login to e-Services and update your profile information. By notifying us, we will be able to let you know of any changes in Minnesota tax laws and filing requirements.

Information and Assistance

Website: www.revenue.state.mn.us
Email: insurance.taxes@state.mn.us
Phone: 651-556-3024 (TTY: Call 711 for Minnesota Relay)

We'll provide information in other formats upon request to persons with disabilities.

For questions about licensing and regulations, contact the Minnesota Department of Commerce:

Website: www.insurance.mn.gov
Email: companylic.commerce@state.mn.us
Phone: 651-296-6319 or 1-800-657-3602 (TTY: Call Minnesota Relay at 711)

For questions about stamping fees, contact the Surplus Lines Association of Minnesota (SLAM):

Website: www.mnsla.com
Email: nschoeder@mnsla.com
Phone: 320-679-4244