

1 BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF 2010

COUNCIL BILL NO. CB10-0340

COMMITTEE OF REFERENCE:

4 Finance

5 **A BILL**

6 **For an ordinance to amend Chapter 32 to adjust occupational privilege tax**
7 **registration fees.**

8 **WHEREAS**, the Department of Finance has concluded that it is appropriate to adjust the fee for
9 small businesses that choose to annually pre-pay their occupational privilege tax, as this reduces
10 the administrative cost the Department incurs associated with processing the tax.

11 **WHEREAS**, the adjustment contained in this ordinance will result in occupational privilege tax
12 registration fees collected on a biennial basis to be approximately \$1,250,000, which represents
13 a reduction in the amount of projected revenue generated on a biennial basis by approximately
14 \$150,000. The reduction is estimated to be off-set by reduced administrative costs for the
15 Department of Finance.

16 **NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF**
17 **DENVER:**

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19 **Section 1.** That Chapter 32-107(1) (e), "Retail sales license and occupational tax
20 registration", of the Revised Municipal Code is hereby amended by adding the language
21 underlined as follows:

22 **Sec. 32-107. Retail sales license and occupational tax registration.**

23 (1) (e) For each occupational privilege tax registration that does not qualify as a modest
24 business as defined in this article or unless otherwise exempted by this article, a fee of
25 fifty dollars (\$50.00) shall be paid, which fee shall accompany the registration. A further
26 fee of fifty dollars (\$50.00) shall be paid for each two-year period beginning in even-
27 numbered years for which such registration is renewed. An occupational tax registrant is
28 exempt from paying the registration fee only, if in the twelve month period prior to the
29 registration year the registrant owed less than thirty dollars (\$30.00) in combined
30 employee occupational privilege tax and business occupational privilege tax. All
31 registrations shall be renewed on a biennial basis, effective January 1, 2010, though a
32 uniform extension may be granted to all registrants by the manager of finance for the
33 initial year only.

34 **Section 2.** That a new 32-107(1) (f), "Retail sales license and occupational tax registration",
35 of the Revised Municipal Code is hereby added as follows:

36 (1)(f) Individuals, sole proprietors and partnerships, which have no employees subject to
37 the tax, as defined in the city employee occupational privilege tax article, and which pre-
38 pay annual occupational privilege tax liability are eligible for modest business registration
39 fees. For each modest business occupational privilege tax registration, unless otherwise
40 exempted by this article, a fee of twenty-five dollars (\$25.00) shall be paid, which fee shall
41 accompany the registration. A further modest business registration fee of twenty-five

1 dollars (\$25.00) shall be paid for each two-year period beginning in even-numbered years,
2 so long as the modest business registrant continues to be qualified and to pre-pay their
3 annual occupational privilege tax liability, for which such registration is renewed.
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7 COMMITTEE APPROVAL: May 5, 2010

8 MAYOR-COUNCIL DATE: May 11, 2010

9 PASSED BY THE COUNCIL _____ 2010

10 _____ - PRESIDENT

11 APPROVED: _____ - MAYOR _____ 2010

12 ATTEST: _____ - CLERK AND RECORDER,
13 EX-OFFICIO CLERK OF THE
14 CITY AND COUNTY OF DENVER

15 NOTICE PUBLISHED IN THE DAILY JOURNAL _____ 2010; _____ 2010

16 PREPARED BY: Laurie Heydman - ASSISTANT CITY ATTORNEY - _____ May 13, 2010

17 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the
18 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
19 ordinance. The proposed ordinance IS NOT submitted to the City Council for approval pursuant to
20 §3.2.6 of the Charter.

21
22 David R. Fine, City Attorney, BY: _____, _____ City Attorney - _____ 2010