

CHAPTER 225

TAXATION

HOUSE BILL 14-1006

BY REPRESENTATIVE(S) Singer, Buck, Humphrey, Saine, Young, Becker, Fields, Hullinghorst, Kagan, Labuda, Mitsch Bush, Vigil, Buckner, Fischer, Ginal, Melton, Pettersen, Ryden, Schafer;
also SENATOR(S) Lundberg, Kefalas, Nicholson, Crowder, Rivera.

AN ACT

CONCERNING THE REMITTANCE OF THE MARKETING AND PROMOTION TAX COLLECTED BY LODGING ESTABLISHMENTS IN A LOCAL MARKETING DISTRICT, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

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

SECTION 1. In Colorado Revised Statutes, 29-25-112, **amend** (2); and **add** (3) as follows:

29-25-112. Power to levy marketing and promotion tax. (2) PRIOR TO JULY 1, 2014, any person or entity providing rooms or accommodations as included in the definition of "sale" referred to in paragraph (a) of subsection (1) of this section shall be liable and responsible for the payment of an amount equivalent to a percentage rate set by the board of all such sales made and shall quarterly, unless otherwise provided by law, make a return to the executive director of the department of revenue for the preceding tax-reporting period and remit an amount equivalent to such percentage rate on such sales to said executive director.

(3) BEGINNING JULY 1, 2014, ANY PERSON OR ENTITY PROVIDING ROOMS OR ACCOMMODATIONS AS INCLUDED IN THE DEFINITION OF "SALE" REFERRED TO IN PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION SHALL BE LIABLE AND RESPONSIBLE FOR THE PAYMENT OF AN AMOUNT EQUIVALENT TO A PERCENTAGE RATE SET BY THE BOARD OF ALL SUCH SALES MADE AND SHALL MAKE A RETURN TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE FOR THE PRECEDING TAX-REPORTING PERIOD AND REMIT AN AMOUNT EQUIVALENT TO SUCH PERCENTAGE RATE ON SUCH SALES TO SAID EXECUTIVE DIRECTOR WITH THE SAME FILING FREQUENCY AS THE PERSON OR ENTITY REMITS AND FILES SALES TAX PURSUANT TO SECTION 39-26-105, C.R.S.

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

SECTION 2. Appropriation - adjustments to 2014 long bill. (1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$14,811.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$14,811, or so much thereof as may be necessary, for CITA annual maintenance and support, postage, and operating expenses related to the implementation of this act.

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: May 17, 2014