

1                   **JOINT RESOLUTION URGING PASSAGE OF THE MARKET**  
2                   **EQUITY ACT OF 2011 AND THE MARKETPLACE**  
3                   **FAIRNESS ACT**

4                   2012 GENERAL SESSION

5                   STATE OF UTAH

6                   **Chief Sponsor: Steve Eliason**

7                   Senate Sponsor: \_\_\_\_\_

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9                   **LONG TITLE**

10                  **General Description:**

11                  This joint resolution of the Legislature urges the United States House of  
12                  Representatives to pass H.R. 3179, the Marketplace Equity Act of 2011, and urges the  
13                  United States Senate to pass S. 1832, the Marketplace Fairness Act.

14                  **Highlighted Provisions:**

15                  This resolution:

- 16                  ▶ urges the United States House of Representatives to pass H.R. 3179, the  
17                  Marketplace Equity Act of 2011, and urges the United States Senate to pass S.  
18                  1832, the Marketplace Fairness Act, without delay; and  
19                  ▶ declares that, through passage of these pieces of legislation, the United States  
20                  Congress will help level the playing field between traditional brick and mortar  
21                  retailers and Internet-based retailers.

22                  **Special Clauses:**

23                  None

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25                  *Be it resolved by the Legislature of the state of Utah:*

26                  **H→ WHEREAS, passage of H.R. 3179, the Marketplace Equity Act of 2011, currently**  
26a                 **before the United States House of Representatives, and S. 1832, the Marketplace Fairness Act,**  
26b                 **currently before the United States Senate, is a vital component to strengthening states**



26c rights, as states like Utah are currently unable to enforce the collection of certain sales taxes;  
26d WHEREAS, passage of H.B. 3179 and S. 1832 would, if the Legislature of the state of  
26e Utah chose, enable the state to broaden the base and lower the rate on sales tax collections; ←H  
26f WHEREAS, the Supreme Court of the United States established in its 1992, Quill v.  
27 North Dakota decision that states cannot, of their own accord, require out-of-state retailers to