

2007 DRAFTING REQUEST

Senate Resolution

Received: **01/22/2008**

Received By: **smiller**

Wanted: **As time permits**

Identical to LRB:

For: **Robert Jauch (608) 266-3510**

By/Representing: **dan kanninen**

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

Drafter: **smiller**

May Contact:

Addl. Drafters:

Subject: **Memorials - to Congress**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Jauch@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

streamlined sales tax

Instructions:

See Attached word doc

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>
/?	smiller 01/22/2008			_____			
/1		kfollett 01/23/2008	jfrantze 01/24/2008	_____	sbasford 01/24/2008		
/2	rchampag 01/25/2008 jkreye 01/25/2008	kfollett 01/25/2008 kfollett 01/25/2008	nmatzke 01/25/2008	_____	cduerst 01/25/2008		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

/3

jfrantze _____
01/28/2008 _____

lparisi
01/28/2008

cduerst
01/28/2008

FE Sent For:

No

<END>

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	jkreye 01/25/2008	kfollett 01/25/2008		_____			

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13 Kfg
1/25
1/28
Jb/R
1/28

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FE Sent For:

1/25 KJF
1/25 nwn
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WLT*

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/?	smiller	<i>1/15 f</i>	<i>Jb</i>	_____			
		<i>1/23</i>	<i>1/20</i>	_____			

FE Sent For:

Jb *1/24* **<END>** *Pg* *1/24*

Miller, Steve

From: Kanninen, Dan
Sent: Tuesday, January 22, 2008 4:06 PM
To: Miller, Steve
Cc: Kahn, Carrie
Subject: FW: Streamlined Sales Tax Resolution DRAFT
Attachments: Senate resolution 1-17-08 (CJs Suggestions).doc

Director Miller:

Joe Kreye indicated that you could handle for us the conversion of this resolution we have drafted with DOR on Streamlined Sales Tax into an LRB document. Sen. Jauch hopes to have this in time to notice for our Tax Fairness Committee Hearing on Feb. 6th, so while it is not critically urgent, it is somewhat timely.

Please contact me with any questions, and thanks for your help.

dk

Dan Kanninen
Chief of Staff
Office of State Senator Bob Jauch
118 South, State Capitol
608-266-3510 (office)
608-213-3510 (cellular)

3910/1

From: Gates-Hendrix, Sherrie L - DOR [mailto:Sherrie.GatesHendrix@revenue.wi.gov]
Sent: Fri 1/18/2008 5:00 PM
To: Kanninen, Dan
Subject: Streamlined Sales Tax Resolution DRAFT

Hi Dan -- Here are a few thoughts from our technical staff. Hope this is helpful.

<<Senate resolution 1-17-08 (CJs Suggestions).doc>>

From: Kanninen, Dan [mailto:Dan.Kanninen@legis.wisconsin.gov]
Sent: Tuesday, January 15, 2008 12:37 PM
To: Hardt, Diane L - DOR; Gates-Hendrix, Sherrie L - DOR
Subject: FW: Streamlined Sales Tax Resolution DRAFT

Diane and Sherrie, some additional language that Bob cooked up is contained here. Specifically, he wants to make it clear that we are putting the Senate on record to encourage Congress to act.

dk

Dan Kanninen
Chief of Staff

01/22/2008

S.R.

3910/1

Streamlined Resolution

Whereas as a result of the 1967 *Bellas Hess* decision and the 1992 *Quill* Supreme Court decision, Wisconsin and other states have been denied the authority to require the collection of sales and use taxes by remote sellers that have no physical presence in the state to which the item is delivered; and

Whereas, the combined weight of the inability to collect sales and use taxes due on remote sales through traditional carriers and the continued erosion of the tax base due to electronic commerce threatens the future viability of the sales tax as a stable revenue source for state and local governments; and

Whereas, studies have estimated that Wisconsin will lose in excess of \$150 million a year in sales and use taxes due on sales made by remote sellers to Wisconsin purchasers; and

Whereas, Wisconsin joined 33 other states to enact legislation expressing the intent of the state to simplify and modernize the state's sales and use tax collection systems and to participate in multistate discussions to finalize and ratify an interstate agreement to streamline the administration and collection of the states' sales and use taxes; and

Whereas, these states unanimously ratified the Streamlined Sales and Use Tax Agreement (Agreement), which substantially simplifies and modernizes state and local sales and use tax systems, removes the burdens to interstate commerce that were of concern to the United States Supreme Court, and protects state sovereignty; and

Whereas, 22 States representing over 35% of the total population of the United States have already enacted legislation to bring their state's sales and use tax statutes into compliance with the Agreement

Whereas, nearly 1100 remote sellers have already voluntarily registered and are participating in the simplification effort in the states that have conformed their laws to the requirements of the Agreement; and

Whereas, Wisconsin state law already requires the payment of sales or use tax on purchases made from online, catalog and other remote sellers but does not have an effective method of collecting this tax from the individual consumers; and

Whereas, as a result of not having an effective method of collection of these taxes from individual consumers is losing millions of dollars each year; and

Whereas, main-street merchants and businesses who already collect and remit sales and use tax to the state of Wisconsin are placed a significant competitive disadvantage by online, catalog and other remote sellers who are not required to collect and remit the tax; and

Whereas, the burden of remitting the sales and use tax on purchases from online, catalog and other remote sellers who are not required to collect the tax is then placed on the individual consumers; and

Whereas, most individual consumers do not know of the requirement or simply fail to remit this tax, thereby unknowingly subjecting themselves to possible interest and penalties if the sales or use tax is not paid in a timely manner; and

Whereas the Main Street Equity Act to simplify and modernize the Wisconsin sales and use tax statutes would add Wisconsin to the list of over 20 other states who are already complying with the Agreement; and

Whereas the Main Street Equity Act was included in the 2007-09 biennial budget by Governor Doyle and was approved in the Wisconsin State Senate; and

Whereas, the Wisconsin Legislation acknowledges the complexities of the current sales and use tax collection system, and is responsive to the interests of the business community and protecting individual consumers by formulating a truly simplified and streamlined collection system; and

Whereas, the Main Street Equity Act has the support of a broad coalition of Wisconsin and multi-state merchants, trade associations and businesses, large and small, including department stores, hardware stores, jewelers, book sellers, grocers, convenience stores and telecommunication companies who desire a more simplified and modernized sales and use tax system that is uniform and fair for all Wisconsin residents and businesses; and

Whereas, HR. 3396, the Sales Tax Fairness and Simplification Act has been offered in the House of Representatives; and

Whereas, the legislation would sanction the multi-state agreement and require sellers to collect sales and use taxes for all states that conform to the terms of the agreement, thereby leveling the playing field for all retailers and ensuring the future vitality of a major consumption tax; and

Whereas, Wisconsin's Main Street Equity Act and the Streamlined Sales and Use Tax Agreement demonstrates State Government's ability to modernize and simplify our sales tax system to conform to the 21st century, while reducing the burden on retailers; and

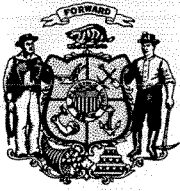
Whereas, the House Sub-Committee on Administrative and Commercial Law of the Judiciary Committee held a public hearing on December 6, 2007; and

Whereas, Congress must adopt Legislation to provide the authority for Wisconsin and any other state that conforms its laws to the requirements of the Streamlined Sales and Use Tax Agreement and becomes a full member state to be permitted to require remote sellers to collect and remit sales and use taxes for their state.

Therefore; be it resolved that the Wisconsin State Senate calls upon the Judiciary Committee and the House of Representatives to support swift adoption of the Streamlined Sales Tax Fairness and Simplification Act; and

Be it further resolved that the Wisconsin Senate encourages members of the United States Senate to expeditiously consider and pass the Streamlined Sales Tax Fairness and Simplification Act; and

BE IT FURTHER RESOLVED, that the Wisconsin State Senate urges President George W. Bush to sign the Streamlined Sales Tax Fairness and Simplification Act into law, upon its passage by the Congress.



lgf

2007 SENATE RESOLUTION

urging the Congress and the President to enact the Streamlined Sales Tax Fairness and Simplification Act.

1

Relating to: ~~22~~

2

3

Whereas, as a result of the 1967 Bellas Hess decision and the 1992 Quill U.S. Supreme Court decision, Wisconsin and other states have been denied the authority

4

to require the collection of sales and use taxes by remote sellers that have no physical presence in the state to which the item is delivered; and

5

6

Whereas, the combined weight of the inability to collect sales and use taxes due on remote sales through traditional carriers and the continued erosion of the tax base due to electronic commerce threatens the future viability of the sales tax as a stable revenue source for state and local governments; and

7

8

9

10

Whereas, studies have estimated that Wisconsin will lose in excess of \$150 million a year in sales and use taxes due on sales made by remote sellers to Wisconsin purchasers; and

11

12

13

Whereas, Wisconsin joined 33 other states to enact legislation expressing the intent of the state to simplify and modernize the state's sales and use tax collection systems and to participate in multistate discussions to finalize and ratify an

14

15

(I)

U.S. Supreme Court

(I)

1 interstate agreement to streamline the administration and collection of the states'
2 sales and use taxes; and

3 Whereas, these states unanimously ratified the Streamlined Sales and Use Tax
4 Agreement (Agreement), which substantially simplifies and modernizes state and
5 local sales and use tax systems, removes the burdens to interstate commerce that
6 were of concern to the United States ^{U.S.} Supreme Court, and protects state sovereignty;
7 and

8 Whereas, 22 States representing over 35% ^{percent} of the total population of the United
9 States have already enacted legislation to bring their state's sales and use tax
10 statutes into compliance with the Agreement ; and

11 Whereas, nearly 1,100 remote sellers have already voluntarily registered and
12 are participating in the simplification effort in the states that have conformed their
13 laws to the requirements of the Agreement; and

14 Whereas, Wisconsin state law already requires the payment of sales or use tax
15 on purchases made from online, catalog, and other remote sellers but does not have
16 an effective method of collecting this tax from the individual consumers; and

17 Whereas, as a result of not having an effective method of collection of these
18 taxes from individual consumers ^{Wisconsin} is losing millions of dollars each year; and

19 Whereas, main-street merchants and businesses who already collect and remit
20 sales and use tax to the state of Wisconsin are placed ^{at} a significant competitive
21 disadvantage by online, catalog, and other remote sellers who are not required to
22 collect and remit the tax; and

23 Whereas, the burden of remitting the sales and use tax on purchases from
24 online, catalog, and other remote sellers who are not required to collect the tax is then
25 placed on the individual consumers; and

1 Whereas, most individual consumers do not know of the requirement or simply
2 fail to remit this tax, thereby unknowingly subjecting themselves to possible interest
3 and penalties if the sales or use tax is not paid in a timely manner; and

4 Whereas, the Main Street Equity Act to simplify and modernize the Wisconsin
5 sales and use tax statutes would add Wisconsin to the list of over 20 other states who
6 are already complying with the Agreement; and

7 Whereas, the Main Street Equity Act was included in the 2007-09 biennial
8 budget by Governor Doyle and was approved in the Wisconsin State Senate; and

9 Whereas, the Wisconsin Legislation acknowledges the complexities of the
10 current sales and use tax collection system, and is responsive to the interests of the
11 business community and protecting individual consumers by formulating a truly
12 simplified and streamlined collection system; and

13 Whereas, the Main Street Equity Act has the support of a broad coalition of
14 Wisconsin and multi-state merchants, trade associations, and businesses, large and
15 small, including department stores, hardware stores, jewelers, book sellers, grocers,
16 convenience stores, and telecommunication companies who desire a more simplified
17 and modernized sales and use tax system that is uniform and fair for all Wisconsin
18 residents and businesses; and

19 Whereas, HR. 3396, the Sales Tax Fairness and Simplification Act has been
20 offered in the House of Representatives; and

21 Whereas, the legislation would sanction the multi-state agreement and
22 require sellers to collect sales and use taxes for all states that conform to the terms
23 of the agreement, thereby leveling the playing field for all retailers and ensuring the
24 future vitality of a major consumption tax; and

1 Whereas, Wisconsin's Main Street Equity Act and the Streamlined Sales and
2 Use Tax Agreement demonstrates State Government's ability to modernize and
3 simplify our sales tax system to conform to the 21st century, while reducing the
4 burden on retailers; and

5 Whereas, the ^{U.S.} House Sub-Committee on Administrative and Commercial Law
6 of the Judiciary Committee held a public hearing on December 6, 2007; and

7 Whereas, Congress must adopt Legislation to provide the authority for
8 Wisconsin and any other state that conforms its laws to the requirements of the
9 Streamlined Sales and Use Tax Agreement and becomes a full member state to be
10 permitted to require remote sellers to collect and remit sales and use taxes for their
11 state; ^{now, Hoff}

12 Therefore, be it ^{is} by the senate
13 **Resolved, That** the Wisconsin State Senate calls upon the ^{U.S.} Judiciary
14 Committee and the ^{U.S.} House of Representatives to support swift adoption of the
15 Streamlined Sales Tax Fairness and Simplification Act; and be it further

16 **Resolved, That** the Wisconsin Senate encourages members of the ^{U.S.} United
17 States Senate to expeditiously consider and pass the Streamlined Sales Tax Fairness
18 and Simplification Act; and be it further

19 **Resolved, That** the Wisconsin State Senate urges President George W. Bush
20 to sign the Streamlined Sales Tax Fairness and Simplification Act into law, upon its
21 passage by the Congress. ³

22 **Resolved, That** ³ the senate chief clerk shall provide
(END) copies of this resolution to the President and
members of Wisconsin's congressional delegation ¹

change to resolve: by

resolve: that



2007 SENATE RESOLUTION

1 **Relating to:** urging the Congress and the President to enact the Streamlined Sales
2 Tax Fairness and Simplification Act.

3 Whereas, as a result of the 1967 *Bellas Hess* U.S. Supreme Court decision and
4 the 1992 *Quill* U.S. Supreme Court decision, Wisconsin and other states have been
5 denied the authority to require the collection of sales and use taxes by remote sellers
6 that have no physical presence in the state to which the item is delivered; and

7 Whereas, the combined weight of the inability to collect sales and use taxes due
8 on remote sales through traditional carriers and the continued erosion of the tax base
9 due to electronic commerce threatens the future viability of the sales tax as a stable
10 revenue source for state and local governments; and

11 Whereas, studies have estimated that Wisconsin will lose in excess of \$150
12 million a year in sales and use taxes due on sales made by remote sellers to Wisconsin
13 purchasers; and

14 Whereas, Wisconsin joined 33 other states to enact legislation expressing the
15 intent of the state to simplify and modernize the state's sales and use tax collection

1 systems and to participate in multistate discussions to finalize and ratify an
2 interstate agreement to streamline the administration and collection of the states'
3 sales and use taxes; and

4 Whereas, these states unanimously ratified the Streamlined Sales and Use Tax
5 Agreement (Agreement), which substantially simplifies and modernizes state and
6 local sales and use tax systems, removes the burdens to interstate commerce that
7 were of concern to the U.S. Supreme Court, and protects state sovereignty; and

8 Whereas, 22 states representing over 35 percent of the total population of the
9 United States have already enacted legislation to bring their state's sales and use tax
10 statutes into compliance with the Agreement; and

11 Whereas, nearly 1,100 remote sellers have already voluntarily registered and
12 are participating in the simplification effort in the states that have conformed their
13 laws to the requirements of the Agreement; and

14 Whereas, Wisconsin state law already requires the payment of sales or use tax
15 on purchases made from on-line, catalog, and other remote sellers but does not have
16 an effective method of collecting this tax from the individual consumers; and

17 Whereas, as a result of not having an effective method of collection of these
18 taxes from individual consumers, Wisconsin is losing millions of dollars each year;
19 and

20 Whereas, main-street merchants and businesses who already collect and remit
21 sales and use tax to the state of Wisconsin are placed at a significant competitive
22 disadvantage by on-line, catalog, and other remote sellers who are not required to
23 collect and remit the tax; and

1 Whereas, the burden of remitting the sales and use tax on purchases from
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7 Whereas, the Main Street Equity Act to simplify and modernize the Wisconsin
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9 are already complying with the Agreement; and

10 Whereas, the Main Street Equity Act was included in the 2007-09 biennial
11 budget by Governor Doyle and was approved in the Wisconsin state senate; and

12 Whereas, the Wisconsin legislation acknowledges the complexities of the
13 current sales and use tax collection system, and is responsive to the interests of the
14 business community and protecting individual consumers by formulating a truly
15 simplified and streamlined collection system; and

16 Whereas, the Main Street Equity Act has the support of a broad coalition of
17 Wisconsin and multistate merchants, trade associations, and businesses, large and
18 small, including department stores, hardware stores, jewelers, book sellers, grocers,
19 convenience stores, and telecommunication companies who desire a more simplified
20 and modernized sales and use tax system that is uniform and fair for all Wisconsin
21 residents and businesses; and

22 Whereas, H.R. 3396, the Sales Tax Fairness and Simplification Act has been
23 offered in the U.S. House of Representatives; and

24 Whereas, the legislation would sanction the multistate agreement and require
25 sellers to collect sales and use taxes for all states that conform to the terms of the

1 agreement, thereby leveling the playing field for all retailers and ensuring the future
2 vitality of a major consumption tax; and

3 Whereas, Wisconsin's Main Street Equity Act and the Streamlined Sales and
4 Use Tax Agreement demonstrates state government's ability to modernize and
5 simplify our sales tax system to conform to the 21st century, while reducing the
6 burden on retailers; and

7 Whereas, the U.S. House Subcommittee on Administrative and Commercial
8 Law of the Judiciary Committee held a public hearing on December 6, 2007; and

9 Whereas, Congress must adopt legislation to provide the authority for
10 Wisconsin and any other state that conforms its laws to the requirements of the
11 Streamlined Sales and Use Tax Agreement and becomes a full member state to be
12 permitted to require remote sellers to collect and remit sales and use taxes for their
13 state; now, therefore, be it

14 **Resolved by the senate, That** the Wisconsin state senate calls upon the U.S.
15 Judiciary Committee and the U.S. House of Representatives to support swift
16 adoption of the Streamlined Sales Tax Fairness and Simplification Act; and, be it
17 further

18 **Resolved, That** the Wisconsin senate encourages members of the U.S. Senate
19 to expeditiously consider and pass the Streamlined Sales Tax Fairness and
20 Simplification Act; and, be it further

21 **Resolved, That** the Wisconsin state senate urges President George W. Bush
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Today

RMR

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19 and

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15 Judiciary Committee and the U.S. House of Representatives to support swift
16 adoption of the Streamlined Sales Tax Fairness and Simplification Act; and, be it
17 further

18 **Resolved, That** the Wisconsin senate encourages members of the U.S. Senate
19 to expeditiously consider and pass the Streamlined Sales Tax Fairness and
20 Simplification Act; and, be it further

21 **Resolved, That** the Wisconsin state senate urges President George W. Bush
22 to sign the Streamlined Sales Tax Fairness and Simplification Act into law, upon its
23 passage by the Congress; and, be it further

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3910/2dn

~~SRM:kjfjf~~

RAC:kjf

Date

Senator Jauch:

This version of the draft makes a couple of technical corrections.

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3910/2dn
RAC:kjf:nwn

January 25, 2008

Senator Jauch:

This version of the draft makes a couple of technical corrections.

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.wisconsin.gov

Kreye, Joseph

From: Kanninen, Dan
Sent: Friday, January 25, 2008 2:43 PM
To: Kreye, Joseph
Subject: RE: Streamlined Slash Two

Yup, that's fine. I'll simply circulate the version for co-sponsors while indicating that a couple small technical changes are on the way.

Thanks again-

dk

*Dan Kanninen
Chief of Staff
Office of State Senator Bob Jauch
118 South, State Capitol
608-266-3510 (office)
608-213-3510 (cellular)*

From: Kreye, Joseph
Sent: Friday, January 25, 2008 2:39 PM
To: Kanninen, Dan
Subject: RE: Streamlined Slash Two

Hi Dan,

I should be able to do it, if early next week is soon enough.

Joe

Joseph T. Kreye
Senior Legislative Attorney
Legislative Reference Bureau
(608) 266-2263

From: Kanninen, Dan
Sent: Friday, January 25, 2008 2:32 PM
To: Kreye, Joseph
Subject: FW: Streamlined Slash Two

Hi Joe,

Can you work these remaining technical changes into the streamlined draft? If it will take you a while to get to it, we could always just offer and amendment at the committee, so lemme know what you think.

Thanks-

dk

*Dan Kanninen
Chief of Staff
Office of State Senator Bob Jauch*

118 South, State Capitol
608-266-3510 (office)
608-213-3510 (cellular)

From: Gates-Hendrix, Sherrie L - DOR [<mailto:Sherrie.GatesHendrix@revenue.wi.gov>]
Sent: Friday, January 25, 2008 12:28 PM
To: Kanninen, Dan
Cc: Hardt, Diane L - DOR
Subject: RE: Streamlined Slash Two

Hi Dan --

The draft does include our suggestions. Our sales tax analyst (Craig Johnson) had a couple of minor additional suggestions - see below.

Thanks for running this by us.

Sherrie

Page 1, line 1 - delete "Streamlined" since the name of H.R. 3396 is just the "Sales Tax Fairness and Simplification Act"
Page 1, line 9 - insert "and use" after sales
Page 4, lines 16, 19 and 22 - delete "Streamlined" since the name of H.R. 3396 is just the "Sales Tax Fairness and Simplification Act"

From: Kanninen, Dan [<mailto:Dan.Kanninen@legis.wisconsin.gov>]
Sent: Friday, January 25, 2008 11:43 AM
To: Kahn, Carrie - LEGIS; Gates-Hendrix, Sherrie L - DOR
Subject: Streamlined Slash Two

<< File: 07-39102.pdf >> << File: 07-39102dn.pdf >>

Sherrie, we received a second version of the streamlined draft this morning... does this incorporate the changes you requested?

Thanks-

dk
Dan Kanninen
Chief of Staff
Office of State Senator Bob Jauch
118 South, State Capitol
608-266-3510 (office)
608-213-3510 (cellular)



JLC

MMAR

2007 SENATE RESOLUTION

in 1-25-08
due now.

1

Relating to: urging Congress and the President to enact the Streamlined Sales Tax
Fairness and Simplification Act.

2

3

Whereas, as a result of the 1967 *Bellas Hess* U.S. Supreme Court decision and
the 1992 *Quill* U.S. Supreme Court decision, Wisconsin and other states have been
denied the authority to require the collection of sales and use taxes by remote sellers
that have no physical presence in the state to which the item is delivered; and

4

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Whereas, the combined weight of the inability to collect sales and use taxes due
on remote sales through traditional carriers and the continued erosion of the tax base
due to electronic commerce threatens the future viability of the sales tax as a stable
revenue source for state and local governments; and

and use

10

11

Whereas, studies have estimated that Wisconsin will lose in excess of \$150
million a year in sales and use taxes due on sales made by remote sellers to Wisconsin
purchasers; and

12

13

14

15

Whereas, Wisconsin joined 33 other states to enact legislation expressing the
intent of the state to simplify and modernize the state's sales and use tax collection

1 systems and to participate in multistate discussions to finalize and ratify an
2 interstate agreement to streamline the administration and collection of the states'
3 sales and use taxes; and

4 Whereas, these states unanimously ratified the Streamlined Sales and Use Tax
5 Agreement (Agreement), which substantially simplifies and modernizes state and
6 local sales and use tax systems, removes the burdens to interstate commerce that
7 were of concern to the U.S. Supreme Court, and protects state sovereignty; and

8 Whereas, 22 states representing over 35 percent of the total population of the
9 United States have already enacted legislation to bring their state's sales and use tax
10 statutes into compliance with the Agreement; and

11 Whereas, nearly 1,100 remote sellers have already voluntarily registered and
12 are participating in the simplification effort in the states that have conformed their
13 laws to the requirements of the Agreement; and

14 Whereas, Wisconsin state law already requires the payment of sales or use tax
15 on purchases made from on-line, catalog, and other remote sellers but does not have
16 an effective method of collecting this tax from the individual consumers; and

17 Whereas, as a result of not having an effective method of collection of these
18 taxes from individual consumers, Wisconsin is losing millions of dollars each year;
19 and

20 Whereas, main-street merchants and businesses who already collect and remit
21 sales and use tax to the state of Wisconsin are placed at a significant competitive
22 disadvantage by on-line, catalog, and other remote sellers who are not required to
23 collect and remit the tax; and

1 Whereas, the burden of remitting the sales and use tax on purchases from
2 on-line, catalog, and other remote sellers who are not required to collect the tax is
3 then placed on the individual consumers; and

4 Whereas, most individual consumers do not know of the requirement or simply
5 fail to remit this tax, thereby unknowingly subjecting themselves to possible interest
6 and penalties if the sales or use tax is not paid in a timely manner; and

7 Whereas, the Main Street Equity Act to simplify and modernize the Wisconsin
8 sales and use tax statutes would add Wisconsin to the list of over 20 other states who
9 are already complying with the Agreement; and

10 Whereas, the Main Street Equity Act was included in the 2007-09 biennial
11 budget by Governor Doyle and was approved in the Wisconsin state senate; and

12 Whereas, the Wisconsin legislation acknowledges the complexities of the
13 current sales and use tax collection system, and is responsive to the interests of the
14 business community and protecting individual consumers by formulating a truly
15 simplified and streamlined collection system; and

16 Whereas, the Main Street Equity Act has the support of a broad coalition of
17 Wisconsin and multistate merchants, trade associations, and businesses, large and
18 small, including department stores, hardware stores, jewelers, book sellers, grocers,
19 convenience stores, and telecommunication companies who desire a more simplified
20 and modernized sales and use tax system that is uniform and fair for all Wisconsin
21 residents and businesses; and

22 Whereas, H.R. 3396, the Sales Tax Fairness and Simplification Act has been
23 offered in the U.S. House of Representatives; and

24 Whereas, the legislation would sanction the multistate agreement and require
25 sellers to collect sales and use taxes for all states that conform to the terms of the

1 agreement, thereby leveling the playing field for all retailers and ensuring the future
2 vitality of a major consumption tax; and

3 Whereas, Wisconsin's Main Street Equity Act and the Streamlined Sales and
4 Use Tax Agreement demonstrates state government's ability to modernize and
5 simplify our sales tax system to conform to the 21st century, while reducing the
6 burden on retailers; and

7 Whereas, the U.S. House Subcommittee on Administrative and Commercial
8 Law of the Judiciary Committee held a public hearing on December 6, 2007; and

9 Whereas, Congress must adopt legislation to provide the authority for
10 Wisconsin and any other state that conforms its laws to the requirements of the
11 Streamlined Sales and Use Tax Agreement and becomes a full member state to be
12 permitted to require remote sellers to collect and remit sales and use taxes for their
13 state; now, therefore, be it

14 **Resolved by the senate, That** the Wisconsin state senate calls upon the U.S.
15 Judiciary Committee and the U.S. House of Representatives to support swift
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22 to sign the Streamlined Sales Tax Fairness and Simplification Act into law, upon its
23 passage by the Congress; and, be it further

Duerst, Christina

From: Kanninen, Dan
Sent: Monday, January 28, 2008 10:13 AM
To: LRB.Legal
Subject: Draft Review: LRB 07-3910/3 Topic: streamlined sales tax

Please Jacket LRB 07-3910/3 for the SENATE.