

State Tax Matters

The power of knowing. March 21, 2025

Sales/Use/Indirect:

Pennsylvania DOR Says it Will No Longer Accept Vendor Attestation Letters on Certain Taxpayer Refund Requests

Sales and Use Tax Bulletin 2025-01 – Purchase Price of Employment Agency Services, Help Supply Services and Building Cleaning Services, Penn. Dept. of Rev. (3/12/25). A new Pennsylvania Department of Revenue (Department) sales and use tax bulletin clarifies the taxable purchase price of and taxpayer refund requirements for "employment agency services," "help supply services" and "building cleaning services" – announcing that while taxpayers requesting a refund of the tax paid on such costs historically have provided letters from the vendors attesting to the cost of the supplied employees, "the Department will no longer accept a letter from a vendor attesting to its nontaxable employee costs." In doing so, the Department explains that state law requires that such employee costs be itemized or stated in the aggregate on the billing. Accordingly, taxpayers seeking a refund of the tax paid on such employee costs where the vendor has not itemized or separately stated the costs of the supplied employee or employees on the original invoice "are advised to have the vendor issue a revised invoice with the employee costs specifically itemized or stated in the aggregate." Please contact us with any questions.

URL: https://www.pa.gov/content/dam/copapwp-pagov/en/revenue/documents/taxlawpoliciesbulletinsnotices/taxbulletins/sut/documents/st_bulletin_2025-01.pdf

Kristy Kirk (Harrisburg)
Managing Director
Deloitte Tax LLP
krikirk@deloitte.com

Lynn Sierra (Pittsburgh) Senior Manager Deloitte Tax LLP Isierra@deloitte.com Mike O'Malley (Philadelphia) Senior Manager Deloitte Tax LLP mikomalley@deloitte.com

This communication contains general information only, and none of Deloitte Touche Tohmatsu Limited ("DTTL"), its global network of member firms or their related entities (collectively, the "Deloitte organization") is, by means of this communication, rendering professional advice or services. Before making any decision or taking any action that may affect your finances or your business, you should consult a qualified professional adviser.

No representations, warranties or undertakings (express or implied) are given as to the accuracy or completeness of the information in this communication, and none of DTTL, its member firms, related entities, employees or agents shall be liable or responsible for any loss or damage whatsoever arising directly or indirectly in connection with any person relying on this communication. DTTL and each of its member firms, and their related entities, are legally separate and independent entities.

About Deloitte

Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited ("DTTL"), its global network of member firms, and their related entities (collectively, the "Deloitte organization"). DTTL (also referred to as "Deloitte Global") and each of its member firms and related entities are legally separate and independent entities, which cannot obligate or bind each other in respect of third parties. DTTL and each DTTL member firm and related entity is liable only for its own acts and omissions, and not those of each other. DTTL does not provide services to clients. Please see www.deloitte.com/about to learn more.

Deloitte provides industry-leading audit and assurance, tax and legal, consulting, financial advisory, and risk advisory services to nearly 90% of the Fortune Global 500® and thousands of private companies. Our professionals deliver measurable and lasting results that help reinforce public trust in capital markets, enable clients to transform and thrive, and lead the way toward a stronger economy, a more equitable society and a sustainable world. Building on its 175-plus year history, Deloitte spans more than 150 countries and territories. Learn how Deloitte's approximately 415,000 people worldwide make an impact that matters at www.deloitte.com.