

Nebraska Motor Fuels Tax Bond

- If combined bond, complete schedule on reverse side
- Read instructions on reverse side

**FORM
70**

| | | | |
|---|---|----------------------------|------------------------------|
| 1 Do you hold or have you previously held a Nebraska Identification Number? <input type="checkbox"/> YES <input type="checkbox"/> NO If Yes give number _____ | 2 Federal Employer Identification or Social Security Number _____ | 3 Surety Bond Number _____ | 4 Total Amount of Bond _____ |
|---|---|----------------------------|------------------------------|

| NAME AND LEGAL ADDRESS SHOWN ON APPLICATION | | | PRINCIPAL'S NAME AND MAILING ADDRESS | | |
|---|-------------|----------------|---------------------------------------|-------------|----------------|
| Name _____ | | | Name _____ | | |
| Street Address _____ | | | Street or Other Mailing Address _____ | | |
| City _____ | State _____ | Zip Code _____ | City _____ | State _____ | Zip Code _____ |

| | | | | | |
|--------------------------|-----------|------------|--|--|---------------------------|
| 8 EFFECTIVE DATE OF BOND | | | 6 Indicate fuel tax license(s) covered by this bond. | | |
| Month _____ | Day _____ | Year _____ | Minimum \$20,000 bond for each license: | | |
| | | | <input type="checkbox"/> Motor Fuels Tax | <input type="checkbox"/> Producer | |
| | | | Minimum \$10,000 bond for: | | Minimum \$1,000 bond for: |
| | | | <input type="checkbox"/> Aircraft Fuels Tax | <input type="checkbox"/> Compressed Fuel Tax | |

| NAME AND MAILING ADDRESS OF SURETY COMPANY | | | NAME AND MAILING ADDRESS OF AGENT | | |
|--|-------------|----------------|---------------------------------------|-------------|----------------|
| Name _____ | | | Name _____ | | |
| Street or Other Mailing Address _____ | | | Street or Other Mailing Address _____ | | |
| City _____ | State _____ | Zip Code _____ | City _____ | State _____ | Zip Code _____ |

CONDITION OF BOND

For valuable consideration, we, the above-named individual or firm, as principal, and the above-named surety company, both duly qualified and authorized to transact business in the State of Nebraska, are jointly and severally held and firmly bound unto the State of Nebraska, in the penal sum shown above, lawful money of the United States, for the payment of which we hereby bind ourselves, heirs, assigns, successors, executors, and administrators, firmly by these presents.

The principal has made application to the State of Nebraska for or holds license(s) or permit(s) as indicated in this bond. If the principal shall pay all taxes, penalties, and interest due or to become due under the laws of Nebraska relating to such tax programs under the Nebraska statutes, R.R.S. 1943, as amended, and shall comply with all the provisions thereof, and the regulations issued thereunder, then this obligation shall be void; otherwise, the same shall be and remain in full force and effect. The obligation of this bond shall begin on the effective date indicated above.

The bond shall be continuous until such time as the above-named surety company provides written notification of cancellation to the Nebraska Department of Revenue by certified mail, return receipt request. At least thirty (30) days notice of cancellation MUST be provided. The bond shall be deemed cancelled at the end of the last day of the calendar month following the month in which written notice of cancellation was received. The principal and surety shall not be discharged from any liability already due or to become due under the laws of Nebraska guaranteed by this bond before the date of cancellation.

**sign
here**

| | | |
|---|------------------------|------------|
| Original Signature of Principal _____ | Telephone Number _____ | Date _____ |
| Original Signature of Attorney in Fact or Authorized Surety Company Officer _____ | Telephone Number _____ | Date _____ |
| Original Signature of Agent _____ | Telephone Number _____ | Date _____ |

Mail this bond to: **MOTOR FUELS DIVISION, P.O. BOX 98904, LINCOLN, NEBRASKA 68509-8904**

INSTRUCTIONS

WHO MUST FILE. Every entity making application for a motor fuels or aircraft fuels supplier, distributor, wholesaler, importer, exporter or compressed fuel retailer license who does not currently hold a valid fuel tax license, is required to file a surety bond. Security may also be required when deemed necessary by the Motor Fuels Tax Division to ensure compliance with Nebraska Motor Fuels Tax Laws. When a licensee fails to file timely returns, when tax has not been remitted, or when an audit indicates severe problems, a bond may be required.

WHEN AND WHERE TO FILE. The bond and Nebraska Motor Fuels License Application, Form 20MF, must be mailed together to the Motor Fuels Division, P.O. Box 98904, Lincoln, Nebraska 68509-8904. If a bond or application is received separately, it will be returned to the applicant.

DETERMINATION OF AMOUNT. The bond amount for a motor fuels producer, supplier, distributor, wholesaler, importer, or exporter license is approximately three times the estimated average monthly tax liability, in an amount not less than \$20,000. The bond amount for an aircraft fuels supplier, distributor, wholesaler, importer, or exporter license is approximately three times the estimated average monthly tax liability, in an amount not less than \$10,000. When no prior record of liability exists, applicants must estimate their potential liability.

The bond amount for a compressed fuel retailer is approximately two times the estimated average quarterly tax liability, or three times the estimated average monthly tax liability, depending upon the filing frequency. In no instance will this be less than \$1,000. When no prior record of liability exists, applicants must estimate their potential liability.

The duration of this bonding requirement shall be at least one year. In the case of an exporter, the amount and duration of the security shall be fixed by the division.

Failure to maintain a proper bond is cause for license or permit suspension or cancellation.

A Nebraska Motor Fuels Tax Bond Rider, Form 70XN, must be filed to indicate the following changes to existing bonds:

- Change in name;
- Change in ownership;
- Change in form of ownership;
- Change in amount of bond; or
- Change in effective date of bond.

COMBINED MOTOR FUELS TAX BOND

WHO MAY FILE. Any person applying for or holding two or more licenses or permits may, in lieu of filing a separate bond for each license or permit, file a combined bond.

DETERMINATION OF COMBINED AMOUNT. The amount of a combined bond shall be the cumulative total of the amount of the individual bonds which otherwise would be required. The Nebraska Schedule - Combined Motor Fuels Tax Bond must be completed when filing a combined bond.

For additional information, please contact your account representative at the Motor Fuels Division, P.O. Box 98904, Lincoln, Nebraska 68509-8904, or call toll free 1-800-554-FUEL (1-800-554-3835). Lincoln residents call 471-5730.

| NEBRASKA SCHEDULE - Combined Motor Fuels Tax Bond | |
|--|----------------|
| Tax Program | Amount of Bond |
| 1 | |
| 2 | |
| 3 | |
| 4 Total (total of lines 1 through 3). Enter here and on line 4 on the front of this form | |