

**FIFTY-FIFTH LEGISLATURE
FIRST SESSION, 2021**

February 10, 2021

Mr. Speaker:

Your **COMMERCE AND ECONOMIC DEVELOPMENT COMMITTEE**,
to whom has been referred

HOUSE BILL 255

has had it under consideration and reports same **WITHOUT
RECOMMENDATION**, amended as follows:

1. On page 1, line 15, after the semicolon, strike the remainder of the line, strike line 16 through "HOLDERS" and insert in lieu thereof "PROVIDING DEDUCTIONS FROM THE INCOME TAX, CORPORATE INCOME TAX AND GROSS RECEIPTS TAX FOR CERTAIN LICENSE HOLDERS; IMPOSING A RETAILER'S TAX ON RETAILERS PURSUANT TO THE LIQUOR EXCISE TAX ACT".

2. On page 9, strike lines 7 and 8 in their entirety and insert in lieu thereof "and if the indoor retail space is less than ten thousand square feet in size".

3. On page 9, line 12, strike "twenty-five dollars (\$25.00)" and insert in lieu thereof "ten dollars (\$10.00)".

4. On page 9, line 14, strike "twenty-five fluid ounces" and insert in lieu thereof "seven hundred fifty milliliters".

5. On page 9, line 15, strike "seventy-two fluid ounces of beer" and insert in lieu thereof "six twelve-ounce containers of pre-packaged wine, beer, cider or spirituous liquors".

6. On pages 13 through 15, strike Section 5 in its entirety.

7. On page 15, line 24, strike "ALCOHOLIC BEVERAGE SERVING" and insert in lieu thereof "RETAILER'S".

8. On page 16, line 2, strike "beverage servings" and insert in lieu thereof "beverages".

9. On page 16, lines 4 and 5, strike "alcoholic beverage serving" and insert in lieu thereof "retailer's".

10. On page 16, line 6, strike "alcoholic beverage serving" and insert in lieu thereof "retailer's".

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11. On page 16, line 7, strike "each".
12. On page 16, line 8, strike "beverage serving sold" and insert in lieu thereof "beverages sold by the retailer".
13. On page 16, line 9, strike "serving" and insert in lieu thereof "sold".
14. On page 16, line 11, strike "serving".
15. On page 16, lines 14 and 15, strike "beverage servings" and insert in lieu thereof "beverages".
16. On page 16, line 20, strike "Section 7-17-5" and insert in lieu thereof "Sections 7-17-5 and 7-17-5.2".
17. On page 16, line 21, strike "and alcoholic beverage servings".
18. On page 25, line 20, strike "may approve" and insert in lieu thereof "is deemed to have approved".
19. On page 25, line 21, strike "alcoholic beverages" and insert in lieu thereof "spirituous liquors" and strike "by adoption".
20. On page 25, strike line 22 in its entirety and insert in lieu thereof "unless the local option district affirmatively adopts an opt-out ordinance.".
21. On page 25, line 25, strike "type A restaurant" and insert in lieu thereof "restaurant A".
22. On page 26, line 5, strike "alcoholic beverages" and insert in lieu thereof "spirituous liquors" and strike "type B restaurant" and insert in lieu thereof "restaurant B".
23. On page 26, line 13, strike "type A restaurant" and insert in lieu thereof "restaurant A".
24. On page 27, line 9, strike "type A restaurant" and insert in lieu thereof "restaurant A".

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25. On page 27, line 17, strike "type A restaurant" and insert in lieu thereof "restaurant A".

26. On page 27, line 23, strike "2020" and insert in lieu thereof "2021" and strike "upon the adoption of an" and insert in lieu thereof "barring the adoption of an opt-out".

27. On page 28, line 1, strike "type B restaurant" and insert in lieu thereof "restaurant B".

28. On page 28, line 2, strike "alcoholic beverages" and insert in lieu thereof "spirituous liquors".

29. On page 28, line 10, strike "alcoholic beverages" and insert in lieu thereof "spirituous liquors".

30. On page 28, line 18, strike "alcoholic beverages" and insert in lieu thereof "spirituous liquors".

31. On page 28, line 20, strike "type B restaurant" and insert in lieu thereof "restaurant B".

32. On page 28, line 21, strike "and" and insert in lieu thereof a comma and after "wine", insert "and spirituous liquors".

33. On page 28, line 24, strike "type B restaurant" and insert in lieu thereof "restaurant B".

34. On page 44, line 3, strike "license type A" and insert in lieu thereof "A license".

35. On page 44, line 5, strike "license type B" and insert in lieu thereof "B license".

36. On page 45, line 18, after "exceed", strike the remainder of the line and insert in lieu thereof "one thousand dollars (\$1,000);".

37. On page 45, line 22, strike "2020" and insert in lieu thereof "2021".

38. On pages 45 through 47, strike Section 16 in its

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entirety.

39. On pages 53 through 56, strike Section 19 in its entirety.

40. On page 74, line 23, strike "60-6A-28,".

41. On page 74, line 25, strike "Sections" and insert in lieu thereof "Section" and strike "and 9".

42. Renumber sections to correspond with these amendments., and thence referred to the **TAXATION AND REVENUE COMMITTEE**.

Respectfully submitted,

Antonio "Moe" Maestas, Chair

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____

The roll call vote was 6 For 3 Against
Yes: 6
No: Baldonado, Dow, Powdrell-Culbert
Excused: Gallegos
Absent: None

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