

**First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 11-0976.01 Troy Bratton

SENATE BILL 11-223

SENATE SPONSORSHIP

Hodge,

HOUSE SPONSORSHIP

(None),

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING STATE SALES TAX REVENUES RETAINED BY A VENDOR AS**
102 **COMPENSATION FOR EXPENSES INCURRED BY THE VENDOR IN**
103 **THE COLLECTION AND REMITTANCE OF SUCH TAX REVENUES TO**
104 **THE STATE.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill extends for 3 years the provision temporarily eliminating the ability of any retail vendor to retain any amount of state sales tax to

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

compensate for the vendor's expenses incurred in collecting and remitting such tax (vendor fee).

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 39-26-105 (1) (f) (I) (B) and (1) (f) (II), Colorado
3 Revised Statutes, are amended to read:

4 **39-26-105. Vendor liable for tax - repeal.**

5 (1) (f) (I) Notwithstanding any other provision of this section:

6 (B) A vendor shall not retain any amount to cover the vendor's
7 expense in collecting and remitting tax pursuant to this section on any
8 return made on or after July 1, 2009, but prior to ~~June 30, 2014~~ JUNE 30,
9 2014. For any return made prior to August 1, 2009, a vendor shall not be
10 liable for any interest or other penalty imposed as a result of an error
11 made in connection with the elimination of the amount of sales tax
12 revenues that may be retained in accordance with the provisions of this
13 sub-subparagraph (B).

14 (II) This paragraph (f) is repealed, effective ~~December 31, 2013~~
15 DECEMBER 31, 2016.

16 **SECTION 2. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety.