

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

A Bill

HOUSE BILL 1374

5 By: Representatives A. Collins, Jett
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For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING WHEN CERTAIN SALES
9 BY CHARITABLE ORGANIZATIONS ARE EXEMPT FROM SALES AND
10 USE TAX; TO AMEND THE CRITERIA TO DETERMINE WHEN A
11 SALE BY A CHARITABLE ORGANIZATION COMPETES WITH A
12 SALE BY A FOR-PROFIT BUSINESS; AND FOR OTHER
13 PURPOSES.
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Subtitle

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17 TO AMEND THE LAW CONCERNING WHICH SALES
18 BY CHARITABLE ORGANIZATIONS ARE EXEMPT
19 FROM SALES AND USE TAX; AND TO AMEND THE
20 CRITERIA TO DETERMINE WHEN A SALE BY A
21 CHARITABLE ORGANIZATION COMPETES WITH A
22 SALE BY A FOR-PROFIT BUSINESS.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. Arkansas Code § 26-52-430(b), concerning the exemption from
28 sales and use tax for the sale of certain property by charitable
29 organizations, is amended to read as follows:

30 (b) A sale by a charitable organization does not compete with a sale
31 by a for-profit business if:

32 (1) The sales transaction is conducted by a member of the
33 charitable organization and not by a franchisee or licensee;

34 (2) All the proceeds derived from the sales transaction go to
35 the charitable organization; and

36 (3) The sales transaction is not ~~a~~;



1 (A) A continuing one ~~and;~~ or
2 (B) ~~is held not~~ Held more than ~~three (3)~~ ten (10) times a
3 year.