

~~13-812.~~

~~[(a) For collecting and remitting the tax, a licensed dealer who, on behalf of the Administration, collects the excise tax imposed by this part may keep the lesser of \$12 per vehicle or 0.6 percent of the gross excise tax the dealer collects.]~~

~~[(b)] (A) Each dealer who collects any tax or fee required for titling a vehicle shall:~~

~~(1) Keep complete and accurate records of each taxable sale, together with a record of the tax collected on the sale;~~

~~(2) Keep copies of every invoice, bill of sale, and other pertinent documents and records, in the form that the Administration requires; and~~

~~(3) Preserve these records in original form for at least 3 years, unless the Administration consents in writing to their earlier destruction or, by order, requires that they be kept for a longer period.~~

~~[(c)] (B) Each dealer who collects any tax or fee required for titling a vehicle shall, during business hours, allow any representative of the Administration and any police officer full access to records required to be kept under subsection [(b)] (A) of this section.~~

~~[(d)] (C) If the Administration finds that the records of a dealer are inadequate or incorrect and that the amount of excise tax collected for the Administration on these sales cannot be determined accurately from the records:~~

~~(1) The Administration shall determine the taxable sales of the dealer for the period involved and compute the tax from the best information available; and~~

~~(2) The determination and computation of the Administration are prima facie correct.~~

~~[(e)] (D) (1) If, under subsection [(d)] (C) of this section, the Administration determines the sales of vehicles and computes the tax due, it shall:~~

~~(i) Levy an assessment against the dealer for the deficiency, interest, and penalties in the manner authorized in §§ 13-401, 13-601, and 13-701 of the Tax General Article; and~~

~~(ii) Notify the dealer of the tax due and of the amount of the deficiency assessment.~~

~~(2) If the dealer fails to pay the tax and assessment within 10 days after receiving the notice from the Administration, the Administration may levy, in addition to the tax and assessment, a penalty equal to 25 percent of the tax due.~~

~~[(f)] (E) If a dealer fails to keep any records of sales of vehicles, the Administration may compute the tax due as provided in § 13-407 of the Tax General Article.~~