

**2003 DRAFTING REQUEST**

**Senate Resolution**

Received: **09/25/2003**

Received By: **jkreye**

Wanted: **Today**

Identical to LRB:

For: **Joseph Leibham (608) 266-2056**

By/Representing: **brett**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Tax - sales**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Leibham@legis.state.wi.us**

Carbon copy (CC:) to: **joseph.kreye@legis.state.wi.us**  
**robert.marchant@legis.state.wi.us**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Memorializing Congress to enact the Internet Tax Nondiscrimination Act of 2003

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**Instructions:**

See Attached

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**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>
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/1	jkreye 09/25/2003	wjackson 09/25/2003	jfrantze 09/25/2003	_____	mbarman 09/25/2003	lemery 09/25/2003	

FE Sent For:

<END>

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1/?	jkreye	1 WLj 9/25	J 9/25	J 9/25			

FE Sent For:

<END>

**Kreye, Joseph**

*Sen Galbraith's Office*

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**From:** Davis, Brett  
**Sent:** Wednesday, September 24, 2003 5:56 PM  
**To:** Kreye, Joseph  
**Subject:** Sales and Use Tax on Internet Access Exemption Resolution Language

Joe -

Thank you for your willingness to work on this resolution on such short notice. Attached is an initial draft of the language we would like for a resolution.

Please let me know if you have any questions.

Sincerely,

Brett



446077\_1.DOC

## 2003 Senate Resolution XX

**Relating to:** memorializing Congress to enact the Internet Tax Nondiscrimination Act of 2003.

Whereas, the emergence of the Internet as a means of communication has profoundly influenced our society and will pave the way for the global marketplace; and

Whereas, Wisconsin is one of only 8 states that impose a sales tax on Internet access, thereby putting Wisconsin companies that conduct business over the Internet at a competitive disadvantage; and

Whereas, the U.S. Department of Commerce has estimated that wealthy Americans are 20 times more likely to have internet access, while Hispanics and African Americans are far less likely to have internet access; and

Whereas, there is a growing "digital divide" between those citizens able to access the technology of the new economy and those who cannot; and

Whereas, increased access to the internet will create jobs and contribute to economic development; and

Whereas, taxing access to the internet will make access to the internet less affordable and therefore less available; and

Whereas, taxing internet access contributes to this condition and unfairly burdens citizens who are least able to afford internet access; and

Whereas, the Wisconsin state legislature has previously voted to repeal the state's sales tax on Internet access thus demonstrating its commitment to making sure that Wisconsin is on the leading edge of this new technology and providing incentives for even more access and creative use of the Internet; and

Whereas, H.R. 49, which is entitled the Internet Tax Nondiscrimination Act of 2003, has been introduced in the United States house of representatives and will permanently prohibit any state from imposing a tax on access to the internet; and

**Resolved by the senate,** That the Wisconsin Senate memorializes Congress to pass H.R. 49, the Internet Tax Nondiscrimination Act; and be it further

**Resolved, That** the senate chief clerk shall provide a copy of this resolution to the governor of Wisconsin, to each member of the Wisconsin congressional delegation, to the President and Vice President of the United States, to each member of the President's cabinet, and to the secretary of the U.S. Senate and clerk of the U.S. House of Representatives.

## 2003 Senate Resolution XX

**Relating to:** memorializing Congress to immediately and permanently prohibit any state from imposing a tax on access to the Internet.

Whereas, the emergence of the Internet as a means of communication has profoundly influenced our society and will pave the way for the global marketplace; and

Whereas, Wisconsin is one of only 8 states that impose a sales tax on Internet access, thereby putting Wisconsin companies that conduct business over the Internet at a competitive disadvantage; and

Whereas, the U.S. Department of Commerce has estimated that wealthy Americans are 20 times more likely to have internet access, while Hispanics and African Americans are far less likely to have internet access; and

Whereas, there is a growing "digital divide" between those citizens able to access the technology of the new economy and those who cannot; and

Whereas, increased access to the internet will create jobs and contribute to economic development; and

Whereas, taxing access to the internet will make access to the internet less affordable and therefore less available; and

Whereas, taxing internet access contributes to this condition and unfairly burdens citizens who are least able to afford internet access; and

Whereas, the Wisconsin state legislature has previously voted to repeal the state's sales tax on Internet access thus demonstrating its commitment to making sure that Wisconsin is on the leading edge of this new technology and providing incentives for even more access and creative use of the Internet; and

Whereas, H.R. 49, which is entitled the Internet Tax Nondiscrimination Act of 2003, has been introduced in the United States house of representatives and will permanently prohibit any state from imposing a tax on access to the internet; and

**Resolved by the senate,** That the Wisconsin Senate memorializes Congress to pass legislation that will immediately and permanently prohibit any state from imposing a tax on access to the Internet; and be it further

**Resolved, That** the senate chief clerk shall provide a copy of this resolution to the governor of Wisconsin, to each member of the Wisconsin congressional delegation, to the President and Vice President of the United States, to each member of the President's cabinet, and to the secretary of the U.S. Senate and clerk of the U.S. House of Representatives.





WJ  
RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

## 2003 SENATE RESOLUTION

*in 9-25-03  
Today A.M.*

*immediately and permanently prohibit any state from imposing a tax on Internet access*

1 **Relating to:** memorializing Congress to ~~enact the Internet Tax Nondiscrimination~~  
2 ~~Act of 2003~~

3 Whereas, the emergence of the Internet as a means of communication has  
4 profoundly influenced our society and will pave the way for the global marketplace;  
5 and

6 Whereas, Wisconsin is one of only 8 states that imposes a sales tax on Internet  
7 access, thereby putting Wisconsin companies that conduct business over the Internet  
8 at a competitive disadvantage; and

9 Whereas, the U.S. Department of Commerce has estimated that wealthy  
10 Americans are 20 times more likely to have Internet access, while Hispanics and  
11 African Americans are far less likely to have Internet access; and

12 Whereas, there is a growing "digital divide" between those citizens able to  
13 access the technology of the new economy and those who cannot; and



**Emery, Lynn**

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**From:** Davis, Brett  
**Sent:** Thursday, September 25, 2003 11:59 AM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 03-3359/1 Topic: Memorializing Congress to enact the Internet Tax Nondiscrimination Act of 2003

It has been requested by <Davis, Brett> that the following draft be jacketed for the SENATE:

Draft review: LRB 03-3359/1 Topic: Memorializing Congress to enact the Internet Tax Nondiscrimination Act of 2003