

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 990  
**Version:** With the H0990DE2 amendment

**DATE:** March 17, 2015

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**Subject:** Clarifies that charges by accommodation intermediaries are subject to all local lodging taxes

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### Overview

In 2013 the state defined accommodation intermediaries and clarified that their services are subject to the state sales tax as part of the tax imposed on lodging. Local lodging taxes collected by the state also apply to services provided by these accommodation intermediaries since these taxes use the definition for tax base contained in the general sales tax statute. This bill clarifies that all lodging taxes administered locally also apply to services provided by the accommodation intermediaries. Reduces some of the administrative burdens to the intermediaries for collecting and remitting these local lodging taxes. Effective the day after final enactment.

There are 120 cities and towns that singly or jointly impose lodging taxes for tourism purposes under section 469.190. Another five cities impose a lodging tax and administer it locally under special law. Four local lodging taxes are currently administered by the state.

### Section

**1 Authorization.** States that lodging taxes imposed under the general authority or by special law are a tax on the total consideration for lodging, including on service fees imposed by accommodation intermediaries.

Effective the day after final enactment but states that this change cannot be construed to imply a narrower tax base for these taxes prior to enactment.

**Section**

**2**

**Collection.** States that if a lodging tax is collected locally, the local government imposing the tax can opt to have accommodation intermediaries pay the tax owed on their services on an annual basis. The filing and remittance dates must coincide with one of the current set of monthly filing and remittance dates for state sales taxes. Also requires the local government to provide accommodation intermediaries with the geographic and zip code information necessary to determine when the local tax applies. Effective the day after final enactment.