



State of California
Board of Equalization

Collecting Reimbursement for the Oil Spill Prevention and Administration Fee

As a reminder, a separately stated charge for reimbursement of the oil spill prevention and administration fee (fee) by a feepayer is considered excess fee reimbursement *except* where the reimbursement is charged on a transaction or activity that results in the fee liability.

The law does *not* prohibit a feepayer from including the expense of the fee in the cost of the products it sells, or notating that the fee was already paid on documentation for crude oil or petroleum products. Unless the fee was previously collected and paid on the crude oil or petroleum products, effective September 18, 2014, these activities are subject to the fee: all crude oil received at a marine terminal or refinery; petroleum products received at a marine terminal from outside the state; and, all petroleum products received at a refinery.

Excess fee reimbursement is defined as any amount that is charged by a feepayer on an activity or transaction that does not result in an oil spill fee liability, or is in excess of the fee due, and is represented as reimbursement of the oil spill fee.

(OVER)

All amounts so collected constitute excess fee reimbursement that must be paid to the Board of Equalization, unless refunded or credited by the feepayer to its customer. If you refund or credit excess fee reimbursement to your customer, you should maintain documentation for the refund or credit in your records.

Customer Service Center

If you have any questions about this notice, please visit our website at www.boe.ca.gov or call our Customer Service Center at 1-800-400-7115 (TTY:711) Monday through Friday 8:00 a.m. to 5:00 p.m., (Pacific time), excluding state holidays.

SPECIAL TAXES AND FEES DEPARTMENT