

1989 Senate Bill 181

Date of enactment: **December 5, 1989**
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1989 WISCONSIN ACT 90

AN ACT to create 71.83 (4) of the statutes, relating to: the inapplicability of income tax penalty provisions to sales and use taxes reported on state income tax returns.

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

SECTION 1. 71.83 (4) of the statutes is created to read:

71.83 (4) SALES AND USE TAX REPORTING. This section does not apply to the failure to report, or the incomplete or incorrect reporting of, sales and use taxes due under subch. III of ch. 77 on any return filed under this chapter.

NOTE: Effective with income tax returns for taxable year 1988, the department of revenue began including a line on the form upon which taxpayers are required to report and pay sales and use taxes due on out-of-state purchases if the tax is

\$1 or more. The income tax instructions state that persons who make any taxable purchases from out-of-state firms on which sales taxes were not charged must report the Wisconsin sales and use taxes on their income tax return.

This bill provides that the penalties which are applicable to the incomplete or incorrect filing of income tax returns are not applicable to the failure to report, or the incomplete or incorrect reporting of, sales and use taxes due on income tax returns.

SECTION 2. Initial applicability. This act first applies to sales and use taxes reported on an income tax return for taxable year 1988.
