

Hall of the House of Representatives

88th General Assembly - Regular Session, 2011

Amendment Form

Subtitle of House Bill No. 2153

TO REPLACE THE GROSS RECEIPTS AND COMPENSATING USE TAX ON WRECKER
AND TOWING SERVICES WITH AN EXCISE TAX ON WRECKER AND TOWING
SERVICES.

Amendment No. 2 to House Bill No. 2153

Amend House Bill No. 2153 as engrossed, H3/11/11 (version: 3/11/2011 10:41:20 AM)

Delete Representative D. Altes as the lead sponsor of the bill

AND

Add Representative Johnston as the lead sponsor of the bill

AND

Add Representative D. Altes as a cosponsor of the bill

AND

Page 4, line 3, delete "ten percent (10%)" and substitute "eight percent (8%)"

AND

Page 4, delete line 9, and substitute:

"(b) Twenty-five percent (25%) of the revenues collected under this section shall be deposited by the Treasurer of State into the Identification Pending Trust Fund for Local Sales and Use Taxes and distributed according to § 19-5-957(b)(2)(A).

(c) Except as provided under the Arkansas Constitution or federal law,"

AND

Page 4, delete line 29 and substitute:



"(3) Any municipal or county sales or use tax."

SECTION 5. Arkansas Code § 19-5-957(b), concerning the Identification Pending Trust Fund for Local Sales and Use Taxes, is amended to read as follows:

(b)(1)(A) Such fund The Identification Pending Trust Fund for Local Sales and Use Taxes shall consist of money reported as local sales and use taxes collected in local taxing jurisdictions ~~which that~~ are not immediately identifiable and money collected in local jurisdictions that have no tax, ~~there to be used for transfers to the Local Sales and Use Tax Trust Fund when a local tax jurisdiction is identified for money and for transfers to general revenues when the total amount in this fund exceeds fifty thousand dollars (\$50,000) as set out in §§ 26-74-221 and 26-74-317, and~~

(B) Moneys under subdivision (b)(1)(A) of this section shall be used for transfers to the Local Sales and Use Tax Trust Fund when a local tax jurisdiction is identified and for transfers to general revenues when the total amount in the Identification Pending Trust Fund for Local Sales and Use Taxes exceeds fifty thousand dollars (\$50,000) as set out in §§ 26-74-221 and 26-74-317.

(2)(A) The Identification Pending Trust Fund for Local Sales and Use Taxes shall also shall consist of:

(i) vending Vending devices sales taxes, § 26-57-1002(d)(2); and that

(ii) The portion of vending devices decal fees and penalties, under §§ 26-57-1206 and that is specified in § 26-57-1208(b)(2), there to be distributed to cities and counties as provided in §§ 26-74-221(a)(2)(C)(ii) and 26-75-223(a)(2)(C)(ii); and

(iii) The portion of revenues under the Excise Tax on Wrecker, Towing, and Storage Services Act, § 26-63-501 et seq., that is specified in § 26-63-503(b).

(B) Revenues under subdivision (b)(2)(A) of this section shall be distributed to cities and counties as provided in §§ 26-74-221(a)(2)(C)(ii) and 26-75-223(a)(2)(C)(ii).

SECTION 6. EFFECTIVE DATE. This act is effective on and after January 1, 2012."

The Amendment was read
By: Representative D. Altes
JSE/JSE - 03/22/11 09:00
JSE319

Chief Clerk