

1999 DRAFTING REQUEST

Bill

Received: 03/08/2000

Received By: jkreye

Wanted: Soon

Identical to LRB: 99-4161/1

For: Joseph Leibham (608) 266-0656

By/Representing: Patrick

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Alt. Drafters:

Subject: Tax - miscellaneous

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Business tax registration certificates

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 03/08/2000	csicilia 03/08/2000		_____			State
/1			m a r t y k r 03/08/2000	_____	lrb_docadmin 03/08/2000	lrb_docadmin 03/09/2000	

FE Sent For: 3/15/00

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FE Sent For:

<END>

2-8-2000

Letter from ^{Rep} Joe Reschman's office

companion to 58405 / 4161

— business tax
registration
certificates

2701/1

AM 3-8-2000

1999 SENATE BILL 405

SOON

February 23, 2000 - Introduced by Senators DRZEWIECKI, FITZGERALD, LAZICH, BRESKE and ROESSLER, cosponsored by Representatives LEIBHAM, ZIEGELBAUER, ALBERS, STONE, DUFF, HAHN, RYBA, OWENS, LADWIG, MILLER, NASS, SKINDRUD, PETTIS, LA FAVE, GROTHMAN, SERATTI, HUNDERTMARK, TOWNSEND, GRONEMUS, KEDZIE and HOVEN. Referred to Economic Development, Housing and Government Operations.

1 **AN ACT** to amend 20.566 (1) (gb), 73.03 (50) (intro.) and 77.60 (2) (intro.) of the
2 statutes; **relating to:** discontinuing the fee for issuing and renewing business
3 tax registration certificates.

Analysis by the Legislative Reference Bureau

Under current law, in order to hold a number of licenses, permits and other documents that the department of revenue (DOR) administers, a person must also hold a business tax registration certificate. The certificate is valid for two years. Under current law, DOR charges fees for obtaining and renewing the certificate. This bill eliminates those fees.

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:

4 SECTION 1. 20.566 (1) (gb) of the statutes is amended to read:

5 **20.566 (1) (gb) Business tax registration.** The amounts in the schedule for
6 administration of business tax registration. ~~All moneys received from the fees~~
7 ~~established under s. 73.03 (50) shall be credited to this appropriation account.~~

SENATE BILL 405

1 Notwithstanding s. 20.001 (3) (a), at the end of each fiscal year, the unencumbered
2 balance in this appropriation account that exceeds 10% of the expenditures from this
3 appropriation account during the fiscal year lapses to the general fund.

4 **SECTION 2.** 73.03 (50) (intro.) of the statutes, as affected by 1999 Wisconsin Act
5 9, is amended to read:

6 73.03 (50) (intro.) ~~With the approval of the joint committee on finance, to~~
7 ~~establish fees for obtaining~~ To issue a business tax registration certificate, which,
8 except as provided in s. 73.0302, is valid for 2 years, and ~~for renewing~~ to renew that
9 certificate and, except as provided in s. 73.0302, ~~shall to, without charge,~~ issue and
10 renew those certificates if the person who wishes to obtain or renew a certificate does
11 all of the following:

12 **SECTION 3.** 77.60 (2) (intro.) of the statutes, as affected by 1999 Wisconsin Act
13 9, is amended to read:

14 77.60 (2) (intro.) Delinquent sales and use tax returns shall be subject to a \$20
15 late filing fee unless the return was not timely filed because of the death of the person
16 required to file or unless the return was not timely filed due to good cause and not
17 due to neglect. The fee shall not apply if the department has failed to issue a seller's
18 permit or a use tax registration within 30 days of the receipt of an application for a
19 seller's permit or use tax registration ~~accompanied by the fee established under s.~~
20 ~~73.03 (50),~~ if the person does not hold a valid certificate under s. 73.03 (50), and the
21 security required under s. 77.61 (2) has not been placed with the department.
22 Delinquent sales and use taxes shall bear interest at the rate of 1.5% per month until
23 paid. The taxes imposed by this subchapter shall become delinquent if not paid:

24 **SECTION 4. Initial applicability.**

**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: 03/08/2000

To: Representative Leibham

Relating to LRB drafting number: LRB-4701

Topic

Business tax registration certificates

Subject(s)

Tax - miscellaneous

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