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3 **Resolution 99-16**

4 **Resolution in Support of S. 1755, Mobile Telecommunications Sourcing Act of 1999**

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6 **WHEREAS**, States and localities and the telecommunications industry have
7 jointly developed a fair system for determining the situs of consumer mobile
8 telecommunications services and the proper imposition of a collection responsibility with
9 respect to the application of transactional taxes to mobile telecommunications; and

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11 **WHEREAS**, the developed system appears reasonably revenue neutral and
12 administrable, and

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14 **WHEREAS**, the wireless telecommunications industry and others have proposed
15 specific federal legislation, the “Mobile Telecommunications Sourcing Act,” that is
16 consistent with the joint work of the States and localities and the industry and that assigns
17 a situs and a collection responsibility with respect to mobile telecommunications services
18 based upon the customer’s place of primary use, a concept that is tied to the customer’s
19 residential or office address within the licensed service area of the provider, and

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21 **WHEREAS**, the Multistate Tax Commission in 1998 unanimously approved
22 Resolution 98-2, endorsing the central sourcing concept proposed by the wireless
23 telecommunications industry, and

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25 **WHEREAS**, the Commission staff, with other State and local organizations and
26 the wireless telecommunications industry, worked diligently to craft legislation consistent
27 with the concept endorsed in Resolution 98-2, and

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29 **WHEREAS**, at the time of the passage of the 1998 resolution, the timing of the
30 introduction of any proposed legislation was unknown; and

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32 **WHEREAS**, these timing conditions did not allow for review by Compact
33 Member States prior to the legislation’s introduction in the Senate; and

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35 **WHEREAS**, S. 1755, the Mobile Telecommunications Sourcing Act was
36 introduced in the Senate of the United States Congress on October 20, 1999; and

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38 **WHEREAS**, the legislation requires the formal support of the Commission in
39 order to ease its progress through the federal legislative process;

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NOW, THEREFORE, BE IT RESOLVED that the Multistate Tax Commission endorses S. 1755, the Mobile Telecommunications Sourcing Act of 1999 and will work to ensure its enactment into law.

Attest:

Dan R. Bucks
Executive Director