

## Sales/Use/Indirect:

### Washington DOR Issues Guidance on Taxation and Sourcing of Non-Fungible Tokens (NFTs)

*ETA 3241.2024: Non-Fungible Tokens (NFTs)*, Wash. Dept. of Rev. (12/5/24). The Washington Department of Revenue (Department) issued an excise tax advisory (ETA) that seeks to provide general guidance on how Washington's business and occupation (B&O), retail sales, and use taxes apply to transactions involving non-fungible tokens (NFTs). According to the Department, this ETA replaces any previous rulings or written reporting instructions provided to taxpayers that conflict with the NFT guidance in it. Topics in the ETA include:

**URL:** [https://taxpedia.dor.wa.gov/documents/current%20eta/3241.2024\\_FINAL.pdf](https://taxpedia.dor.wa.gov/documents/current%20eta/3241.2024_FINAL.pdf)

- Definitions and terms;
- Overview of NFTs and taxability;
- Selling price;
- Sourcing;
- Bundled transactions;
- Marketplace facilitators and marketplace sellers;
- Apportionment of non-retail activities;
- Royalties, burning, and minting;
- Use tax; and
- Reselling activities.

Please contact us with any questions.

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