

2009 DRAFTING REQUEST

Bill

Received: 02/03/2009

Received By: jkreye

Wanted: As time permits

Identical to LRB:

For: John Murtha (608) 266-7683

By/Representing: scott

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax, Other - sales

Extra Copies:

Submit via email: YES

Requester's email: Rep.Murtha@legis.wisconsin.gov

Carbon copy (CC:) to: joseph.kreye@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Sales and use tax exemption for residential construction materials

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>
/?				_____			S&L Tax
/P1	jkreye 02/10/2009	nnatzke 02/23/2009	jfrantze 02/23/2009	_____	sbasford 02/23/2009		S&L Tax
/1	jkreye 05/26/2009	nnatzke 05/26/2009	rschluet 05/26/2009	_____	cduerst 05/26/2009	cduerst 05/26/2009	

FE Sent For:

*at
intro*

<END>

2009 DRAFTING REQUEST

Bill

Received: **02/03/2009**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **John Murtha (608) 266-7683**

By/Representing: **scott**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Tax, Other - sales**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Murtha@legis.wisconsin.gov**

Carbon copy (CC:) to: **joseph.kreye@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Sales and use tax exemption for residential construction materials

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>
/?				_____			S&L Tax
/P1	jkreye 02/10/2009	nnatzke 02/23/2009	jfrantze 02/23/2009	_____	sbasford 02/23/2009		S&L Tax
/1	jkreye 05/26/2009	nnatzke 05/26/2009	rschluet 05/26/2009	_____	cduerst 05/26/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: 02/03/2009

Received By: jkreye

Wanted: As time permits

Identical to LRB:

For: John Murtha (608) 266-7683

By/Representing: scott

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax, Other - sales

Extra Copies:

Submit via email: YES

Requester's email: Rep.Murtha@legis.wisconsin.gov

Carbon copy (CC:) to: joseph.kreye@legis.wisconsin.gov

PLEASE JACKET SASH 1
jme

Pre Topic:

No specific pre topic given

Topic:

Sales and use tax exemption for residential construction materials

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>
/?				_____			S&L Tax
/P1	jkreye 02/10/2009	nmatzke 02/23/2009 /1 nwn 5/26	jfrantze 02/23/2009	_____	sbasford 02/23/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: 02/03/2009

Received By: jkreye

Wanted: As time permits

Identical to LRB:

For: John Murtha (608) 266-7683

By/Representing: scott

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax, Other - sales

Extra Copies:

Submit via email: YES

Requester's email: Rep.Murtha@legis.wisconsin.gov

Carbon copy (CC:) to: joseph.kreye@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Sales and use tax exemption for residential construction materials

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	/P1 nwn 2/23	J 2/23	J 2/23			

FE Sent For:

<END>

Kreye, Joseph

From: Basford, Sarah
Sent: Tuesday, February 03, 2009 10:37 AM
To: Kreye, Joseph
Subject: FW: two bill drafting requests

Sarah Basford

Program Assistant
Legislative Reference Bureau
1 East Main, Suite 200
(608) 266-3561
sarah.basford@legis.wisconsin.gov

*single family
residential property*

From: Rausch, Scott
Sent: Tuesday, February 03, 2009 10:36 AM
To: LRB.Legal
Subject: two bill drafting requests

Good morning,

I have two drafting requests. These bills are to help ease the current housing crisis and help us out of the recession.

- 1) The first bill should be drafted to provide a One-year sales tax exemption on new home construction materials (for the first \$300,000 of the homes value).
- 2) The second bill should be drafted to suspend the state's share (one-half) of real estate transfer fee for one year. The municipal/local governments share is not to be eliminated.

Please let me know if there are any questions regarding these requests. Thank you.

Regards,

*1723 - in reality
2-4-09*

Scott A. Rausch

Legislative Aide
State Representative John Murtha
(608) 266-7056
scott.rausch@legis.wi.gov

Kreye, Joseph

From: Kreye, Joseph
Sent: Wednesday, February 04, 2009 11:53 AM
To: Rausch, Scott
Subject: two bill drafting requests

Scott,

I have received and entered the requests below. The first is LRB-1922 and the 2nd is LRB-1923.

With regard to the first, tying the sales tax exemption to the first \$300,000 of home value will be difficult for all involved (contractors, retailers, and DOR) to implement and administer. The seller will have no idea whether the materials sold are being used for the first \$300K or for excess value and, therefore, will not be able to verify whether the purchaser is claiming a valid exemption. The contractor (and DOR) will also have to figure out a way to compute the portion of materials used in the first \$300K as opposed to those used in the 2nd. DOR will then need to undertake audits to ensure that the limitation is being followed.

DOR typically finds dollar amount limitations on sales tax exemptions difficult to administer. You may want to consider just limiting the type of materials that are eligible for the exemption. For example, I could create an exemption for all lumber, siding, cement, windows, and doors that are used to construct new single-family residences for the 12-month period beginning on the bill's effective date.

Please advise on how I should proceed.

Thanks,
Joe

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

From: Rausch, Scott
Sent: Tuesday, February 03, 2009 10:36 AM
To: LRB.Legal
Subject: two bill drafting requests

Good morning,

I have two drafting requests. These bills are to help ease the current housing crisis and help us out of the recession.

- 1) The first bill should be drafted to provide a One-year sales tax exemption on new home construction materials (for the first \$300,000 of the homes value).
- 2) The second bill should be drafted to suspend the state's share (one-half) of real estate transfer fee for one year. The municipal/local governments share is not to be eliminated.

Please let me know if there are any questions regarding these requests. Thank you.

Regards,

Scott A. Rausch
Legislative Aide
State Representative John Murtha
(608) 266-7056

scott.rausch@legis.wi.gov

Kreye, Joseph

From: Rausch, Scott
Sent: Tuesday, February 10, 2009 9:25 AM
To: Kreye, Joseph
Subject: RE: two bill drafting requests

Joe,

Yes, we would like the bill to include the listing of the products that will be tax exempt, such as, lumber, siding, cement, windows, doors, and roofing materials.

We believe that would be a sufficient change to the bill.

Thank you for your suggestion.

Regards,

Scott A. Rausch

Legislative Aide

State Representative John Murtha

(608) 266-7056

scott.rausch@legis.wi.gov

From: Kreye, Joseph
Sent: Wednesday, February 04, 2009 11:53 AM
To: Rausch, Scott
Subject: two bill drafting requests

Scott,

I have received and entered the requests below. The first is LRB-1922 and the 2nd is LRB-1923.

With regard to the first, tying the sales tax exemption to the first \$300,000 of home value will be difficult for all involved (contractors, retailers, and DOR) to implement and administer. The seller will have no idea whether the materials sold are being used for the first \$300K or for excess value and, therefore, will not be able to verify whether the purchaser is claiming a valid exemption. The contractor (and DOR) will also have to figure out a way to compute the portion of materials used in the first \$300K as opposed to those used in the 2nd. DOR will then need to undertake audits to ensure that the limitation is being followed.

DOR typically finds dollar amount limitations on sales tax exemptions difficult to administer. You may want to consider just limiting the type of materials that are eligible for the exemption. For example, I could create an exemption for all lumber, siding, cement, windows, and doors that are used to construct new single-family residences for the 12-month period beginning on the bill's effective date.

Please advise on how I should proceed.

Thanks,
Joe

Joseph T. Kreye
Senior Legislative Attorney
Legislative Reference Bureau

(608) 266-2263

From: Rausch, Scott
Sent: Tuesday, February 03, 2009 10:36 AM
To: LRB.Legal
Subject: two bill drafting requests

Good morning,

I have two drafting requests. These bills are to help ease the current housing crisis and help us out of the recession.

- 1) The first bill should be drafted to provide a One-year sales tax exemption on new home construction materials (for the first \$300,000 of the homes value).
- 2) The second bill should be drafted to suspend the state's share (one-half) of real estate transfer fee for one year. The municipal/local governments share is not to be eliminated.

Please let me know if there are any questions regarding these requests. Thank you.

Regards,

Scott A. Rausch
Legislative Aide
State Representative John Murtha
(608) 266-7056
scott.rausch@legis.wi.gov



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA ✓
x-ref ✓

im 2-10-09
D-N

Gen.

1 AN ACT ...; relating to: a sales and use tax exemption for building materials used
2 to construct new single-family residences. ✓

Analysis by the Legislative Reference Bureau

This bill provides a sales and use tax exemption for lumber, siding, cement, windows, doors, and roofing materials used to construct new single-family residences. ✓

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:

3
4
5
6

(57) (B)

SECTION 1. ~~77.54~~ (57) of the statutes is created to read:

77.54 (50) For the 12-month period beginning on the effective date of this subsection ... [LRB inserts date], the gross receipts from the sale of and the storage, use, or other consumption of lumber, siding, cement, windows, doors, and roofing

1 materials used to construct single-family residences that are placed in service after
2 the effective date of this subsection [LRB inserts date].[✓]

3 **SECTION 2. Effective date.**

4 (1) This act takes effect on the first day of the 2nd month beginning after
5 publication.[✓]

6 (END)

0-note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU
Date

LRB-1922/P1dn

JK:|:...

own

Representative Murtha:

Please review this draft carefully to ensure that it is consistent with your intent.✓

Joseph T. Kreye
Senior Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.wisconsin.gov

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

LRB-1922/P1dn
JK:nwn:jf

February 23, 2009

Representative Murtha:

Please review this draft carefully to ensure that it is consistent with your intent.

Joseph T. Kreye
Senior Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.wisconsin.gov

Kreye, Joseph

From: Rausch, Scott
Sent: Tuesday, May 26, 2009 10:40 AM
To: Kreye, Joseph
Subject: FW: Draft review: LRB 09-1922/P1 Topic: Sales and use tax exemption for residential construction materials
Attachments: LRB-1922_P1; LRB-1922_P1 Drafters_Note

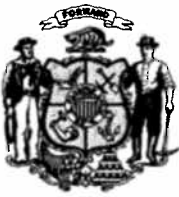
Hi Joe,

I was wondering if we could get this bill drafted and jacketed today. Please let me know.

I have had Rep. Murtha look it over and we like the bill as originally drafted. Thank you.

Regards,

Scott A. Rausch
Legislative Aide
State Representative John Murtha
(608) 266-7056
scott.rausch@legis.wi.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1922/P1
JK:nwh:jf

MR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA ✓

5-26
Tracy

Regen.

1 AN ACT *to create* 77.54 (57) of the statutes; **relating to:** a sales and use tax
2 exemption for building materials used to construct ^{new} single-family
3 residences. or remodel

Analysis by the Legislative Reference Bureau

> This bill provides a sales and use tax exemption for lumber, siding, cement, windows, doors, and roofing materials used to construct ^{new} single-family residences. or remodel

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:

4 SECTION 1. [✓] 77.54 (57) of the statutes is created to read:

5 77.54 (57) For the 12-month period beginning on the effective date of this
6 subsection [LRB inserts date], the gross receipts from the sale of and the storage,

constructed residences
if the constructed residences

1 use, or other consumption of lumber, siding, cement, windows, doors, and roofing
2 materials used to construct ^{a remodel} single-family residences ^{of} that are placed in service after
3 the effective date of this subsection [LRB inserts date].

4 **SECTION 2. Effective date.**

5 (1) This act takes effect on the first day of the 2nd month beginning after
6 publication.

7 (END)

remodeling
or if the [remodeling] is completed
after the effective date of this subsection
.... [LRB inserts date].

Barman, Mike

From: Rausch, Scott
Sent: Tuesday, May 26, 2009 12:26 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-1922/1 Topic: Sales and use tax exemption for residential construction materials

Please Jacket LRB 09-1922/1 for the ASSEMBLY.

Thank you .