

CHAPTER 11

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 95-1021

BY REPRESENTATIVES Lawrence, Anderson, Chlouber, Epps, Martin, Pankey, Paschall, Piffner, Schwarz, Sullivan, Sullivant, and Swenson;
also SENATORS Bishop, Casey, and Tebedo.

AN ACT

CONCERNING THE SUBMITTAL OF SPECIFIC OWNERSHIP TAXES COLLECTED FROM THE USERS OF RENTAL VEHICLES TO THE COUNTY CLERK IN THE COUNTY IN WHICH THE RENTAL VEHICLES ARE RENTED.

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

SECTION 1. 42-3-107 (11) (c) and (12) (b), Colorado Revised Statutes, 1993 Repl. Vol., as amended, are amended to read:

42-3-107. Taxable value of classes of property - rate of tax - when and where payable - department duties - apportionment of tax collections. (11) (c) Upon receiving authorization as provided in paragraph (b) of this subsection (11), the owner shall collect from the user of a rental vehicle the specific ownership tax in an amount equivalent to two percent of the amount of the rental payment, or portion thereof, which is subject to the imposition of sales tax pursuant to the provisions of part 1 of article 26 of title 39, C.R.S. Such specific ownership tax shall be collected on all vehicles owned by the owner which are based in Colorado for rental purposes and which are rented from a place of business in Colorado. No later than the twentieth day of each month, the owner shall submit a report, using forms which shall be furnished by the department, to the authorized agent in the county where the ~~principal place of business of such owner is located in Colorado~~ VEHICLES ARE RENTED, together with the remittance for all specific ownership taxes collected for the preceding month. A copy of said report shall be submitted simultaneously by the owner to the department. The department may also require, by rule and regulation, the owner to submit a copy of the owner's monthly sales tax collection form to the authorized agent at the same time of the submittal of the owner's monthly report and remittance of specific ownership tax pursuant to the provisions of this paragraph (c).

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(12) (b) The owner shall collect from the user of a rental vehicle the specific ownership tax in an amount equivalent to two percent of the amount of the rental payment, or portion thereof, which is subject to the imposition of sales tax pursuant to the provisions of part 1 of article 26 of title 39, C.R.S. Such specific ownership tax shall be collected on all vehicles based in a state other than Colorado for rental purposes which are owned by the owner and which are rented from a place of business in Colorado. No later than the twentieth day of each month, the owner shall submit a report, using forms which shall be furnished by the department, to the authorized agent in the county where the ~~principal place of business of such owner is located in Colorado~~ VEHICLES ARE RENTED, together with the remittance for all specific ownership taxes collected for the preceding month. A copy of said report shall be submitted simultaneously by the owner to the department. The department may also require, by rule and regulation, the owner to submit a copy of the owner's monthly sales tax collection form to the authorized agent at the same time of the submittal of the owner's monthly report and remittance of specific ownership tax pursuant to the provisions of this paragraph (b).

SECTION 2. Effective date. This act shall take effect July 1, 1995.

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

Approved: March 17, 1995