

MAINE REVENUE SERVICES
NONADMITTED PREMIUMS TAX
(SELF PROCURED & SURPLUS LINES)
ANNUAL RECONCILIATION / RETURN



2020

Maine Surplus Lines Account Number, Period Covered (January 1 - December 31, 2020), Due Date (March 15, 2021)

Producer's name or name of Agency reporting on behalf of its producers or Self Procured Person's/Entity Name, Street Address and/or Post Office Box, City, State, ZIP Code, Name of Producer's Company or Employer, CHECK ALL THAT APPLY: Initial return, Amended return, Made estimated payments during the year, Change of name/address

Tax Computation table with 9 rows: 1. Nonadmitted Gross Direct Insurance Premiums, 2. DEDUCTIONS (2a. Return premiums, 2b. Dividends paid), 3. Total Deductions, 4. Amount Taxable, 5. Premiums Tax, 6. Estimated Payments, 7. Balance Due, 8. Overpayment, 9a. Portion of overpayment on line 8 to be applied to next year's estimated tax, 9b. Portion of overpayment on line 8 to be refunded.

2021 Estimated Tax

The 2021 tax payments must be on an estimated basis. The April and June installments must each equal at least 35% of the total tax paid for 2020 or 35% of the total tax due for 2021. The October installment must equal 15% of the total tax paid for 2020 or 15% of the total tax due for 2021. See Form INS-6 for details. (36 M.R.S. § 2521-A).

AFFIDAVIT AND SIGNATURE

This return is made in compliance with the provisions of 36 M.R.S. § 2521-A. The amount of all nonadmitted insurance premiums on insurance subject to Maine tax for the above period has been reported. Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Date, Signature, Phone #, Preparer's Signature, ID Number

If enclosing a check, make check payable to: Treasurer, State of Maine and MAIL WITH RETURN TO: MAINE REVENUE SERVICES, P.O. BOX 1065 AUGUSTA, ME 04332-1065. If not enclosing a check, MAIL TO: MAINE REVENUE SERVICES, P.O. BOX 1064 AUGUSTA, ME 04332-1064

GENERAL INSTRUCTIONS

WHO MUST FILE

Every licensed producer and self procured person/entity that has nonadmitted gross direct insurance premiums as described in the instructions for Line 1 below must file Form INS-7. A fraternal benefit society, order, or lodge, as defined in 24-A M.R.S. section 4101(1) is exempt from Maine insurance premiums taxes.

Election to Report on Behalf of Employee Producers. An agency may elect to report and pay nonadmitted insurance premiums tax on behalf of all of its employee producers. To make this election, the agency must file an Application for Tax Registration, completing sections 1 and 9. Enter the name and federal ID number of the agency in section 1 and enter a note in section 9 stating that the agency is electing to file on behalf of its producers.

WHEN TO FILE

The annual return and the final tax payment for 2020 are due **March 15, 2021**.

ESTIMATED PAYMENT OF TAX

Insurers must make estimated tax payments for the calendar year. Required estimated payments for 2021 may be based either on the 2021 tax liability or the 2020 tax liability. April and June installments must each equal at least 35% of the 2020 total tax liability or 35% of the 2021 tax due. The October installment must equal 15% of the 2020 total tax liability or 15% of the 2021 tax due and the balance due must be submitted with the 2021 Form INS-7.

An insurance company with an annual tax liability not exceeding \$1,000 is not required to pay estimated payments.

Self-procured filers must base each estimated payment on actual premiums for the quarter.

NOTE: Certain taxpayers with large annual tax liabilities are required to remit tax payments electronically. See MRS Rule 102 on the MRS website at www.maine.gov/revenue/publications/rules for details.

Maine Surplus Lines Account Number. The Maine Surplus Lines Account Number is the eleven digit identification number comprised of the producer's SSN or, if an agency is filing on behalf of its employees, the agency's federal EIN with a two digit Maine suffix. If self procured filer, enter the individual's SSN or entity EIN. The suffix will be '01' unless you are notified by MRS that a different suffix has been assigned.

Line 1. Nonadmitted Gross Direct Insurance Premiums.

Licensed producers enter the gross direct premiums received from persons whose principal place of business or principal residence is in Maine and whose insured risk is entirely or partially in Maine. In addition, regardless of the location of the insured risk, enter gross direct premiums received with respect to insurance policies that meet all of the following: **1)** the policy is held by a person whose principal place of business or principal residence is outside Maine; **2)** none of the insured risk of the policy is located in the state of the insured's principal place of business or principal residence; and **3)** the greater percentage of the insured risk of the policy is in Maine.

Self procured persons whose principal place of business or principal residence is in Maine and whose insured risk is entirely or partially in Maine: enter the total gross direct premiums received, regardless of the location of the risk.

Self procured persons whose principal place of business or principal residence is outside Maine: Regardless of the location of the risk, enter gross direct premiums received with respect to insurance policies that meet both of the following: **1)** none of the insured risk of the policy is located in the state of the insured's principal place of business or principal residence; and **2)** the greater percentage of the insured risk of the policy is in Maine.

INTEREST AND PENALTIES

For calendar year 2021, the interest rate is 5%, compounded monthly. The penalty for failure to file a return on time is the greater of \$25 or 10% of the tax due, unless the return is filed more than 60 days after the receipt of a demand notice from the State Tax Assessor, in which case the failure-to-file penalty is the greater of \$25 or 25% of the tax due. The penalty for failure to pay a tax liability timely is 1% of the outstanding liability for each month or fraction thereof during which the failure continues, to a maximum of 25% of the outstanding liability.

WHOLE DOLLAR AMOUNTS

Enter money items as whole dollar amounts. Drop any amount under 50 cents to the lower dollar amount and increase any amount 50 cents through 99 cents to the higher dollar amount.

FOR INFORMATION AND FORMS

Website: www.maine.gov/revenue
Telephone: (207) 624-9753
Monday-Friday, 9 a.m.- 12 p.m.
Order Forms: (207) 624-7894

STATUTORY REFERENCES

36 M.R.S. §§ 2512 through 2536.

SUPPORTING RECORDS

Taxpayers should be prepared to provide supporting documentation for reported amounts. Adequate records must be maintained in a manner that ensures their accessibility by the State Tax Assessor for a period of at least six years.

A premium is an amount paid or payable for an insurance policy, including all fees (except provider fees paid for service contracts), such as membership, policy, survey, inspection, service and finance fees in consideration for an insurance policy.

NOTE: Agencies reporting on behalf of employee producers must attach a schedule with the name, social security number and portion of taxable premiums attributable to each producer for whom the agency is filing.

2a. Return premiums. Enter the amount of direct return premiums that were returned to the policyholder during the tax year. Include return premiums paid that were subject to the Maine surplus lines premiums tax in a prior year, as well as return premiums that were paid in 2020 and included on line 1.

2b. Dividends paid, credited or allowed on direct premiums. Enter the amount of direct dividends paid to the policyholder during the tax year. Include dividends paid that were subject to the Maine surplus lines premiums tax in a prior year, as well as dividends that were paid in 2020 and included on line 1.

Line 6. Estimated Payments. Enter the overpayment carried forward from 2019 and any estimated payments made during 2020.

Line 9a. Portion of overpayment to be applied to next year's estimated tax. Use this line only if you want to have all or part of the overpayment on line 8 applied as an estimated payment to your 2021 Maine surplus lines premiums tax.