

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

May 10, 2011  
Date

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

HB11-1014 be amended as follows, and as so amended, be re-referred to the Committee on Finance with favorable recommendation:

- 1 Amend reengrossed bill, page 2, strike lines 2 through 7.
- 2 Renumber succeeding sections accordingly.
- 3 Page 3, strike line 6 and substitute:

4           **"SECTION 2.** 39-26-105 (1), Colorado Revised Statutes, is  
5 amended BY THE ADDITION OF A NEW PARAGRAPH to read:  
6           **39-26-105. Vendor liable for tax - repeal.** (1) (h) (I)  
7 (A) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE  
8 AMOUNT RETAINED BY A VENDOR WHOSE MONTHLY SALES TAX  
9 COLLECTED IS TWO THOUSAND DOLLARS OR LESS TO COVER THE VENDOR'S  
10 EXPENSE IN COLLECTING AND REMITTING TAX PURSUANT TO THIS SECTION  
11 SHALL NOT EXCEED AN AMOUNT EQUAL TO THREE AND THIRTY-THREE  
12 ONE-HUNDREDTHS PERCENT OF ALL SALES TAX REPORTED ON ANY RETURN  
13 MADE ON OR AFTER JULY 1, 2014, BUT PRIOR TO JULY 1, 2021.  
14           (B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,  
15 THE AMOUNT RETAINED BY A VENDOR WHOSE MONTHLY SALES TAX  
16 COLLECTED IS MORE THAN TWO THOUSAND DOLLARS TO COVER THE  
17 VENDOR'S EXPENSE IN COLLECTING AND REMITTING TAX PURSUANT TO  
18 THIS SECTION SHALL NOT EXCEED AN AMOUNT EQUAL TO TWO AND TWO  
19 HUNDRED NINETEEN ONE-THOUSANDTHS PERCENT OF ALL SALES TAX  
20 REPORTED ON ANY RETURN MADE ON OR AFTER JULY 1, 2014, BUT PRIOR  
21 TO JULY 1, 2021.

1 (II) THIS PARAGRAPH (h) IS REPEALED, EFFECTIVE DECEMBER 1,  
2 2023.

3 **SECTION 3. Effective date - applicability.** (1) Except as  
4 otherwise provided in subsection (2) of this section, this act shall take  
5 effect upon passage.

6 (2) Section 1 of this act shall take".

7 Page 3, strike lines 9 through 11 and substitute:

8 **"SECTION 4. Act subject to petition - effective date.** This act  
9 shall take effect at 12:01 a.m. on the day following the expiration of the  
10 ninety-day period after final adjournment of the general assembly (August  
11 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a  
12 referendum petition is filed pursuant to section 1 (3) of article V of the  
13 state constitution against this act or an item, section, or part of this act  
14 within such period, then the act, item, section, or part shall not take effect  
15 unless approved by the people at the general election to be held in  
16 November 2012 and shall take effect on the date of the official  
17 declaration of the vote thereon by the governor.".

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