

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1023

5 By: Representative Lowery
6

For An Act To Be Entitled

8 AN ACT TO AMEND THE SALES TAX LAWS CONCERNING SPECIAL
9 EVENTS; TO EXCLUDE CERTAIN SCHOOL FUNDRAISERS FROM
10 THE SALES TAX LAWS REGULATING SPECIAL EVENTS; AND FOR
11 OTHER PURPOSES.
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Subtitle

14 TO AMEND THE SALES TAX LAWS CONCERNING
15 SPECIAL EVENTS; AND TO EXCLUDE CERTAIN
16 SCHOOL FUNDRAISERS FROM THE SALES TAX
17 LAWS REGULATING SPECIAL EVENTS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 26-52-401, concerning sales tax exemptions
25 for various products and services, is amended to add an additional
26 subdivision to read as follows:

27 (42)(A) Gross receipts or gross proceeds derived from sales of
28 tangible personal property, specified digital products, a digital code, or
29 services to a parent teacher organization, a parent teacher association, or a
30 similar organization that is:

31 (i) An organization described in 26 U.S.C. §
32 501(c)(3), as in effect on January 1, 2021; and

33 (ii) Affiliated with a public school.

34 (B) As used in this subdivision (42), "public school"
35 means any school operated by a public school district or any open-enrollment
36 public charter school, as defined in § 6-23-103.



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 2 SECTION 2. Arkansas Code § 26-52-518(a)(3)(C), concerning the
 3 definition of "special event" in relation to the collection of sales taxes,
 4 is amended to read as follows:

5 (C) The special events shall not include: any

6 (i) A county, district, or state fair; or the

7 (ii) The four states livestock show that has been
 8 approved, pursuant to under the rules of the Arkansas Livestock and Poultry
 9 Commission, to receive state funds; or

10 (iii)(a) A public school fundraising event sponsored
 11 by a parent teacher organization, a parent teacher association, or a similar
 12 organization if the:

13 (1) Ticket sales to the fundraising
 14 event are sold by public school personnel, students, parents of students, and
 15 community volunteers and businesses; and

16 (2) Gross proceeds from the ticket sales
 17 are used to directly assist the public school in fulfilling its mission of
 18 educating children.

19 (b) As used in this subdivision
 20 (a)(3)(C)(iii), "public school" means any school operated by a public school
 21 district or any open-enrollment public charter school, as defined in § 6-23-
 22 103; and

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 24 SECTION 3. EFFECTIVE DATE. Sections 1 and 2 of this act are effective
 25 on the first day of the calendar quarter following the effective date of this
 26 act.