

One Hundred Fifth Legislature - First Session - 2017

Introducer's Statement of Intent

LB564

Chairperson: Senator Jim Smith

Committee: Revenue

Date of Hearing: January 27, 2017

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 564 would enact the Nebraska Main Street Fairness Act. Remote sellers, without a physical presence in Nebraska, that sell goods and services to Nebraska residents shall follow all requirements and laws as if the remote seller has a physical presence in Nebraska. This would apply to remote sellers whose annual sales into Nebraska total over \$25,000 or who have at least 200 Nebraska-sourced transactions.

Remote sellers must either collect and remit sales taxes due on these transactions, or file a report with the Tax Commissioner that gives an account of their total sales to Nebraska residents. The sellers must also provide customers with the amount of use tax they owe and instructions for remitting applicable use tax to the state. The legislation imposes fines on remote sellers, who fail to comply with the reporting and notice requirement.

LB 564 carries the emergency clause.

Principal Introducer: _____

Senator John McCollister