

1999 DRAFTING REQUEST

Bill

Received: 12/18/98

Received By: jkreye

Wanted: As time permits

Identical to LRB:

For: Tom Sykora (608) 266-1194

By/Representing: Sara Jermstad

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Alt. Drafters:

Subject: Tax - sales

Extra Copies:

Topic:

Tax exemption on car rebates

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 01/6/99	gilfokm 01/9/99		_____			State
/1			hhagen 01/12/99	_____	lrb_docadmin 01/12/99	lrb_docadmin 01/12/99	

FE Sent For: 01/12/99.

(A")

<END>

1999 DRAFTING REQUEST

Bill

Received: **12/18/98**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **Tom Sykora (608) 266-1194**

By/Representing: **Sara Jermstad**

This file may be shown to any legislator: **NO**

Drafter: **jkreye**

May Contact:

Alt. Drafters:

Subject: **Tax - sales**

Extra Copies:

Topic:

Tax exemption on car rebates

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 01/6/99	gilfokm 01/9/99		_____			State
/1			hhagen 01/12/99	_____	lrb_docadmin 01/12/99		

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

Received: 12/18/98

Received By: jkreye

Wanted: As time permits

Identical to LRB:

For: Tom Sykora (608) 266-1194

By/Representing: Sara Jermstad

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Alt. Drafters:

Subject: Tax - sales

Extra Copies:

Topic: *rent tax exemption on car related*^b
~~Tax exemption on personal property used for not-for-profit community-based activities.~~

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1/?	jkreye	1/16 WLJ					
		1-1-9 King	AA 1/11	LP 1/11			

FE Sent For:

<END>

LEGISLATIVE REFERENCE BUREAU

BILL REQUEST FORM

Legal Section, 5th Floor, 100 N. Hamilton St.

(608) 266-3561

Use of this form is optional. It is often helpful to talk directly with the LRB attorney who will draft the bill. Use this form only for **BILL** drafts. Attach more pages if necessary.

Date of request: <i>12/15/98</i>	Legislator or agency requesting this draft: <i>Rep. Tom Sykora</i>
Name/phone number of person submitting request: <i>Tom Sykora 266-1194</i>	
Persons to contact for questions about this draft (names and phone numbers please): <i>Sara Jermstad 266-1195</i>	
Describe the problem, including any helpful examples. How do you want to solve the problem? <i>Tax exemption ^(on) for car rebates advertised rebate - car manufacturers.</i>	
If you know of any statute sections that might be affected, please list them or provide a marked (not re-typed) copy.	

Please attach a copy of any correspondence or material that may help us. You may also attach a marked (not re-typed) copy of any LRB draft, or provide its number (e.g., 1997 LRB-2345/1 or 1995 AB-67):

Requests are confidential unless stated otherwise.

May we tell others that we are working on this for you? YES NO

If yes, anyone who asks? YES NO

Any legislator? YES NO ONLY the following persons:

Do you consider this urgent? YES NO If yes, please indicate why:

Is this request of higher priority than other pending request(s) you have made?

YES NO If yes, please sign your name here:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100





WPO: Check
topic line
on request
sheet.

generate catalog

1 AN ACT...; relating to: the sales taxes on purchases made with a manufacturer's
2 rebate.

Analysis by the Legislative Reference Bureau

Under current law, the state imposes a sales tax on all retailers at the rate of ~~five percent~~ ^{5%} of the gross receipts from the sale of goods. The retailer generally passes the sales tax on to the consumer. The state also imposes ~~an excise~~ ^{use} tax on all consumers, at the rate of ~~five percent~~ ^{5%} of the sales price, for the consumption, use or storage of goods in the state that the consumer purchases from out-of-state retailers. Under current law, when a consumer purchases an automobile that qualifies for a manufacturer's rebate, the consumer pays either a sales tax or ~~an~~ ^a excise tax on the original price of the automobile rather than on the price as reduced by the manufacturer's rebate.

^{use} Under this bill, when the consumer purchases an automobile with a manufacturer's rebate, the consumer pays a sales tax or ~~an~~ ^a excise tax on the reduced price rather than on the original price.

For further information see the **state** 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:

3 SECTION 1. 77.51 (4) (b) 1. of the statutes is amended to read:

SECTION 1

① 77.51 (4) (b) 1. Cash or term discounts, or automobile manufacturers rebates, ^{insert apostrophe}
 2 allowed and taken on sales; In this subdivision, "automobile" has the meaning given
 3 ~~under~~ ⁱⁿ s. 340.01 (4). ✓

4 SECTION 2. 77.51 (15) (b) 1. of the statutes is amended to read:

⑤ 77.51 (15) (b) 1. Cash discounts, or automobile manufacturers rebates, ^{insert apostrophe} allowed
 6 and taken on sales; In this subdivision, "automobile" has the meaning given ~~under~~ ⁱⁿ
 7 s. 340.01 (4). ✓

8 SECTION 3. Effective date.

⑨ ^{insert apostrophe} (1) ~~MANUFACTURERS~~ ^{CS} REBATE This act takes effect on the first day of the 2nd
 10 month beginning after publication.

11 (END)

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 1/12/99

To: Representative Sykora

Relating to LRB drafting number: LRB-1378

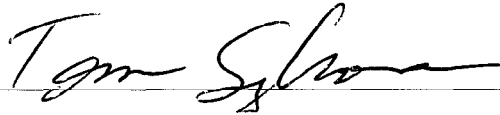
Topic

Tax exemption on car rebates

Subject(s)

Tax - sales

1. **JACKET** the draft for introduction _____



in the **Senate** ____ or the **Assembly** (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____



If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Joseph T. Kreye, Legislative Attorney
Telephone: (608) 266-2263



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
P. O. BOX 2037
MADISON, WI 53701-2037

LEGAL SECTION (608) 266-3561
REFERENCE SECTION (608) 266-0341
FAX (608) 266-5848

STEPHEN R. MILLER
CHIEF

LRB
2

February 26, 1999

MEMORANDUM

To: Representative Sykora

From: Marc E. Shovers, Sr. Legislative Attorney, (608) 266-0129

Subject: Technical Memorandum to **1999 AB ???** (LRB 99-1378/1)

We received the attached technical memorandum relating to your bill. This copy is for your information and your file. If you wish to discuss this memorandum or the necessity of revising your bill or preparing an amendment, please contact me.

MEMORANDUM

February 24, 1998

TO: Marc Shovers
Legislative Reference Bureau

FROM: Yeang-Eng Braun *YEB*
Department of Revenue

SUBJECT: Technical Memorandum on LRB 1378/1, Relating to Sales and Use Tax Treatment of Automobile Purchases Made with Manufacturers' Rebates and Discounts

The proposed legislation makes no provision for the funding of the costs involved in administering the activities required. If the author wishes to provide funding, appropriation language needs to be developed and costs allocated in the following manner:

	<u>Chapter 20</u>	<u>Amount</u>	<u>FTE Positions</u>
One-time cost	20.566 (1)(a)	\$54,100	

If you have questions regarding this technical memorandum, please contact Pat Lashore at 266-3347.

YEB:JS:ds
t:\fsn\js\lrb13781.tec

