

# 1st Sub. H.B. 22

## TOURISM MARKETING PERFORMANCE AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 23, 2015 10:45 AM

Senator **Scott K. Jenkins** proposes the following amendments:

1. *Page 5, Lines 124 through 147*

*House Floor Amendments*

*2-10-2015:*

124 (b) [The] ~~{For fiscal years 2016 through 2019, the State Tax Commission shall~~  
125 ~~{determine} calculate the set-aside under this Subsection (8) in each fiscal year by applying the~~  
126 ~~following formula:}~~ [if the increase in the state sales and use tax revenues derived from the  
127 retail sales of tourist-oriented goods and services, in the fiscal year two years prior to the fiscal  
128 year in which the set-aside is to be made for the account, is at least 3% over the state sales and  
129 use tax revenues derived from the retail sales of tourist-oriented goods and services generated  
130 in the fiscal year three years prior to the fiscal year in which the set-aside is to be made, an  
131 amount equal to 1/2 of the state sales and use tax revenues generated above the 3% increase  
132 shall be calculated by the commission and set aside by the state treasurer for appropriation to  
133 the account.] ~~{if the annual percentage change in the state sales and use tax revenues attributable~~  
134 ~~to the retail sales of tourist-oriented goods and services from the fiscal year three years before~~  
135 ~~the fiscal year in which the set-aside is to be made to the fiscal year two years before the fiscal~~  
136 ~~year in which the set-aside is to be made is greater than the annual percentage change in the~~  
137 ~~Consumer Price Index for All Urban Consumers  $\hat{\pi}_t$ ,  $\leftarrow \hat{\pi}_t$  as published by the Bureau of~~  
137a ~~Labor Statistics~~  
138 ~~of the United States Department of Labor  $\hat{\pi}_t$ ,  $\leftarrow \hat{\pi}_t$  for the fiscal year two years before the~~  
138a ~~fiscal year in~~  
139 ~~which the set-aside is to be made, then the difference between the annual percentage change in~~  
140 ~~the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and~~  
141 ~~services and the  $\hat{\pi}_t$  annual  $\leftarrow \hat{\pi}_t$  percentage change in the Consumer Price Index shall be~~  
141a ~~multiplied by an~~  
142 ~~amount equal to the  $\hat{\pi}_t$  state sales and use tax revenues attributable to the  $\leftarrow \hat{\pi}_t$  retail sales of~~  
142a ~~tourist-oriented goods and services from the fiscal year three~~  
143 ~~years before the fiscal year in which the set-aside is to be made.}~~

(b) For fiscal years 2016 through 2019, the State Tax Commission shall calculate the set-aside under this Subsection (8) in each fiscal year by applying one of the following formulas: if the annual percentage change in the Consumer Price Index for All Urban Consumers, as published by the Bureau of Labor Statistics of the United States Department of Labor, for the fiscal year two years before the fiscal year in which the set-aside is to be made is:

(i) greater than 3%, and if the annual percentage change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made to the fiscal year two years before the fiscal year in which the set-aside is to be made is greater than the annual percentage change in the Consumer Price Index for the fiscal year two years before the fiscal year in which the set-aside is to be made, then the difference between the annual percentage change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services and the annual percentage change in the Consumer Price Index shall be multiplied by an amount equal to the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made; or

(ii) 3% or less, and if the annual percentage change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made to the fiscal year two years before the fiscal year in which the set-aside is to be made is greater than 3%, then the difference between the annual percentage change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services and 3% shall be multiplied by an amount equal to the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made.

144 (c) The total money appropriated to the account in ~~[any]~~ a fiscal year under Subsections  
145 (8)(a) and (b) may not exceed the amount ~~[in the account under this section in the fiscal year~~  
146 ~~immediately preceding the current]~~ appropriated to the account in the preceding fiscal year by  
147 more than \$3,000,000.