

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 14-0730.01 Nicole Myers x4326

HOUSE BILL 14-1006

HOUSE SPONSORSHIP

Singer, Buck, Humphrey, Saine, Young

SENATE SPONSORSHIP

Lundberg, Kefalas, Nicholson

House Committees

Finance
Appropriations

Senate Committees

Finance
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE REMITTANCE OF THE MARKETING AND PROMOTION**
102 **TAX COLLECTED BY LODGING ESTABLISHMENTS IN A LOCAL**
103 **MARKETING DISTRICT, AND, IN CONNECTION THEREWITH,**
104 **MAKING AND REDUCING APPROPRIATIONS.**

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>.)

A local marketing district (district) may levy a marketing and promotion tax on the purchase price paid for rooms or accommodations.

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.*

SENATE
3rd Reading Unamended
April 21, 2014

SENATE
Amended 2nd Reading
April 17, 2014

HOUSE
3rd Reading Unamended
March 3, 2014

HOUSE
Amended 2nd Reading
February 28, 2014

Currently, a person or entity that provides rooms or accommodations and is included in a district is required to remit the marketing and promotion tax it collects to the department of revenue on a quarterly basis. Due to the quarterly remittance, a district receives its revenue on a quarterly basis.

Beginning on July 1, 2014, the bill requires a person or entity that provides rooms or accommodations and is included in a district to remit the marketing and promotion tax it collects to the department of revenue on a monthly basis, thereby allowing the district to receive its revenue on a monthly basis.

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

2 **SECTION 1.** In Colorado Revised Statutes, 29-25-112, **amend**
3 (2); and **add** (3) as follows:

4 **29-25-112. Power to levy marketing and promotion tax.**

5 (2) PRIOR TO JULY 1, 2014, any person or entity providing rooms or
6 accommodations as included in the definition of "sale" referred to in
7 paragraph (a) of subsection (1) of this section shall be liable and
8 responsible for the payment of an amount equivalent to a percentage rate
9 set by the board of all such sales made and shall quarterly, unless
10 otherwise provided by law, make a return to the executive director of the
11 department of revenue for the preceding tax-reporting period and remit
12 an amount equivalent to such percentage rate on such sales to said
13 executive director.

14 (3) BEGINNING JULY 1, 2014, ANY PERSON OR ENTITY PROVIDING
15 ROOMS OR ACCOMMODATIONS AS INCLUDED IN THE DEFINITION OF "SALE"
16 REFERRED TO IN PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION
17 SHALL BE LIABLE AND RESPONSIBLE FOR THE PAYMENT OF AN AMOUNT
18 EQUIVALENT TO A PERCENTAGE RATE SET BY THE BOARD OF ALL SUCH
19 SALES MADE AND SHALL MAKE A RETURN TO THE EXECUTIVE
20 DIRECTOR OF THE DEPARTMENT OF REVENUE FOR THE PRECEDING

1 TAX-REPORTING PERIOD AND REMIT AN AMOUNT EQUIVALENT TO SUCH
2 PERCENTAGE RATE ON SUCH SALES TO SAID EXECUTIVE DIRECTOR WITH
3 THE SAME FILING FREQUENCY AS THE PERSON OR ENTITY REMITS AND FILES
4 SALES TAX PURSUANT TO SECTION 39-26-105, C.R.S.

5 **SECTION 2. Appropriation - adjustments to 2014 long bill.**

6 (1) For the implementation of this act, the general fund appropriation
7 made in the annual general appropriation act to the controlled
8 maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado
9 Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased
10 by \$14,811.

11 (2) In addition to any other appropriation, there is hereby
12 appropriated, out of any moneys in the general fund not otherwise
13 appropriated, to the department of revenue, for the fiscal year beginning
14 July 1, 2014, the sum of \$14,811, or so much thereof as may be necessary,
15 for CITA annual maintenance and support, postage, and operating
16 expenses related to the implementation of this act.

17 **SECTION 3. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.