

Multistate Tax Commission



Resolution of the Multistate Tax Commission Adopting the Model Provision for the Collection of Tax on Fundraising Transactions

WHEREAS, the Multistate Tax Commission, through its Uniformity Committee, developed, in consultation with the Association of Fund Raisers and Direct Sellers a proposed Model Provision for the Collection of Tax on Fundraising Transactions; and

WHEREAS, the Executive Committee of the Multistate Tax Commission directed that a public hearing be held concerning the proposed Model Provision for the Collection of Tax on Fundraising Transactions; and

WHEREAS, a public hearing was held on said proposal on October 29, 1999 in Washington, D.C., during which public comments were received; and

WHEREAS, pursuant to Art. VII of the Multistate Tax Compact, the Hearing Officers, H. Beau Baez III and Sheldon H. Laskin, issued a Final Report dated January 11, 2000 recommending that the Commission consider adoption of the Model Provision for the Collection of Tax on Fundraising Transactions as a uniformity recommendation to the States; and

WHEREAS, pursuant to the authorization of the Executive Committee, the survey of the affected Member States required by Bylaw 7 of the Multistate Tax Commission Bylaws has been conducted; and

WHEREAS, a majority of the affected Member States, that is, those Member States that impose a sales and use tax on sales conducted for fundraising purposes, have indicated that they will consider adopting the Model Provision for the Collection of Tax on Fundraising Transactions if the Multistate Tax Commission recommends it as a uniformity proposal to the States; and

WHEREAS, the Multistate Tax Commission finds that tax administrators and taxpayers alike would benefit from greater interstate uniformity, clarity and fairness by the adoption of a model provision for the collection of tax on fundraising transactions; and

WHEREAS, the Multistate Tax Commission finds that the Model Provision for the Collection of Tax on Fundraising Transactions represents a conceptually sound and administrable proposal; now, therefore, be it

RESOLVED, that the Model Provision for the Collection of Tax on Fundraising Transactions, attached as Exhibit A to the Final Report of the Hearing Officers dated January 11, 2000, is hereby adopted as a uniformity recommendation of the Multistate Tax Commission.

Adopted this 28th day of July 2000, by the Multistate Tax Commission.

Dan R. Bucks, Executive Director