

2017 DRAFTING REQUEST

Bill

For: **Romaine Quinn (608) 266-2519** Drafter: **jkreye**
 By: **steve** Secondary Drafters:
 Date: **3/14/2017** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email: **Rep.Quinn@legis.wisconsin.gov**
 Carbon copy (CC) to: **joseph.kreye@legis.wisconsin.gov**
krista.pleviak@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Occasional sales exemption for auctions when auctions held online

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 3/15/2017				
/P1	jkreye 9/25/2017	kfollett 3/16/2017	lparisi 3/16/2017		State S&L Tax Exempt
/P2		kfollett 9/25/2017	dwalker 9/25/2017		State S&L Tax Exempt
/1			lparisi	mbarman	State

Vers. Drafted

Reviewed

Submitted
10/9/2017

Jacketed
10/10/2017

Required
S&L
Tax Exempt

FE Sent For: 6/30/2017
("PI")

<END>

1
at intro

old
version



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

in used 3-15
Thunberg
3-16
Gen

1 AN ACT ...; relating to: the sales and use tax exemption for personal farm
2 property or household goods sold by auction on the Internet.

Analysis by the Legislative Reference Bureau

This bill provides that, for purposes of the sales and use tax exemption for occasional sales, the location of an auction conducted on the Internet for the sale of personal farm property or household goods is the location where the property or goods are physically located. Current law provides an exemption for five or fewer auctions for the sale of such property and goods that are held by the same auctioneer at the same location during the year.

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 SECTION 1. 77.51 (9) (e) of the statutes is amended to read:
4 77.51 (9) (e) Five or fewer auctions that are the sale of personal farm property
5 or household goods and that are held by the same auctioneer at the same location

SECTION 1

1 during the year. In this paragraph, with respect to indoor locations, "location" means
2 a building, except that in the case of a shopping center or a shopping mall "location"
3 means a store. With regard to auctions conducted on the Internet, "location" means
4 the location where the property or goods are physically located.

History: 1973 c. 333; 1975 c. 39, 41, 99, 224; 1975 c. 413 s. 18; 1977 c. 29, 418; 1979 c. 1 ss. 57 to 59, 61, 62; 1979 c. 174; 1981 c. 20; 1981 c. 79 s. 17; 1983 a. 23, 27; 1983 a. 189 ss. 92 to 108, 329 (12); 1983 a. 510, 538; 1983 a. 544 ss. 13 to 46, 47 (1) (b); 1985 a. 29, 332; 1987 a. 27, 399; 1989 a. 31, 335, 336; 1991 a. 39, 269, 316; 1993 a. 16, 112, 184; 1997 a. 27, 237; 1999 a. 9, 83; 2001 a. 45, 102; 2003 a. 48; 2005 a. 25, 327, 441, 479; 2007 a. 11, 20, 130; 2009 a. 2 ss. 225 to 345, 389; 2009 a. 12 s. 18; 2009 a. 28 ss. 1830b to 1836h, 1844 to 1846; 2009 a. 276, 330; 2011 a. 208; 2013 a. 20 ss. 1475 to 1484, 1489 to 1491; 2015 a. 55, 170, 361; s. 35.17 correction in (13b) (a) 3.

5 **SECTION 2. Effective date.**

6 (1) This act takes effect on the first day of the 3rd month beginning after
7 publication.

8 (END)

Barman, Mike

From: Kreye, Joseph
Sent: Thursday, June 29, 2017 5:03 PM
To: Barman, Mike
Subject: Fiscal estimate request

Hi Mike,

Please send out a FE request for Rep. Quinn for LRB-2540/P1.

Thanks,

Joe



MEMORANDUM

DATE July 11, 2017

SUBJECT Technical memorandum to **2017 unIntroduced** (LRB-2540/P1) by DOR

TO Representative Quinn

FROM Joseph T. Kreye, Legal Services Manager, (608) 266-2263

We received the attached technical memorandum relating to your bill. This copy is for your information and your file. If you wish to discuss this memorandum or the necessity of revising your bill or preparing an amendment, please contact me.

LRB
File Copy

MEMORANDUM

July 10, 2017

TO: Joe Kreye
Legislative Reference Bureau

FROM: Travis Arthur
Department of Revenue

SUBJECT: Technical Memorandum on LRB-2540/P1 – relating to a sales tax exemption for personal farm property or household goods sold by auction on the Internet.

The department has the following concerns with the bill:

The language of the bill extends the occasional sale exemption to certain auction sales made by all online auctioneers. Assuming that the intent of the bill is to apply only to Wisconsin auctioneers who go to the location of the personal farm property or household goods, catalog and take photos of the property or goods, and then sells the property or goods by auction over the Internet, the department recommends the following language:

Amend sec. 77.51(9)(e), Wis. Stats., as follows:

~~'Five or fewer auctions that are the sale of personal farm property or household goods and that are held by the same auctioneer at the same location during the year. In this paragraph, with respect to indoor locations, "location" means a building, except that in the case of a shopping center or a shopping mall "location" means a store.'~~

Create sec. 77.51(9)(f), Wis. Stats., as follows:

"(f) For purposes of par. (e), the following apply:

1. With respect to indoor locations, "location" means a building, except that in the case of a shopping center or a shopping mall "location" means a store.
2. The location of an auction held over the Internet is where the auctioneer calls the auction and recognizes and accepts bids, except that if the auctioneer, or a person hired by the auctioneer, goes to the location of the personal farm property or household goods, catalogs the property or goods by recording a description of the property or goods, and takes photographs of the property or goods, the auction is considered to be held at the location of the property or goods at the time of the auction."

If you have questions regarding this technical memorandum, please contact Travis Arthur at (608) 266-8565 or travis.arthur@revenue.wi.gov.

Barman, Mike

From: Barman, Mike
Sent: Tuesday, July 11, 2017 8:18 AM
To: Rep.Quinn
Subject: LRB-2540/P1 (unintroduced) ... FE by DOR - attached - for your review



FE-2540_DOR_P...

Drafter: Joseph Kreye, Legal Services Manager, (608) 266-2263

Mike Barman (Lead Program Assistant)

State of Wisconsin - Legislative Reference Bureau - Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov



TO Representative Quinn

FROM LRB

SUBJECT Fiscal estimate for **LRB-2540/P1**

The fiscal estimate was prepared by DOR (agency abbreviation).

Fiscal estimate received from DOA and copy sent to requester via e-mail: **07/11/2017**

Per your request, the attached fiscal estimate was prepared for your unIntroduced 2017 session draft.

If you have questions about attached fiscal estimate, you may contact the state agency representative who prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss the options under the fiscal estimate procedure.

Fiscal Estimate - 2017 Session

Original Updated Corrected Supplemental

LRB Number **17-2540/P1** Introduction Number

Description
the sales and use tax exemption for personal farm property or household goods sold by auction on the Internet

Fiscal Effect

State:

No State Fiscal Effect
 Indeterminate

Increase Existing Appropriations Increase Existing Revenues
 Decrease Existing Appropriations Decrease Existing Revenues
 Create New Appropriations

Increase Costs - May be possible to absorb within agency's budget
 Yes No
 Decrease Costs

Local:

No Local Government Costs
 Indeterminate

1. Increase Costs 3. Increase Revenue
 Permissive Mandatory Permissive Mandatory

2. Decrease Costs 4. Decrease Revenue
 Permissive Mandatory Permissive Mandatory

5. Types of Local Government Units Affected
 Towns Village Cities
 Counties Others Baseball District
 School Districts WTCS Districts

Fund Sources Affected **Affected Ch. 20 Appropriations**

GPR FED PRO PRS SEG SEGS

Agency/Prepared By DOR/ Travis Arthur (608) 266-8565	Authorized Signature Robert Schmidt (608) 266-5773	Date 7/10/2017
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Fiscal Estimate Narratives

DOR 7/10/2017

LRB Number	17-2540/P1	Introduction Number	Estimate Type	Original
Description the sales and use tax exemption for personal farm property or household goods sold by auction on the Internet				

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a sales and use tax exemption is provided for the sale of personal farm property or household goods if the auctioneer has performed five or fewer auctions at the location of the auction during the year. When an auctioneer holds an online auction, the location of the auction is the where the auctioneer is located when calling the auction and taking bids.

The bill amends the definition of "occasional sales" to state that the location of an online auction is deemed to be the location where the property or goods are physically located.

The magnitude of the fiscal effect is indeterminate given the scarcity of data concerning auctions for farm equipment, which is often exempt from tax, and household goods; auction location; and auction frequency.

Using data from the 2012 Economic Census, sales for NAICS code 454112-Electronic Auctions, totaled \$4.3 billion in 2012. Using data from the 2015 Bureau of Economic Analysis, the department estimates sales by Wisconsin electronic auctions to be 1.8% of the US total.

Assuming 5% of receipts from online auctions are for taxable farm equipment or household goods and that the auctioneer has performed five or fewer auctions at the location of the auction during the year, the department estimates Wisconsin taxable sales to be \$3.8 million ($\$4.3 \text{ billion} * 1.8\% * 5\%$).

The department estimates sales and use tax collections will decrease by about \$188,000 ($\$3.8 \text{ million} * 5\%$) under the bill. County and baseball district sales taxes were 7.7% of state sales tax revenues in FY16. Assuming this percentage does not change, county and stadium district sales taxes will decrease by about \$14,500 per year. The fiscal effect would be larger/smaller to the extent taxable sales of farm equipment or household goods differ from the assumed amount.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2017 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

LRB Number 17-2540/P1	Introduction Number	
Description the sales and use tax exemption for personal farm property or household goods sold by auction on the Internet		
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):		
II. Annualized Costs:		
	Annualized Fiscal Impact on funds from:	
	Increased Costs	Decreased Costs
A. State Costs by Category		
State Operations - Salaries and Fringes	\$	\$
(FTE-Position Changes)		
State Operations - Other Costs		
Local Assistance		
Aids to Individuals or Organizations		
TOTAL State Costs by Category	\$	\$
B. State Costs by Source of Funds		
GPR		
FED		
PRO/PRS		
SEG/SEG-S		
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)		
	Increased Rev	Decreased Rev
GPR Taxes	\$	\$
GPR Earned		
FED		
PRO/PRS		
SEG/SEG-S		
TOTAL State Revenues	\$	\$
NET ANNUALIZED FISCAL IMPACT		
	<u>State</u>	<u>Local</u>
NET CHANGE IN COSTS	\$	\$
NET CHANGE IN REVENUE	\$see text	\$see text
Agency/Prepared By		
Authorized Signature		Date
DOR/ Travis Arthur (608) 266-8565		Robert Schmidt (608) 266-5773
		7/10/2017

Kreye, Joseph

From: Schwerbel, Steven
Sent: Monday, September 25, 2017 9:39 AM
To: Kreye, Joseph
Subject: FW: FW: Tax auction event

Hi Joe—

Below is updated language we've arrived at with DOR to update LRB-2540/P1. Would you be able to make the relevant changes and shoot them over to me?

Thanks!

Steven Schwerbel
Office of Rep. Romaine Quinn
Ph. 608.266.2519
Steven.Schwerbel@legis.wisconsin.gov

Amend sec. 77.51(9)(e), Wis. Stats., to read:

(e) Five or fewer auctions events that are the sale of personal farm property or household goods and that are held by the same auctioneer at the same location during the year. In this paragraph, ~~with respect to indoor locations,~~ "location" ~~means a building, except that in the case of:~~

1. "Auctioneer" means a person, including an auction company defined in s. 480.01, licensed to conduct an auction under the laws of this state.
2. "Location" means the building or street address where the auctioned property is physically located at the time of the auction. With respect to a shopping center or a shopping mall, "location" means a store.
3. Except as provided in subd. 4, an auction event is the total number of consecutive days for which property at that location is available for bidding.
4. With respect to an auction event where all or some of the bids may be submitted over the internet, an auction event is the total number of consecutive days that winning bids are selected, not to exceed 5 days, regardless of whether the auction event includes property at multiple locations.

From: Bryce Hansen [<mailto:bryce@hansenandyoung.com>]
Sent: Monday, September 18, 2017 9:16 AM
To: Weber, Nathaniel R - DOR <Nathaniel.Weber@wisconsin.gov>
Subject: Re: Tax auction event

I will plan to call at 3:00.

Thanks

Bryce

Bryce Hansen

Hansen & Young, Inc .
1264 5th Ave
Prairie Farm, WI 54762
715-837-1015 office
715-837-1025 fax
715-418-1030 cell
www.hansenandyoung.com

On Mon, Sep 18, 2017 at 9:07 AM, Weber, Nathaniel R - DOR
<Nathaniel.Weber@wisconsin.gov> wrote:

Janet and I are available at 3:00 today. Does that time work?

Nate Weber, CPA

Director, Office of Technical Services

Division of Income, Sales & Excise Tax

Wisconsin Department of Revenue

PO Box 8933 Mail Stop 6-40

Madison, WI 53708-8933

Phone: 608-266-8025

From: Bryce Hansen [mailto:bryce@hansenandyoung.com]

Sent: Monday, September 18, 2017 8:34 AM

To: Weber, Nathaniel R - DOR <Nathaniel.Weber@wisconsin.gov>

Cc: Shawn Pfaff <shawn@pfaffpublicaffairs.com>; Kuehl, Nicole M - DOR

<NicoleM.Kuehl@wisconsin.gov>; Schwerbel, Steven - LEGIS <Steven.Schwerbel@legis.wisconsin.gov>

Subject: Re: Tax auction event

Nate,

Would you have time to call this afternoon to go over a couple concerns?

Thanks,

Bryce

Bryce Hansen

Hansen & Young, Inc .
1264 5th Ave
Prairie Farm, WI 54762
715-837-1015 office
715-837-1025 fax
715-418-1030 cell
www.hansenandyoung.com

On Fri, Sep 15, 2017 at 2:06 PM, Weber, Nathaniel R - DOR
<Nathaniel.Weber@wisconsin.gov> wrote:

Hi Shawn and Bryce,

Thanks for giving us some time to review this. Your language was good, but left us with some questions. For example, a "Wisconsin Auctioneer" may be interpreted to mean a person who is a resident of Wisconsin, and the exemption should apply to persons regardless of their residency status. In addition, I'm not sure what an auction event is for an auction that is both online and on-site.

We made an attempt to clarify some of these items in the following language while trying to meet your intended objectives. Please read it and let us know if it is clear and accomplishes your objective. We'd be happy to meet with you again to discuss.

Thanks again for giving us this opportunity to work with you.

Nate Weber, CPA

Director, Office of Technical Services

Division of Income, Sales & Excise Tax

Wisconsin Department of Revenue

PO Box 8933 Mail Stop 6-40

Madison, WI 53708-8933

Phone: 608-266-8025

Amend sec. 77.51(9)(e), Wis. Stats., to read:

(e) Five or fewer auctions that are the sale of personal farm property or household goods and that are held by the same auctioneer at the same location during the year. In this paragraph, with respect to indoor locations, "location" means a building, except that in the case of a shopping center or a shopping mall "location" means a store.

1. "Auctioneer" means a person licensed to conduct an auction under the laws of this state, and includes an auction company defined in s. 480.01.

2. "Location" means the building or street address where the auctioned property is physically located at the time of the auction. With respect to a shopping center or a shopping mall, "location" means a store.

3. Except as provided in subd. 4, an auction event is the total number of consecutive days for which property at that location is available for bidding.

4. With respect to an auction that is held wholly or partially over the internet, an auction event is the total continuous period of time for which the property is available for bidding. An auction event that includes property at multiple locations begins when the first bid is accepted and ends when the last bid is accepted if both of the following apply:

a. There is no lapse in the period of time in which property is available for continuous bidding.

b. Bidding does not occur on more than 5 continuous calendar days.

From: Shawn Pfaff [mailto:shawn@pfaffpublicaffairs.com]

Sent: Friday, September 15, 2017 12:05 PM

To: Weber, Nathaniel R - DOR <Nathaniel.Weber@wisconsin.gov>

Cc: Bryce Hansen <hansenb1165@gmail.com>; Kuehl, Nicole M - DOR

<NicoleM.Kuehl@wisconsin.gov>; Schwerbel, Steven - LEGIS

<Steven.Schwerbel@legis.wisconsin.gov>

Subject: Re: Tax auction event

Nate:

Just checking in before the weekend to see if you have an answer yet for the question Bryce asked below.

Thanks,

ShAwn

Sent from my iPhone

On Sep 12, 2017, at 1:11 PM, Weber, Nathaniel R - DOR
<Nathaniel.Weber@wisconsin.gov> wrote:

Hi Bryce,

Thanks for giving us a chance to review this language. My staff and I will discuss tomorrow at our unit meeting to see if we have any questions. We will get back to you soon.

Nate Weber, CPA

Director, Office of Technical Services

Division of Income, Sales & Excise Tax

Wisconsin Department of Revenue

PO Box 8933 Mail Stop 6-40

Madison, WI 53708-8933

Phone: [608-266-8025](tel:608-266-8025)

-----Original Message-----

From: Bryce Hansen [<mailto:hansenb1165@gmail.com>]

Sent: Tuesday, September 12, 2017 12:04 PM

To: Schwerbel, Steven - LEGIS <Steven.Schwerbel@legis.wisconsin.gov>; Weber, Nathaniel R - DOR <Nathaniel.Weber@wisconsin.gov>; Shawn Pfaff <shawn@pfaffpublicaffairs.com>

Subject: Tax auction event

Nate,

Thanks again for your time and meeting with us on this tax issue. We as a committee has come up with an idea that may work for you to define what an auction event is. Let us know your thoughts.

"(f) For the purposes of par. (e) for online only auctions (no live outcry auction component), the following apply:

1. Location means where the property or goods are physically located at the time of the auction.
2. An auction on the internet is defined as follows: A licensed Wisconsin Auctioneer or licensed Wisconsin Auction Company selling assets for for one or more owners over one or more consecutive days not to exceed 5 days

I can discuss any part if it if you have some questions. Feel free to contact me anytime.

Thanks again!

Bryce Hansen

Hansen & Young

1264 5 th Ave

Prairie Farm, WI 54762

Bryce@hansenandyoung.com

715-418-1030 cell

715-837-1015 office

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State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2540/P1
JK:kjf

P2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

today
9-25

1 **AN ACT to amend** 77.51 (9) (e) of the statutes; **relating to:** the sales and use tax
2 exemption for personal farm property or household goods sold by auction on the
3 Internet.

Analysis by the Legislative Reference Bureau

This bill provides that, for purposes of the sales and use tax exemption for occasional sales, the location of an auction conducted on the Internet for the sale of personal farm property or household goods is the location where the property or goods are physically located. Current law provides an exemption for five or fewer auctions for the sale of such property and goods that are held by the same auctioneer at the same location during the year.

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:

SECTION 1. 77.51 (9) (e) of the statutes is amended to read:

insert
A

4.

e

1 77.51 (9) (e) Five or fewer auctions that are the sale of personal farm property
2 or household goods and that are held by the same auctioneer at the same location
3 during the year. In this paragraph, with respect to indoor locations, "location" means
4 a building, except that in the case of a shopping center or a shopping mall "location"
5 means a store. With regard to auctions conducted on the Internet, "location" means
6 the location where the property or goods are physically located.

7 **SECTION 2. Effective date.**

8 (1) This act takes effect on the first day of the 3rd month beginning after
9 publication.

10 (END)

Insert 2-6

Insert A

Current law provides a sales and use tax exemption for five or fewer auctions for the sale of personal farm property or household goods that are held by the same auctioneer at the same location during the year. This bill provides that the exemption applies to five or fewer auction events that are the sale of such property or goods held by the same auctioneer at the same location during the year. Under the bill, an auction event is the total number of consecutive days for which property at that location is available for bidding, except that, with respect to an auction for which all or some of the bids may be submitted over the Internet, an auction event is the total number of consecutive days that winning bids are selected, not to exceed five days, regardless of whether the property being sold is at multiple locations.

Insert 2 - 6

1 **SECTION 1.** 77.51 (9) (e) of the statutes is renumbered 77.51 (9) (e) (intro.) and
2 amended to read:

3 77.51 (9) (e) ^(intro.) ~~Five or fewer auctions~~ auction events that are the sale of personal
4 farm property or household goods and that are held by the same auctioneer at the
5 same location during the year. For purposes of this paragraph, an auction event is
6 the total number of consecutive days for which property at that location is available
7 for bidding, except that, with respect to an auction for which all or some of the bids
8 may be submitted over the Internet, an auction event is the total number of
9 consecutive days that winning bids are selected, not to exceed 5 days, regardless of
10 whether the property being sold is at multiple locations. In this paragraph, ~~with~~
11 ~~respect to indoor locations, "location" means a building, except that in the case of a~~
12 ~~shopping center or a shopping mall "location" means a store.;~~

History: 1973 c. 333; 1975 c. 39, 41, 99, 224; 1975 c. 413 s. 18; 1977 c. 29, 418; 1979 c. 1 ss. 57 to 59, 61, 62; 1979 c. 174; 1981 c. 20; 1981 c. 79 s. 17; 1983 a. 23, 27; 1983 a. 189 ss. 92 to 108, 329 (12); 1983 a. 510, 538; 1983 a. 544 ss. 13 to 46, 47 (1) (b); 1985 a. 29, 332; 1987 a. 27, 399; 1989 a. 31, 335, 336; 1991 a. 39, 269, 316; 1993 a. 16, 112, 184; 1997 a. 27, 237; 1999 a. 9, 83; 2001 a. 45, 102; 2003 a. 48; 2005 a. 25, 327, 441, 479; 2007 a. 11, 20, 130; 2009 a. 2 ss. 225 to 345, 389; 2009 a. 12 s. 18; 2009 a. 28 ss. 1830b to 1836h, 1844 to 1846; 2009 a. 276, 330; 2011 a. 208; 2013 a. 20 ss. 1475 to 1484, 1489 to 1491; 2015 a. 55, 170, 361; 2017 a. 17; s. 35.17 correction in (13b) (a) 3.

13 **SECTION 2.** 77.51 (9) (e) 1. and 2. of the statutes are created to read:

1 77.51 (9) (e) 1. "Auctioneer" means a person, including an auction company as
2 defined in s. 480.01 (2), that is licensed to conduct an auction under the laws of this
3 state.

4 2. "Location" means the building or street address where the property to be
5 auctioned is physically located at the time of the auction. With respect to a shopping
6 center or shopping mall, "location" means a store.

Kreye, Joseph

From: Schwerbel, Steven
Sent: Monday, October 09, 2017 3:12 PM
To: Kreye, Joseph
Subject: LRB-2540/P2

Hi Joe—

Could I please have LRB-2540/P2 turned into a final draft for Cosponsorship? Thanks!

Steven Schwerbel
Office of Rep. Romaine Quinn
Ph. 608.266.2519
Steven.Schwerbel@legis.wisconsin.gov



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2540/PZ
JK:kjf

/1
No
changes

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to renumber and amend* 77.51 (9) (e); and *to create* 77.51 (9) (e) 1. and
2 2. of the statutes; **relating to:** the sales and use tax exemption for personal
3 farm property or household goods sold by auction on the Internet.

Analysis by the Legislative Reference Bureau

Current law provides a sales and use tax exemption for five or fewer auctions for the sale of personal farm property or household goods that are held by the same auctioneer at the same location during the year. This bill provides that the exemption applies to five or fewer auction events that are the sale of such property or goods held by the same auctioneer at the same location during the year. Under the bill, an auction event is the total number of consecutive days for which property at that location is available for bidding, except that, with respect to an auction for which all or some of the bids may be submitted over the Internet, an auction event is the total number of consecutive days that winning bids are selected, not to exceed five days, regardless of whether the property being sold is at multiple locations.

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:

Parisi, Lori

From: Braatz, Ericka
Sent: Monday, October 09, 2017 4:00 PM
To: LRB.Legal
Subject: Draft Review: LRB -2540/1

Please Jacket LRB -2540/1 for the ASSEMBLY.