1

2

3

4

5

6

7

8

9

10

11

State of Misconsin 2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb2677/1 MES:kmg:kjf

ASSEMBLY AMENDMENT 27, TO ASSEMBLY SUBSTITUTE AMENDMENT 1, TO ASSEMBLY BILL 1

March 14, 2002 - Offered by Representative Schneider.

At the locations indicated, amend the substitute amendment as follows:

1. Page 66, line 15: after that line insert:

"Section 170nm. 71.06 (4) of the statutes is created to read:

71.06 (4) Individual surtax, 2002 to 2004. (a) In this subsection, "income tax payable" means the income tax computed at the rates and brackets under subs. (1p) and (2) (g) and (h), as adjusted under sub. (2e), plus any tax that is payable under s. 71.08.

(b) For taxable years beginning after December 31, 2001, and before January 1, 2005, there is imposed and there shall be assessed, levied, collected, and paid, in addition to and in the same manner as all other income taxes imposed under s. 71.02 or 71.08, including those provisions relating to refunds, overpayments, interest, and

penalties, a surtax to be paid by every individual who is subject to the tax imposed under s. 71.02 equal to 10% of that individual's income tax payable.

- (c) Any declarations of estimated tax payments that would have been due under s. 71.09 before July 1, 2002, solely because of this surtax shall be prorated equally among, and paid with, any payments that are due after June 30, 2002. Any penalty for underpayment of declaration of estimated taxes computed under s. 71.09 shall be computed on the basis that the surtax for the taxable year beginning after December 31, 2001, and before January 1, 2003, was required to be included only with installment payments due after June 30, 2002. The surtax is part of the tax for purposes of determining any underpayment or declaring estimated taxes under s. 71.09.".
 - 2. Page 139, line 16: after that line insert:
 - **"Section 233d.** 77.52 (1) of the statutes is amended to read:
- 77.52 (1) For the privilege of selling, leasing or renting tangible personal property, including accessories, components, attachments, parts, supplies and materials, at retail a tax is imposed upon all retailers at the rate of 5% 6% of the gross receipts from the sale, lease or rental of tangible personal property, including accessories, components, attachments, parts, supplies and materials, sold, leased or rented at retail in this state.
 - **Section 233e.** 77.52 (2) (intro.) of the statutes is amended to read:
- 77.52 (2) (intro.) For the privilege of selling, performing or furnishing the services described under par. (a) at retail in this state to consumers or users, a tax is imposed upon all persons selling, performing or furnishing the services at the rate of 5% 6% of the gross receipts from the sale, performance or furnishing of the services.

Section 233f. 77.53 (1) of the statutes is amended to read:

77.53 (1) Except as provided in sub. (1m), an excise tax is levied and imposed on the use or consumption in this state of taxable services under s. 77.52 purchased from any retailer, at the rate of 5% 6% of the sales price of those services; on the storage, use or other consumption in this state of tangible personal property purchased from any retailer, at the rate of 5% 6% of the sales price of that property; and on the storage, use or other consumption of tangible personal property manufactured, processed or otherwise altered, in or outside this state, by the person who stores, uses or consumes it, from material purchased from any retailer, at the rate of 5% 6% of the sales price of that material.".

3. Page 362, line 24: after that line insert:

"(4zo) Withholding, individual surtax. With regard to the department of revenue's responsibility to adjust the withholding tables under section 71.64 (9) (b) of the statutes, the tables shall be adjusted to reflect the surtax imposed under section 71.06 (4) of the statutes such that withholding that occurs on and after the first day of the 3rd month beginning after the effective date of this subsection accounts for the surtax."

4. Page 448, line 3: after that line insert:

"(4xo) Increase in sales and use tax rates. The treatment of sections 77.52 (1) and (2) (intro.) and 77.53 (1) of the statutes takes effect on the first day of the 2nd month beginning after publication.".

22 (END)