

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**RETAIL SALE  
39-26-102(9)  
1 CCR 201-4**

**Basis**

The statutory bases for this regulation are sections 39-21-112(1), 39-26-102(9), 39-26-102(10), and 39-26-122, C.R.S.

**Purpose**

The purpose of the amendment to this rule is to repeal language codified in House Bill 2019-1240 and to clarify the meaning of the term “retail sale.”

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**IMPOSITION OF TAX**

**39-26-104-1**

**1 CCR 201-4**

**Basis**

The statutory bases for this rule are sections 39-21-112(1), 39-26-104, 39-26-105, 39-26-106, 39-26-109, 39-26-118, 39-26-122, and 39-26-704(2), C.R.S.

**Purpose**

The purpose of the amendment to this rule is to relocate sections of the rule to Rules 39-26-106-2 and 39-26-202 and repeal a section of the rule that was duplicative of Rule 39-26-102(9).

Additional changes to the existing rule are merely grammatical or stylistic in order to improve readability.

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**REMITTANCE OF SALES TAX**

**39-26-105**

**1 CCR 201-4**

**Basis**

The statutory bases for this regulation rule are sections 39-21-112(1), 39-21-119, 39-26-105, 39-26-107, 39-26-109, 39-26-112, 39-26-118, 39-26-122, and 39-26-704(2), C.R.S.

**Purpose**

The purpose of the amendment to this rule is to repeal paragraph (4) in light of House Bill 2019-1240, which addresses the same issues. Additional changes to the existing rule are merely grammatical or stylistic in order to improve readability.

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**SEPARATELY STATED TAX  
39-26-106-1  
1 CCR 201-4**

**Basis**

The statutory bases for this rule are sections 39-21-112(1), 39-26-104, 39-26-105, 39-26-106, and 39-26-122, C.R.S.

**Purpose**

The purpose of this amendment is to create separate rules for each topic addressed in the rule. Paragraphs (1) and (2) of the current rule will remain in this rule. Paragraph (3) of the current rule will move into new Rule 39-26-112 because this paragraph deals with provisions in section 39-26-112, C.R.S. Examples and language regarding home-rule cities and counties is also being removed. Additional changes to the existing rule are merely grammatical or stylistic in order to improve readability.

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**MINIMUM TAXABLE SALE**

**39-26-106-2**

**1 CCR 201-4**

**Basis**

The statutory bases for this rule are sections 39-21-112(1), 39-26-104, 39-26-106, and 39-26-122, C.R.S.

**Purpose**

The purpose of this rule is to relocate a paragraph that was previously in Rule 39-26-104 to this rule because the language deals with provisions regarding minimum taxable sales that appear in section 39-26-106, C.R.S.

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**EXCESS TAX COLLECTED  
39-26-112  
1 CCR 201-4**

**Basis**

The statutory bases for this rule are sections 39-21-112(1), 39-26-112, and 39-26-122, C.R.S.

**Purpose**

The purpose of this rule is to relocate a paragraph that was previously in Rule 39-26-106 to this rule because the language deals with provisions regarding the treatment of excess collections that appear in section 39-26-112, C.R.S.

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**IMPOSITION OF USE TAX  
39-26-202  
1 CCR 201-4**

**Basis**

The statutory bases for this rule are sections 39-21-112(1), 39-26-202, and 39-26-209, C.R.S.

**Purpose**

The purpose of this amendment is to clarify the circumstances under which use tax is owed and to remove commentary regarding use tax that, while accurate, is unnecessary in the rule.

Additional changes to the existing rule are merely grammatical or stylistic in order to improve readability and remove commentary.

**COLORADO DEPARTMENT OF REVENUE  
STATEMENT OF BASIS AND PURPOSE**

**RETAILERS USE TAX  
39-26-204  
1 CCR 201-4**

**Basis**

The statutory bases for this rule are sections 39-21-112(1) 39-26-204, and 39-26-209, C.R.S.

**Purpose**

The purpose of this amendment is to repeal the rule in light of House Bill 2019-1240 (“HB19-1240”), which addresses the issues discussed in the rule.