

Nonresident Entertainer Tax

Promoter's Annual Reconciliation

Type or print	Name of promoter	For calendar year
	Address	Minnesota tax ID number
	City State Zip code	Federal tax ID number

Tax deposited	1 Total compensation paid to nonresident entertainers 1 _____
	2 Total nonresident entertainer tax withheld (<i>attach all 1099s and W-2s for the year</i>) 2 _____
	3 Tax deposited with Form ETD for:
	January _____
	February _____
	March _____
	April _____
	May _____
	June _____
	July _____
	August _____
	September _____
	October _____
November _____	
December _____	
Total tax deposited 3 3 _____	

If line 2 equals line 3, sign and date this form and mail it to the address below.
If line 2 does not equal line 3, complete line 4 or 5.

Refund or amount due	4 If line 3 is more than line 2, enter the amount of your REFUND 4 _____
	5 If line 3 is less than line 2, enter the additional TAX YOU OWE 5 _____ Make check payable to Minnesota Revenue.

I declare this form is correct and complete to the best of my knowledge and belief. I know I owe the tax listed on this form, and I give up my right to contest any court order requiring me to pay this amount.

Sign here	Your signature		Date	Daytime phone	
				()	
	Paid preparer's signature		MN tax ID, SSN or PTIN	Date	Daytime phone
					()

Mail by the end of February to: Minnesota Revenue, Mail Station 6525, St. Paul, MN 55146-6525

Information and instructions for Form ETA

General information

Compensation received by nonresident entertainment entities for performances in Minnesota is not assigned to Minnesota for regular income tax purposes. Instead, there is a 2 percent nonresident entertainer tax on the gross compensation the entertainment entity receives for performances in Minnesota.

Who is an entertainment entity?

The law defines entertainment entities as:

- nonresident entertainers who are paid for providing entertainment as independent contractors,
- partnerships that are paid for entertainment provided by nonresident entertainers who are partners, and
- corporations that are paid for entertainment provided by nonresident entertainers who are shareholders of the corporation.

Nonresident public speakers are considered entertainment entities and are subject to the tax (*see below*).

The promoter's responsibility

Promoters and organizations who pay nonresident entertainers to perform in Minnesota must withhold 2 percent of the entertainer's gross compensation and deposit it with the department using Form ETD, *Promoter's Deposit Form*. Gross compensation includes reimbursements made to the entertainer for transportation, lodging and other expenses. Deposits and Form ETD are due the last day of the month following the month of performance.

You are not required to withhold tax for *nonresident public speakers* if the compensation is less than \$2,000 per engagement or is merely a reimbursement of expenses. The speaker, however, must file a nonresident entertainer tax return and pay any tax liability due.

You must give a 1099-MISC form to each entertainer who performs for you in Minnesota.

Enter the total compensation paid to the entertainer in box 7 (nonemployee compensation). Write "MN" in box 17 (state) and the amount of entertainer tax withheld in box 16. Write "Nonresident entertainer tax" in box 15.

At the end of the year, file Form ETA, *Promoter's Annual Reconciliation*, and attach copies of all 1099s and W-2s issued to entertainers during the year.

Form ETA, 1099s and W-2s are due on or before February 28.

Residents of Wisconsin, North Dakota and Michigan

Compensation paid to entertainers who are residents of Wisconsin, North Dakota or Michigan is not subject to nonresident entertainer tax. Their compensation is subject to the regular Minnesota income tax provisions. You, as promoter, should withhold regular Minnesota income tax from their compensation unless they give you a completed Form MWR. If you are not registered for regular withholding, call 651-282-9999.

Instructions for Form ETA

Most lines can be completed following the instructions on the front of the form. Below are some lines we feel need a more detailed explanation.

At the top

Be sure to enter the calendar year in which you paid compensation to nonresident entertainers.

Line 1

The total should include reimbursements for transportation, lodging, meals, sound and lights, security and any other expenses for which you compensated the entertainer. It also includes prize winnings from spectator sports.

Line 2

Enter the total tax withheld as shown on the 1099s. If you issued W-2s in error to entertainers instead of 1099s, include the tax withheld on this line.

Line 3

For each month, enter the tax you deposited with Form ETD, *Promoter's Deposit Form*. Enter zero for any months when no tax was deposited.

Line 5

If you owe tax you should have paid earlier, you also owe penalty and interest. Call us at the phone number below for more information.

Information and assistance

If you need help completing Form ETA, call 651-282-9999. TTY: Call 711 for Minnesota Relay.

Additional forms are available on our website at www.taxes.state.mn.us.

We'll provide information in other formats upon request to persons with disabilities.

Use of information

All information on this form is private by state law. It cannot be given to others without your permission, except to the Internal Revenue Service, other states that guarantee the same privacy, and certain government agencies as provided by law.

All information requested is required by law except your phone number. The required information will be used for identification and to verify that the correct amount of tax has been withheld and paid to Minnesota. We ask for your phone number so we can contact you quickly if we have questions.