

Second Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

**BILL B**

LLS NO. 22-0149.01 Ed DeCecco x4216

**HOUSE BILL**

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**HOUSE SPONSORSHIP**

**Van Winkle and Kipp,**

**SENATE SPONSORSHIP**

**Bridges and Woodward,**

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**House Committees**

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE EXTENSION OF THE SMALL RETAILER EXCEPTION TO**  
102 **THE SALES AND USE TAX DESTINATION SOURCING RULES.**

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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://leg.colorado.gov/>.)*

**Sales and Use Tax Simplification Task Force.** State sales tax is currently calculated based on the buyer's address when the taxable product or service is delivered to a consumer, and this is known as destination sourcing. There is an exception that allows small retailers with less than \$100,000 of retail sales to source their sales to the business' location regardless of where a purchaser receives the tangible personal

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

property or service, but this exception expires on February 1, 2022. The bill extends the repeal of the exception from February 1, 2022, until October 1, 2022.

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

2 **SECTION 1.** In Colorado Revised Statutes, 39-26-104, **amend**  
3 (3)(c)(IV) as follows:

4 **39-26-104. Property and services taxed - definitions - repeal.**  
5 (3) (c) (IV) This subsection (3)(c) is repealed, effective ~~February 1, 2022~~  
6 OCTOBER 1, 2022.

7 **SECTION 2.** In Colorado Revised Statutes, 39-26-204, **amend**  
8 (2)(b)(III) as follows:

9 **39-26-204. Periodic return - collection - repeal.**  
10 (2) (b) (III) This subsection (2)(b) is repealed, effective ~~February 1, 2022~~  
11 OCTOBER 1, 2022.

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