

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4

# A Bill

HOUSE BILL 1818

5 By: Representative Beaty Jr.  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING THE PREPAYMENT OF  
9 SALES TAX; TO INCREASE THE THRESHOLD FOR THE  
10 REQUIREMENT THAT CERTAIN RETAILERS PREPAY SALES TAX;  
11 TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

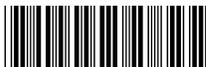
14 TO AMEND THE LAW CONCERNING THE  
15 PREPAYMENT OF SALES TAX; TO INCREASE THE  
16 THRESHOLD FOR THE REQUIREMENT THAT  
17 CERTAIN RETAILERS PREPAY SALES TAX; AND  
18 TO DECLARE AN EMERGENCY.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code § 26-52-512(a), as amended by Acts 2023, No.  
25 193, § 1, and concerning prepayment of sales tax by qualifying retailers, is  
26 amended to read as follows:

27 (a) All retailers within the State of Arkansas registered to collect  
28 the Arkansas gross receipts tax who, on July 1, have average net sales of  
29 more than ~~two hundred thousand dollars (\$200,000)~~ five hundred thousand  
30 dollars (\$500,000) per month for the preceding fiscal year that began on July  
31 1 and ended on June 30 shall, beginning the following January 1, make  
32 prepayment of sales tax by electronic funds transfer, as defined in § 26-19-  
33 101, according to one (1) of the following payment options:

34 (1)(A) The taxpayer may elect to make two (2) tax payments by  
35 electronic funds transfer for each calendar month. Each payment shall be  
36 equal to forty percent (40%) of the tax due on the monthly average net sales



1 on or before the twelfth and twenty-fourth of that month.

2 (B) The balance of actual collections for the month shall  
 3 be remitted with the monthly gross receipts tax report due by the twentieth  
 4 day of the following month; or

5 (2)(A) The taxpayer may elect to pay by electronic funds  
 6 transfer an amount equal to or exceeding eighty percent (80%) of the gross  
 7 receipts tax liability for each calendar month on or before the twenty-fourth  
 8 of that month.

9 (B) The balance of actual collections for the month shall  
 10 be remitted with the monthly gross receipts tax report due by the twentieth  
 11 day of the following month.

12  
 13 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
 14 General Assembly of the State of Arkansas that the current method for  
 15 calculating the prepayment requirements for sales and use tax does not  
 16 provide adequate time for businesses to ensure their compliance and  
 17 inadvertently puts businesses in an untenable position of being unable to  
 18 properly comply with existing tax laws. Therefore, an emergency is declared  
 19 to exist, and this act being immediately necessary for the preservation of  
 20 public peace, health, and safety shall become effective on July 1, 2023.