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

HB19-1323 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend the printed bill, Page 2, strike lines 2 through 17 and substitute:

"SECTION 1. In Colorado Revised Statutes, 39-26-718, amend (1)(b) as follows:

39-26-718. Charitable organizations - association or organization of parents and teachers of public school students. (1) The following shall be exempt from taxation under the provisions of part 1 of this article 26:

(1) For purposes of this paragraph (b), "occasional sales" means retail sales of tangible personal property, including concessions, for fund-raising purposes if:

(A) The sale of tangible personal property or concessions by the charitable organization takes place no more than twelve days, whether consecutive or not, during any one calendar year;

(B) The funds raised by the charitable organization through these sales are retained by the organization to be used in the course of the organization's charitable service. and
(C) The funds raised by the charitable organization through these sales do not exceed twenty-five thousand dollars during any one calendar year:

(II) The exemption in this subsection (1)(b) shall not apply to sales made by a charitable organization on and after the date that the net proceeds from sales by the charitable organization of tangible personal property, commodities, or services otherwise subject to tax under this Article exceed forty-five thousand dollars during the current calendar year.

Page 2, line 19, strike "January 1, 2019;" and substitute "at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019);".

Page 3, lines 1 and 2, strike "the applicable effective date of this act." and substitute "January 1, 2020.".

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