

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

**INTRODUCED**

LLS NO. 11-0118.01 Ed DeCecco

**HOUSE BILL 11-1109**

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**HOUSE SPONSORSHIP**

**Liston**, Balmer, Bradford, DelGrosso, Holbert, Kerr J., Looper, Nikkel, Priola, Ramirez, Schafer S., Stephens

**SENATE SPONSORSHIP**

**Giron**,

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**House Committees**  
Local Government

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING THE AUTHORITY FOR A LOCAL GOVERNMENT TO CREATE**  
102             **AN EXEMPTION FROM LOCAL SALES TAX FOR THE SALE OF**  
103             **EQUIPMENT USED DIRECTLY IN THE PROVISION OF**  
104             **TELECOMMUNICATIONS SERVICES.**

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**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 grants a town, city, or county the authority to exempt from local sales tax the sales of machinery and equipment used directly in the

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.*

provision of intrastate telephone and telegraph service or mobile telecommunications service. Such machinery and equipment would remain subject to the state sales tax.

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

2           **SECTION 1.** 29-2-105, Colorado Revised Statutes, is amended  
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4           **29-2-105. Contents of sales tax ordinances and proposals.**  
5 (10) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
6 CONTRARY, A TOWN, CITY, OR COUNTY MAY EXEMPT SALES OF EQUIPMENT  
7 USED DIRECTLY IN THE PROVISION OF INTRASTATE TELEPHONE AND  
8 TELEGRAPH SERVICE OR MOBILE TELECOMMUNICATIONS SERVICE. IF THE  
9 EXEMPTION IS ADOPTED AS AN AMENDMENT TO THE INITIAL SALES TAX  
10 ORDINANCE OR RESOLUTION, SUCH AMENDMENT IS NOT REQUIRED TO BE  
11 ADOPTED IN THE SAME MANNER AS THE INITIAL ORDINANCE OR  
12 RESOLUTION.

13           **SECTION 2. Act subject to petition - effective date.** This act  
14 shall take effect at 12:01 a.m. on the day following the expiration of the  
15 ninety-day period after final adjournment of the general assembly (August  
16 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a  
17 referendum petition is filed pursuant to section 1 (3) of article V of the  
18 state constitution against this act or an item, section, or part of this act  
19 within such period, then the act, item, section, or part shall not take effect  
20 unless approved by the people at the general election to be held in  
21 November 2012 and shall take effect on the date of the official  
22 declaration of the vote thereon by the governor.