

AMENDED IN SENATE SEPTEMBER 7, 1999

AMENDED IN SENATE AUGUST 24, 1999

AMENDED IN ASSEMBLY APRIL 13, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 990**

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**Introduced by Assembly Member Floyd**

February 25, 1999

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An act to add ~~Sections 6066.3 and 6066.4~~ to *and repeal Sections 6066.3 and 6066.4* of the Revenue and Taxation Code, relating to taxation.

LEGISLATIVE COUNSEL'S DIGEST

AB 990, as amended, Floyd. Sales and use tax: seller's permits.

The Sales and Use Tax Law requires each person who desires to engage in business as a seller in this state to file an application for a permit with the State Board of Equalization. If the applicant complies with the appropriate procedures, the board must grant and issue to the applicant a separate permit for each place of business.

This bill would authorize cities and counties to collect information from persons seeking to engage in the business of selling tangible personal property and to transmit that information to the board. The bill would require the board to issue permits to applicants within specified time periods. The bill would also authorize cities and counties to require each person desiring to engage in business in that jurisdiction for

the purposes of selling tangible personal property to provide his or her seller’s permit account number, if any. *These provisions would be repealed on January 1, 2004.*

*This bill would require the State Board of Equalization to report to the Legislature regarding certain impacts of these provisions.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 6066.3 is added to the Revenue  
2 and Taxation Code, to read:

3 6066.3. (a) A city, county, or city and county may  
4 collect information from persons desiring to engage in  
5 business in that jurisdiction for the purposes of selling  
6 tangible personal property under this part and shall  
7 transmit that information to the board. The information  
8 shall be provided to the board in a format to be  
9 determined by the board after consulting with the  
10 League of California Cities and the California State  
11 Association of Counties.

12 (b) The information submitted to the board under  
13 subdivision (a) shall serve as all of the following:

- 14 (1) The preliminary application for a seller’s permit.
- 15 (2) Notification to the board by the city, county, or city  
16 and county of a person desiring to engage in the business  
17 of selling of tangible personal property in that  
18 jurisdiction.

19 (3) Notice to the board for purposes of redistribution  
20 under Section 7209.

21 (c) The board shall issue a determination regarding  
22 issuance of a seller’s permit and receipt of notification for  
23 purposes of paragraphs (2) and (3) of subdivision (b).  
24 The board shall provide a copy of that determination and  
25 receipt of notification to the city, county, or city and  
26 county from which the board has received information  
27 under subdivision (a). The board shall make its  
28 determination as follows:



1 (1) For persons for whom a determination can be  
2 made based on the information submitted, the  
3 determination shall be issued within 30 days of receipt of  
4 the information.

5 (2) For persons for whom additional information is  
6 required before a determination can be made, the  
7 determination shall be issued within 120 days of receipt  
8 of the information.

9 (d) The board shall, after consulting with the League  
10 of California Cities and the California State Association of  
11 Counties, adopt standardized data addressing and  
12 naming conventions that are compatible with local  
13 jurisdiction conventions for new registrants and, to the  
14 extent possible, for current accounts.

15 (e) A city, county, or city and county may not charge  
16 applicants a fee for collecting and transmitting  
17 information pursuant to this section.

18 *(f) This section shall remain in effect only until*  
19 *January 1, 2004, and as of that date is repealed, unless a*  
20 *later enacted statute, that is enacted before January 1,*  
21 *2004, deletes or extends that date.*

22 SEC. 2. Section 6066.4 is added to the Revenue and  
23 Taxation Code, to read:

24 6066.4. (a) A city, county, or city and county may  
25 require each person desiring to engage in business in that  
26 jurisdiction for the purposes of selling tangible personal  
27 property to provide his or her seller's permit account  
28 number, if any.

29 *(b) This section shall remain in effect only until*  
30 *January 1, 2004, and as of that date is repealed, unless a*  
31 *later enacted statute, that is enacted before January 1,*  
32 *2004, deletes or extends that date.*

33 SEC. 3. *On or before January 1, 2003, the State Board*  
34 *of Equalization shall report to the Legislature regarding*  
35 *this act. The report shall include the amount of sales and*  
36 *use tax revenues collected from persons not previously*  
37 *registered by the board and the board's cost to administer*



1 *the provisions of this act.*

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