

NOTE: The governor signed this measure on 6/10/2016.

An Act

HOUSE BILL 16-1232

BY REPRESENTATIVE(S) Kraft-Tharp, Wist, Becker K., Garnett, Nordberg, Pettersen, Rosenthal, Roupe, Ryden, Williams, Winter; also SENATOR(S) Baumgardner, Crowder, Holbert, Woods.

CONCERNING CONTINUATION OF THE AUTHORITY OF THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE TO ISSUE WRITTEN RESPONSES UPON THE REQUEST OF A TAXPAYER.

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

SECTION 1. In Colorado Revised Statutes, 24-35-103.5, **amend** (7); and **add** (3.5) as follows:

24-35-103.5. Private letter rulings - information letters - fees - creation of fund - definitions - repeal. (3.5) THE DEPARTMENT OF REVENUE SHALL TRACK THE TOTAL FULL-TIME EQUIVALENT PERSONNEL POSITIONS NECESSARY AND THE HOURS DEDICATED BY EACH FTE FOR THE ISSUANCE, DECLINATION, MODIFICATION, OR REVOCATION OF ALL INFORMATION LETTERS OR PRIVATE LETTER RULINGS AS REQUIRED BY THIS SECTION.

(7) This section is repealed, effective ~~September 1, 2016~~ SEPTEMBER 1, 2023. Prior to such repeal, the information letter and private

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

letter ruling function of the executive director of the department of revenue shall be reviewed as provided for in section 24-34-104. The general assembly shall not continue to authorize the department of revenue to retain full-time equivalent employee authorization to issue information letters and private letter rulings after this section is repealed.

SECTION 2. In Colorado Revised Statutes, 24-34-104, **amend** (47.5) introductory portion; **repeal** (47.5) (d); and **add** (54) (b) as follows:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (47.5) The following agencies, functions, or both, ~~shall~~ terminate on September 1, 2016:

~~(d) The issuance of information letters and private letter rulings by the executive director of the department of revenue in accordance with section 24-35-103.5;~~

(54) The following agencies, functions, or both, terminate on September 1, 2023:

(b) THE ISSUANCE OF INFORMATION LETTERS AND PRIVATE LETTER RULINGS BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE IN ACCORDANCE WITH SECTION 24-35-103.5;

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.

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Bill L. Cadman
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO