

Colorado Legislative Council Staff Fiscal Note
**STATE and LOCAL
 FISCAL IMPACT**

Drafting Number: LLS 08-0587
Prime Sponsor(s): Rep. Sonnenberg

Date: January 26, 2008
Bill Status: House Finance
Fiscal Analyst: Harry Zeid (303-866-4753)

TITLE: CONCERNING A SALES TAX EXEMPTION FOR A SALE RELATED TO A SCHOOL.

Fiscal Impact Summary	FY 2008-2009	FY 2009-2010
State Revenue General Fund - reduction	(at least \$175,000)	(at least \$210,000)
State Expenditures	\$0	\$0
FTE Position Change	0.0 FTE	0.0 FTE
Effective Date: August 6, 2008, assuming the General Assembly adjourns as scheduled sine die on May 7, 2008, and no referendum petition is filed. The bill applies to sales occurring on or after September 1, 2008.		
Appropriation Summary for FY 2008-2009: None		
Local Government Impact: See the Local Government Impact section.		

Summary of Legislation

Effective September 1, 2008, this bill provides a sales tax exemption for items sold by schools, parent or teacher organizations, booster clubs, and other groups or clubs whose primary purpose is to support a school activity.

State Revenue

An analysis of records conducted by the Department of Revenue suggest that school PTO's and PTA's, and school booster clubs and groups paid about \$210,000 in state sales tax in FY 2006-07. The magnitude of sales from such organizations that go unreported for sales tax purposes is unknown and has not been estimated.

This fiscal note assumes a reduction to state sales tax equal to the FY 2006-07 level - \$210,000 per year. The FY 2008-09 level is prorated to match the bill's September 1, 2008, effective date.

General Fund for Highways and Capital Construction. Based on the December 2007 Legislative Council Staff revenue forecast, money is available to be transferred to the Highway Users Tax Fund (HUTF) and Capital Construction Fund through the mechanism passed in HB 02-1310 each year through at least FY 2011-12. This bill reduces General Fund revenue, thereby reducing the amount available for these transfers starting in FY 2008-09.

Local Government Impact

Statutory cities and counties for whom the Department of Revenue is the tax collector will be required to exempt school-related sales. These local governments will experience a revenue reduction as a result of the bill. The actual amount has not been quantified.

State Appropriations

No appropriation is required to implement the bill.

Departments Contacted

Revenue Local Affairs Education