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California, Colorado Push Creative E-Commerce Tax Plans

consumers want to hear from Amazon.

In the ongoing legal tax-collection battle between pureplay E-tailers and U.S.

states, California and Colorado are getting a bit creative. California is joining

New York in what is becoming a big states versus small states strategy, while

Colorado is requiring those pureplays to tell state residents how much tax they owe based on their E-Commerce purchases. Yeah, that's exactly what

Amazon has steadfastly pushed back against state tax efforts, primarily by

March 4, 2010 | By Fred J. Aun

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canceling affiliate relationships in states that try to hit up its affiliates for sales taxes. The states feel they can take this approach because, although Amazon might have no physical presence or storefronts, the same isn't true for affiliates.

Amazon's reaction to the tax-the-affiliate approach was cancelation of affiliate programs in North Carolina and Rhode Island. But it filed a lawsuit in New York, on the rationale that the New York market was too large to ignore.

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A similar decision could come into play in California, where Gov. Arnold Schwarzenegger vetoed an affiliate tax bill last year. But legislators in Sacramento are not willing to give up. Gambling that Amazon will not want to turn its back on the money coming in from its thousands of California-based affiliates, the California lawmakers are considering a new affiliate taxation bill.

The measure defines "retailer" as any business entering into agreements under which a person in the state. "for a commission or other consideration, directly or

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