

AUDIT SERVICES

TAX MATRIX

#### **INDUSTRY GUIDANCE**

| Category:          | Computer & Office    | Тах Туре:       | Sales & Use Tax |
|--------------------|----------------------|-----------------|-----------------|
|                    | Equipment Repair     |                 |                 |
| Brief Description: | Computer & Office    | Effective Date: | 10-31-2022      |
|                    | Equipment Repair Tax |                 |                 |
|                    | Matrix               |                 |                 |

The taxability of sales and purchases of tangible personal property and labor services by computer and office equipment repair companies are summarized below. While this document provides general information as to the taxability of sales and purchases of tangible personal property and labor services by businesses in the computer and office equipment repair industry, it may not necessarily cover every situation as the taxability may depend on facts and circumstances around the specific transaction. Should a more definitive determination be desired, businesses may request a letter ruling from the Department. <u>MODOR Letter Ruling Page</u>

#### This list is not all-inclusive.

Missouri sales or use tax applies to those purchases identified or designated as taxable in the chart below. The applicable Missouri sales or Missouri consumer's use tax must be paid to the vendor or accrued and remitted directly to the Missouri Department of Revenue. Purchases from Missouri vendors may be reported using the retailer's sales tax return. Purchases from outside this state which are delivered to this state are to be reported on the Missouri consumer's use tax return.

| Sales by Computer & Office Equipment Repair Companies:   | Taxable/Exempt |
|--|----------------|
| Computers, computer software, and computer security systems purchased for use by architectural or engineering firms headquartered in Missouri with at least four integrated facilities operated by the taxpayer  | Exempt         |
| Computers, computer software, and computer security systems purchased for use by architectural or engineering firms headquartered in Missouri with less than four integrated facilities operated by the taxpayer | Taxable        |
| Spyware and virus removal services   | Exempt         |
| Customized programs developed per customer special order   | Exempt         |
| Sale or license of canned software delivered in tangible medium  | Taxable        |
| Sale or license of canned software delivered electronically  | Exempt         |



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| Sales by Computer & Office Equipment Repair Companies  | Taxable/Exempt |  |
|--|----------------|--|
| (continued):   |                |  |
| Future periodic payments required for continual use of software purchased in tangible format                         | Taxable        |  |
| Labor separately stated for repair and personal service  | Exempt         |  |
| Fabrication labor for programming charges to install software in tangible format                                     | Taxable        |  |
| Mandatory software maintenance agreements for software delivered in a tangible format                                | Taxable        |  |
| Optional computer hardware maintenance agreements  | Exempt         |  |
| Renewals of original software licenses, where the software was installed via tangible format                         | Taxable        |  |
| Renewals of original software licenses, where the software was installed electronically                              | Exempt         |  |
| Desktops, laptops, computer peripherals, and monitors  | Taxable        |  |
| Computer manufacturer's diagnostic tool CD and extended warranty (not separately stated)                             | Taxable        |  |
| Security deposits that are associated with sales of tangible personal property or taxable services that are retained | Taxable        |  |
| Security deposits that are associated with sales of tangible personal property or taxable services that are returned | Exempt         |  |
| Security deposits for the sale of custom software that is kept or returned   | Exempt         |  |

| Purchases by Computer & Office Equipment Repair Companies:   | Taxable/Exempt |
|--|----------------|
| Items for resale that are used for custom software   | Taxable        |
| Items for resale of a taxable item or service  | Exempt         |
| Taxable items purchased for resale of non-taxable items or services  | Taxable        |
| Tools and equipment used in the course of business such as; screwdrivers, bits, crimp, cut, and strip tools, flashlights, multimeters, testers, sensors, pliers, wrenches, hex tools, etc. | Taxable        |



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| Purchases by Computer & Office Equipment Repair Companies (continued):  | Taxable/Exempt |
|---|----------------|
| Security cameras & other security related equipment   | Taxable        |
| Security monitoring services  | Exempt         |
| Canned software and software upgrades to maintain or update software delivered via CD Rom   | Taxable        |
| Canned software provided via electronic download through the internet   | Exempt         |
| Custom software and software upgrades to maintain or update software developed for a single end user                                    | Exempt         |
| Books, newspapers, and magazine subscriptions   | Taxable        |
| Lease or rental of any copier, fax, vehicle, etc.   | Taxable        |
| Copiers, scanners, computers, printers, and fax machines  | Taxable        |
| Complimentary bottled water, coffee, soft drinks, creamer, sugar, cups and stir sticks, candy, etc.                                     | Taxable        |
| Educational materials such as posters, printed materials and literature, etc.   | Taxable        |
| Promotional items including but not limited to: calendars, mugs, pens, clothing, balloons, etc.   | Taxable        |
| Office supplies such as office forms, staplers, paper, pens, pencils, labels, business cards, ink, toner, ribbon cartridge, etc.        | Taxable        |
| Furniture and fixtures, including but not limited to: desks, lamps, tables, chairs, artwork, signs, plants and planters, shelving, etc. | Taxable        |
| Shelving, display racks, checkout counters, storage cabinets, display cases, scanners, cash drawers, bins and boxes, etc.               | Taxable        |
| Streaming music services  | Exempt         |
| Breakroom supplies such as microwaves, refrigerators, cups, and paper products  | Taxable        |
| Utilities   | Taxable        |
| Specialty advertising   | Taxable        |
| Media advertising   | Exempt         |
| Uniforms  | Taxable        |



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| Purchases by Computer & Office Equipment Repair Companies (continued):   | Taxable/Exempt |  |
|--|----------------|--|
| Donations of tangible personal property  | Taxable        |  |
| Repair and replacement parts for repairing, altering, or maintaining tangible personal property such as computers, printers, copiers, security equipment, etc. | Taxable        |  |
| Repairs, maintenance, and remodeling services to existing structure/facility through a hired contractor  | Exempt         |  |
| Trash & cleaning services  | Exempt         |  |
| Shredding services   | Exempt         |  |
| Janitorial supplies  | Taxable        |  |
| Pest control services  | Exempt         |  |
| Professional services such as legal or accounting  | Exempt         |  |
| Warranty or service agreements for tangible personal property such as computers, printers, copiers, security equipment, etc.                                   | Exempt         |  |