



IMPORTANT
AGUA CALIENTE BAND OF CAHUILLA INDIANS TAX DEPARTMENT
INVITES YOU TO A TOWN HALL MEETING ON NOVEMBER 15TH
10 A.M. AT THE PALM SPRINGS PUBLIC LIBRARY,
OR 3 P.M. AT THE CATHEDRAL CITY BRANCH LIBRARY

October 31, 2022

Dear Restaurant or Bar Owner:

You are invited to a town hall meeting to discuss the new Tribal food and beverage sales tax. Beginning January 1, 2023, and as a result of revisions to California law¹, retailers that operate an eating or drinking establishment (such as a restaurant or bar) on the Agua Caliente Band of Cahuilla Indians reservation under a federally authorized lease or sublease will be required to report and remit a Tribal sales tax, on food and beverages sold for consumption on the reservation, to the Tax Department of the Agua Caliente Band of Cahuilla Indians.

To briefly summarize the Tribal food and beverage sales tax:

- If a sale is subject to the Tribal food and beverage sales tax, it is not subject to the state of California's sales or use tax collected by the California Department of Tax and Fee Administration. **Accordingly, your sales are not subject to double taxation.**
- The Tribal food and beverage sales tax is reported and paid quarterly, and you will receive a rebate/credit of three percent (3%) of the tax amount due when the tax is timely reported and paid on or before the quarterly due date.
- The Tribal food and beverage sales tax rate is at the same rate as the combined sales or use tax rate otherwise imposed and collected by California Department of Tax and Fee Administration at that location.
- Sales of meals, food, and beverages made at the business location on the reservation are presumed for consumption on the reservation and therefore subject to the Tribal food and beverage sales tax. This includes "to go" sales picked up at your location.
- A sale for consumption off of the reservation, such as a sale made through a drive-up window or a sale delivered to a location off of the reservation by the retailer, is generally subject to the state of California's sales or use tax.

In order to provide more information and to address any questions, two townhall meetings will be held on Tuesday, November 15th. A morning session will be held at 10 a.m., at the Palm Springs Public Library, 300 S. Sunrise Way, Palm Springs and an afternoon session will be held at 3 p.m. at the Cathedral City Branch Library, 33520 Date Palm Drive, Cathedral City. Please attend the session that is most convenient for you. To RSVP for the meeting, please contact Robert Tucker at (760) 699-6975 or at rtucker@aguacaliente-nsn.gov.

¹ CDTFA Letter to Restaurant Owners on Indian Reservations - [L-815](#); Regulation [1616](#).

AGUA CALIENTE BAND OF CAHUILLA INDIANS



For your convenience, enclosed is an application for registration with the Tax Department of the Agua Caliente Band of Cahuilla Indians to obtain a Retailer's Permit. Registration is required for each "person" that owns a business. (A "person" is defined as the owner of the business and may include a sole owner, corporation, partnership, LLC, etc.) However, one registration may include multiple locations, and, upon processing by the Tax Department, a separate Retailer's Permit will be provided for each location. Please complete this application and return it to:

Agua Caliente Band of Cahuilla Indians
Attn. Tax Department
5401 Dinah Shore Drive
Palm Springs, CA 92264

In the event you have questions, please contact Robert Tucker at (760) 699-6975 or at rtucker@aguacaliente-nsn.gov, or feel free to visit our web page at <http://actaxdept.org>.

Regards,

Robert Tucker
Tax Director
Agua Caliente Band of Cahuilla Indians
5401 Dina Shore Drive
Palm Springs, CA 92264

Enclosures