



2005 SENATE BILL 185

April 27, 2005 – Introduced by Senators REYNOLDS, ZIEN and LAZICH, cosponsored by Representatives F. LASEE, ALBERS, HINES, KRAWCZYK, KREIBICH and PRIDEMORE. Referred to Committee on Natural Resources and Transportation.

1 **AN ACT to amend** 78.015 (1), 78.12 (4) (a) 4. and 78.12 (4) (b) 2.; and **to create**
2 78.015 (6) of the statutes; **relating to:** the annual adjustment of the motor
3 vehicle fuel tax rate.

Analysis by the Legislative Reference Bureau

Under current law, the rate of the motor vehicle fuel tax is annually adjusted by multiplying the tax rate by the percentage change in the annual average U.S. Consumer Price Index. Under this bill, the rate of the motor vehicle fuel tax is not adjusted in any year in which the percentage change in the amount of the state tax revenue collected in the previous year as compared to the amount of the state tax revenue collected in the year before the previous year exceeds the percentage change in the annual average U.S. Consumer Price Index.

For further information see the **state** 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:

4 **SECTION 1.** 78.015 (1) of the statutes is amended to read:
5 78.015 (1) ~~Before~~ Except as provided in sub. (6), before April 1 the department
6 shall recompute and publish the rate for the tax imposed under s. 78.01 (1). The new

SENATE BILL 185**SECTION 1**

1 rate per gallon shall be calculated by multiplying the rate in effect at the time of the
2 calculation by the amount obtained under sub. (2).

3 **SECTION 2.** 78.015 (6) of the statutes is created to read:

4 78.015 (6) The department shall not recompute the rate for the tax imposed
5 under s. 78.01 (1) in any year in which the percentage change in the amount of the
6 state tax revenue collected in the previous year, as determined by the department,
7 as compared to the amount of the state tax revenue collected in the year before the
8 previous year, as determined by the department, exceeds the percentage change
9 determined under sub. (2).

10 **SECTION 3.** 78.12 (4) (a) 4. of the statutes is amended to read:

11 78.12 (4) (a) 4. Multiply the number of gallons under subd. 3. by the rate
12 published under s. 78.015 as increased under s. 78.017.

13 **SECTION 4.** 78.12 (4) (b) 2. of the statutes is amended to read:

14 78.12 (4) (b) 2. Multiply the number of gallons under subd. 1. by the rate
15 published under s. 78.015 as increased under s. 78.017.

16 **SECTION 5. Initial applicability.**

17 (1) This act first applies to the tax rate of the motor vehicle fuel tax that is
18 imposed after March 31, 2005.

19 (END)