



2025 ASSEMBLY BILL 10

February 6, 2025 - Introduced by Representatives NEYLON, SPIROS, ANDERSON, ANDRACA, ARMSTRONG, BEHNKE, BILLINGS, BROWN, CALLAHAN, DESMIDT, DITTRICH, EMERSON, FITZGERALD, GOODWIN, HONG, JOERS, JOHNSON, MAXEY, MAYADEV, MELOTIK, MIRESSSE, MOORE OMOKUNDE, MOSES, MURSAU, ORTIZ-VELEZ, SNODGRASS, STROUD, STUBBS, SUBECK, TENORIO, TUSLER, VINING, WICHGERS, GOEBEN, PALMERI and SINICKI, cosponsored by Senators WANGGAARD, CABRAL-GUEVARA, CARPENTER, DASSLER-ALFHEIM, FEYEN, HESSELBEIN, JAMES, MARKLEIN, QUINN and RATCLIFF. Referred to Committee on Ways and Means.

1 **AN ACT** *to amend* 77.52 (13) and 77.53 (10); *to create* 77.54 (75) of the statutes;
2 **relating to:** a sales and use tax exemption for the sale of gun safes.

Analysis by the Legislative Reference Bureau

This bill creates a sales and use tax exemption for sales of gun safes.

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.** 77.52 (13) of the statutes is amended to read:

4 77.52 (13) For the purpose of the proper administration of this section and to
5 prevent evasion of the sales tax it shall be presumed that all receipts are subject to
6 the tax until the contrary is established. The burden of proving that a sale of
7 tangible personal property, or items, property, or goods under sub. (1) (b), (c), or (d),

ASSEMBLY BILL 10**SECTION 1**

1 or services is not a taxable sale at retail is upon the person who makes the sale
2 unless that person takes from the purchaser an electronic or a paper certificate, in
3 a manner prescribed by the department, to the effect that the property, item, good,
4 or service is purchased for resale or is otherwise exempt, except that no certificate is
5 required for the sale of tangible personal property, or items, property, or goods
6 under sub. (1) (b), (c), or (d), or services that are exempt under s. 77.54 (5) (a) 3., (7),
7 (7m), (8), (10), (11), (14), (15), (17), (20n), (21), (22b), (31), (32), (35), (36), (37), (42),
8 (44), (45), (46), (51), (52), (64), (66), (67), ~~and (72)~~, and (75).

9 **SECTION 2.** 77.53 (10) of the statutes is amended to read:

10 77.53 (10) For the purpose of the proper administration of this section and to
11 prevent evasion of the use tax and the duty to collect the use tax, it is presumed
12 that tangible personal property, or items, property, or goods under s. 77.52 (1) (b),
13 (c), or (d), or taxable services sold by any person for delivery in this state is sold for
14 storage, use, or other consumption in this state until the contrary is established.
15 The burden of proving the contrary is upon the person who makes the sale unless
16 that person takes from the purchaser an electronic or paper certificate, in a manner
17 prescribed by the department, to the effect that the property, or items, property, or
18 goods under s. 77.52 (1) (b), (c), or (d), or taxable service is purchased for resale, or
19 otherwise exempt from the tax, except that no certificate is required for the sale of
20 tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or
21 (d), or services that are exempt under s. 77.54 (7), (7m), (8), (10), (11), (14), (15), (17),
22 (20n), (21), (22b), (31), (32), (35), (36), (37), (42), (44), (45), (46), (51), (52), (64), (66),
23 (67), ~~and (72)~~, and (75).

24 **SECTION 3.** 77.54 (75) of the statutes is created to read:

