

HOUSE BILL No. 4865

September 16, 2015, Introduced by Rep. Kosowski and referred to the Committee on Tax Policy.

A bill to amend 1933 PA 167, entitled
"General sales tax act,"
(MCL 205.51 to 205.78) by adding section 4ff.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 4FF. (1) SUBJECT TO SUBSECTION (2), A PERSON SUBJECT TO
2 THE TAX UNDER THIS ACT MAY EXCLUDE FROM THE GROSS PROCEEDS USED FOR
3 THE COMPUTATION OF THE TAX THE SALE OF ANY OF THE FOLLOWING ITEMS
4 IF THE SALE IS MADE BETWEEN 12:01 A.M. AND 11:59 P.M. ON THE THIRD
5 SATURDAY IN OCTOBER OF 2015 AND BETWEEN 12:01 A.M. AND 11:59 P.M.
6 ON THE THIRD SATURDAY OF AUGUST EACH YEAR AFTER 2015.

7 (A) CLOTHING IF THE SALES PRICE OF EACH INDIVIDUAL ITEM IS NOT
8 GREATER THAN \$75.00.

9 (B) SCHOOL SUPPLIES IF THE SALES PRICE OF EACH INDIVIDUAL ITEM
10 IS NOT GREATER THAN \$15.00.

11 (2) THE EXEMPTION IN SUBSECTION (1) DOES NOT APPLY TO THE

1 FOLLOWING:

2 (A) CLOTHING ACCESSORIES OR EQUIPMENT.

3 (B) PROTECTIVE, SPORT, OR RECREATIONAL EQUIPMENT.

4 (C) ANY ITEM SOLD FOR USE IN A TRADE OR BUSINESS.

5 (D) FURNITURE.

6 (3) AS USED IN THIS SECTION:

7 (A) "CLOTHING" MEANS ANY ARTICLE OF WEARING APPAREL, INCLUDING
8 ALL FOOTWEAR, INTENDED TO BE WORN ON OR ABOUT THE HUMAN BODY.

9 (B) "CLOTHING ACCESSORIES OR EQUIPMENT" MEANS INCIDENTAL ITEMS
10 WORN ON THE PERSON OR IN CONJUNCTION WITH CLOTHING, INCLUDING, BUT
11 NOT LIMITED TO, WATCHES, WATCHBANDS, JEWELRY, UMBRELLAS, OR
12 HANDKERCHIEFS.

13 (C) "PROTECTIVE, SPORT, OR RECREATIONAL EQUIPMENT" MEANS ITEMS
14 DESIGNED FOR HUMAN USE AND WORN IN CONJUNCTION WITH AN ATHLETIC OR
15 RECREATIONAL ACTIVITY AND THAT ARE NOT SUITABLE FOR GENERAL USE,
16 INCLUDING, BUT NOT LIMITED TO, SKIS, SWIM FINS, ROLLERBLADES, AND
17 SKATES.

18 (D) "SCHOOL SUPPLIES" MEANS PENS, PENCILS, ERASERS, CRAYONS,
19 NOTEBOOKS, NOTEBOOK FILLER PAPER, LEGAL PADS, BINDERS, LUNCH BOXES,
20 CONSTRUCTION PAPER, MARKERS, FOLDERS, POSTER BOARD, COMPOSITION
21 BOOKS, POSTER PAPER, SCISSORS, CELLOPHANE TAPE, GLUE, PASTE,
22 RULERS, COMPUTER DISKS, PROTRACTORS, COMPASSES, CALCULATORS, AND
23 SIMILAR ITEMS.