

State of Wisconsin



2015 Assembly Bill 629

Date of enactment: **April 15, 2016**
Date of publication*: **April 16, 2016**

2015 WISCONSIN ACT 361

AN ACT *to amend* 77.51 (12m) (a) 2. and 77.51 (15b) (a) 2.; and *to create* 77.51 (12m) (b) 3s. and 77.51 (15b) (b) 3s. of the statutes; **relating to:** a sales and use tax exemption for federal excise tax imposed on a sale of a heavy truck or trailer.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 77.51 (12m) (a) 2. of the statutes is amended to read:

77.51 (12m) (a) 2. The cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller, except as provided in par. (b) 3m. and 3s., and any other expense of the seller.

SECTION 2. 77.51 (12m) (b) 3s. of the statutes is created to read:

77.51 (12m) (b) 3s. The federal tax imposed on the seller in a retail sale of a heavy truck or trailer under section 4051 of the Internal Revenue Code that is separately stated on the invoice, bill of sale, or similar document that the seller gives to the purchaser.

SECTION 3. 77.51 (15b) (a) 2. of the statutes is amended to read:

77.51 (15b) (a) 2. The cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller, except as provided in par. (b) 3m. and 3s., and any other expense of the seller.

SECTION 4. 77.51 (15b) (b) 3s. of the statutes is created to read:

77.51 (15b) (b) 3s. The federal tax imposed on the seller in a retail sale of a heavy truck or trailer under section 4051 of the Internal Revenue Code that is separately stated on the invoice, bill of sale, or similar document that the seller gives to the purchaser.

SECTION 5. Initial applicability.

(1) This act first applies to sales completed on the effective date of this subsection.

SECTION 6. Effective date.

(1) This act takes effect retroactively to September 1, 2014.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."