

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1647

By: Representatives C. Douglas, Jett

For An Act To Be Entitled

AN ACT TO AMEND DEFINITIONS USED FOR PURPOSES OF SALES AND USE TAXES; TO EXCLUDE MANUFACTURER REBATES ON MOTOR VEHICLES FROM THE DEFINITIONS USED FOR PURPOSES OF DETERMINING SALES AND USE TAXES; AND FOR OTHER PURPOSES.

Subtitle

TO EXCLUDE MANUFACTURER REBATES ON MOTOR VEHICLES FROM THE DEFINITIONS USED FOR PURPOSES OF DETERMINING SALES AND USE TAXES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 26-52-103(13)(B), concerning the definition of "gross receipts", "gross proceeds", or "sales price" under the Arkansas Gross Receipts Act of 1941, is amended to read as follows:

(B) "Gross receipts", "gross proceeds", or "sales price" does not include:

(i) A discount including cash, term, or a coupon that is not reimbursed by a third party and that is allowed by a seller and taken by a purchaser on a sale;

(ii) Interest, financing, or a carrying charge from credit extended on the sale of tangible personal property or services, if the amount is separately stated on the invoice, bill of sale, or similar document given to the purchaser; ~~and~~

(iii) Any tax legally imposed directly on the



consumer that is separately stated on the invoice, bill of sale, or similar document given to the purchaser; and

(iv) A manufacturer's rebate on a motor vehicle;

SECTION 2. Arkansas Code § 26-53-102(13)(B), concerning the definition of "sales price" or "purchase price" under the Arkansas Compensating Tax Act of 1949, is amended to read as follows:

(B) "Sales price" or "purchase price" shall not include:

(i) A discount, including cash, term, or a coupon that is not reimbursed by a third party and that is allowed by a seller and taken by a purchaser on a sale;

(ii) Interest, financing, and carrying charges from credit extended on the sale of tangible personal property or services if the amount is separately stated on the invoice, bill of sale, or similar document given to the purchaser; ~~and~~

(iii) Any tax legally imposed directly on the consumer that is separately stated on the invoice, bill of sale, or similar document given to the purchaser; and

(iv) A manufacturer's rebate on a motor vehicle;

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