

STATE OF UTAH

Fund Information

FINET Name: (TAX) Remote Sales Restricted Account

FINET Fund: 1501

Legal Name: Remote Sales Restricted Account

Legal Authorization: UCA 59-12-103.2

Earns Interest: Yes No **Earns Interest Authority:** UCA 59-12-103.2(3)(a)

Revenue Source(s):

1) Interest

Description:

The 2000 Legislature, through SB172, created the Remote Sales Restricted Account. Future taxes collected voluntarily (by vendors that have no physical presence in the State) or required by future statute will be deposited in this fund. The amount of revenue deposited will be the difference in sales taxes collected in fiscal year 2000-01 and the previous year.

SB 147 (2003 GS) Authorizes the State Tax Commission to enter into an agreement with other states relating to sales and use taxes. New revenues from these taxes will be deposited into the general fund. Revenues remaining in the Remote Sales Restricted Account will be transferred to the general fund on or before 7/1/2004 (effective date of this act).

SB 3001 (2004 3rd Special Session) Makes various changes to Sales Tax Law, including the calculation of deposits into this fund. With this law change the amount deposited in this fund is the amount of sales tax collected under (UCA 59-12-103(2)(b)(ii) in excess of \$7,279,673. The act also repeals the transfer of revenues remaining in the fund as of 7/1/2004 to the General Fund.

HB 206 (2008 GS) Repeals the requirement to deposit certain state sales and use tax revenues into the Remote Sales Restricted Account, effective January 1, 2009.

HB (2013 GS) Amends the Sales and Use Tax Act to authorize certain remote sellers who voluntarily collect a sales and use tax to retain 18% of certain sales and use taxes the remote sellers would otherwise remit to the State Tax Commission.

SB 58 (2013 GS) Addresses the disposition of sales and use tax revenue if Congress or the Supreme Court of the United States take certain actions related to the collection of sales and use taxes by certain sellers that are not currently collecting sales and use taxes. Requires the Division of Finance to deposit into the Remote Sales Restricted Account the following: 1) qualified local revenue collected from remote sellers, and 2) qualified state revenue collected from remote sellers. The Division of Finance shall separately account for the interest earned on both streams of money.

Fund Balance History:

<u>Fund</u>	<u>Year</u>	<u>Beg Balance</u>	<u>Revenues</u>	<u>Expenses</u>	<u>Transfers</u>	<u>End Balance</u>
1501	2001	\$0	\$0	\$0	\$0	\$0
1501	2002	\$0	\$0	\$0	\$0	\$0
1501	2003	\$0	\$461,535	\$0	\$0	\$461,535
1501	2004	\$461,535	\$0	\$0	\$0	\$461,535
1501	2005	\$461,535	\$27,367	\$0	\$0	\$488,902
1501	2006	\$488,902	\$21,078	\$0	\$0	\$509,980
1501	2007	\$509,980	\$27,597	\$0	\$0	\$537,577
1501	2008	\$537,577	\$22,997	\$0	\$0	\$560,574
1501	2009	\$560,574	\$14,251	\$0	\$0	\$574,825
1501	2010	\$574,825	\$2,332	\$0	(\$500,000)	\$77,157
1501	2011	\$77,157	\$271	\$0	\$0	\$77,428
1501	2012	\$77,428	\$493	\$0	\$0	\$77,921
1501	2013	\$77,921	\$462	\$0	\$0	\$78,383

This report presents unofficial, unaudited information that is subject to change.

For audited financial statements, see the State of Utah Comprehensive Annual Financial Report at <http://finance.utah.gov/cafr.html>