HB1115_L.002
SENATE COMMITTEE OF REFERENCE AMENDMENT
Committee on Finance.
HB26-1115 be amended as follows:

1   Amend reengrossed bill, page 8, line 15, strike "**add**" and substitute
2   "**amend** (10); and **add** (9.7), (9.9), and".

3   Page 8, after line 19 insert:
4   "(9.7) "PROVIDER" MEANS A PERSON THAT PROVIDES PREPAID
5   WIRELESS TELECOMMUNICATIONS SERVICE.
6   (9.9) "PURCHASE" MEANS EXCHANGES OF MONEY AND EXCHANGES
7   OF NONMONETARY CONSIDERATION, SUCH AS CONSUMER INFORMATION
8   REQUIRED FOR REIMBURSEMENT CLAIMS UNDER FEDERALLY SUPPORTED
9   SERVICES OR PROGRAMS.
10   (10) "Retail transaction" means the purchase of prepaid wireless
11   telecommunications service from a seller OR PROVIDER for any purpose
12   other than resale.".

13   Page 8, strike line 23 and substitute "**amend** (1)(a), (2)(a), and (2)(b); and
14   **add** (4) as follows:".

15   Page 9, strike lines 11 through 13 and substitute "seller provides to the
16   consumer. A PROVIDER THAT USES FEDERALLY SUPPORTED SERVICES OR
17   PROGRAMS TO OFFER CUSTOMERS FREE PREPAID WIRELESS
18   TELECOMMUNICATIONS SERVICE IS DEEMED TO HAVE COLLECTED THE
19   CHARGE AND SHALL REMIT THE CHARGE FOR EACH RETAIL TRANSACTION
20   THAT OCCURS IN COLORADO.
21   (2) (a) The seller OR PROVIDER THAT USES FEDERALLY SUPPORTED
22   SERVICES OR PROGRAMS shall remit any collected prepaid wireless 988
23   charges to the department at the times and in the manner provided in part
24   1 of article 26 of title 39. The department shall establish, by rule,
25   registration and payment procedures that substantially coincide with the
26   registration and payment procedures that apply under part 1 of article 26
27   of title 39. A seller OR PROVIDER is subject to the penalties under part 1
28   of article 26 of title 39 for failure to collect or remit a prepaid wireless
29   988 charge in accordance with this section.
30   (b) A seller OR PROVIDER THAT USES FEDERALLY SUPPORTED
31   SERVICES OR PROGRAMS may deduct and retain three and three-tenths
32   percent of the prepaid wireless 988 charges that are collected by the seller
33   OR PROVIDER from the consumers.".

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