



2011 SENATE BILL 554

March 6, 2012 - Introduced by Senators LASSA and HOLPERIN, cosponsored by Representatives MOLEPSKE JR, POCAN, MASON, C. TAYLOR, SPANBAUER, BERCEAU, SINICKI and BEWLEY. Referred to Joint Survey Committee on Tax Exemptions.

1 **AN ACT** *to create* 77.54 (60) and 100.20 (1w) of the statutes; **relating to:** sales
2 and use tax exemption for energy-efficient products purchased in conjunction
3 with Earth Day.

Analysis by the Legislative Reference Bureau

This bill provides an annual sales and use tax exemption for products that satisfy the energy efficiency guidelines under the federal Energy Star program. The exemption applies to any item intended for residential use that is purchased during the seven-day period beginning on the Saturday immediately preceding April 21 and for which the sales price is less than \$1,500. The exemption does not apply to items purchased by a contractor or subcontractor or to items that are used primarily for entertainment purposes. Under the bill, it is an unfair method of competition or an unfair trade practice for a contractor or subcontractor to claim an exemption for an item purchased for other than personal use by the contractor or subcontractor.

Because this bill relates to an exemption from state or local taxes, it may be referred to the Joint Survey Committee on Tax Exemptions for a report to be printed as an appendix to the bill.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SENATE BILL 554

SECTION 1. 77.54 (60) of the statutes is created to read:

77.54 (60) The sales price from the sale of and the storage, use, or other consumption of any item of tangible personal property that satisfies the energy efficiency guidelines established by the federal environmental protection agency and the federal department of energy under the Energy Star program, if the item is for residential use, not used primarily for entertainment purposes, and purchased during the 7-day period beginning on the Saturday immediately preceding April 21 and if the sales price or purchase price of the item is less than \$1,500. This subsection does not apply to items sold to a contractor or subcontractor for other than personal use by the contractor or subcontractor.

SECTION 2. 100.20 (1w) of the statutes is created to read:

100.20 (1w) It is an unfair method of competition or an unfair trade practice for a contractor or subcontractor to claim a sales and use tax exemption under s. 77.54 (60) for an item purchased for other than personal use by the contractor or subcontractor.

SECTION 3. Effective date.

(1) This act takes effect on the first day of the 12th month beginning after publication.

(END)