

HOUSE BILL NO. 1414

Introduced by

Representatives P. Anderson, Boschee, Dobervich, Guggisberg, Ista, Mock, Schauer,
Schneider

Senator Oban

1 A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota
2 Century Code, relating to a deduction for retailer remittance of sales tax; and to provide an
3 expiration date.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 57-39.2 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Deduction for small retailers.**

- 8 1. For sales made after December 31, 2020, and before January 1, 2022, a qualifying
9 retailer registered to report and remit sales tax imposed under this chapter may deduct
10 and retain the tax collected on the first one hundred thousand dollars in sales subject
11 to sales tax made by the qualifying retailer.
- 12 2. The deduction and retention of tax allowed in this section applies only to
13 state-imposed sales tax. A qualifying retailer may not retain payment of local option
14 taxes. This section does not prevent a local government from rebating sales tax
15 collected by qualifying retailers pursuant to a local ordinance.
- 16 3. For purposes of this section, "qualifying retailer" means a retailer doing business in
17 this state which timely files sales tax returns as required under section 57-39.2-11 and
18 employs fewer than sixteen full-time or full-time equivalent employees.

19 **SECTION 2. EXPIRATION DATE.** This Act is effective through December 31, 2027, and
20 after that date is ineffective.