

H cont.

JK

2014

1 *b0097/2.28*SECTION 1395d. 71.28 (5g) (b) of the statutes is amended to read:

2 71.28 (5g) (b) *Filing claims.* Subject to the limitations provided under this
3 subsection, for taxable years beginning after December 31, 2005, and before January
4 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.23
5 an amount that is equal to the amount of assessment under s. 149.13, 2011 stats.,
6 that the claimant paid in the claimant's taxable year, multiplied by the percentage
7 determined under par. (c) 1.

8 *b0097/2.28*SECTION 1395e. 71.28 (5g) (c) 1. of the statutes is amended to
9 read:

10 71.28 (5g) (c) 1. The department of revenue, in consultation with the office of
11 the commissioner of insurance, shall determine the percentage under par. (b) for
12 each claimant for each taxable year. The percentage shall be equal to \$5,000,000
13 divided by the aggregate assessment under s. 149.13, 2011 stats. The office of the
14 commissioner of insurance shall provide to each claimant that participates in the
15 cost of administering the plan the aggregate assessment at the time that it notifies
16 the claimant of the claimant's assessment. The aggregate amount of the credit under
17 this subsection and ss. 71.07 (5g), 71.47 (5g), and 76.655 for all claimants
18 participating in the cost of administering the plan under ch. 149, 2011 stats., shall
19 not exceed \$5,000,000 in each fiscal year."

20 *b0346/P4.5*679. Page 697, line 21: after that line insert:

21 "b0346/P4.5*SECTION 1395d. 71.28 (4) (i) of the statutes is amended to read:

22 71.28 (4) (i) *Nonclaimants.* The Except as provided in par. (j), the credits under
23 this subsection may not be claimed by a partnership, except a publicly traded
24 partnership treated as a corporation under s. 71.22 (1k), limited liability company,

1 except a limited liability company treated as a corporation under s. 71.22 (1k), or
2 tax-option corporation or by partners, including partners of a publicly traded
3 partnership, members of a limited liability company or shareholders of a tax-option
4 corporation.

5 *b0346/P4.5*SECTION 1395e. 71.28 (4) (j) of the statutes is created to read:

6 71.28 (4) (j) *Pass-through entities*. Partnerships, limited liability companies,
7 and tax-option corporations may not claim the credit under this subsection, but the
8 eligibility for, and the amount of, the credit are based on their payment of amounts
9 under par. (ad). A partnership, limited liability company, or tax-option corporation
10 shall compute the amount of credit that each of its partners, members, or
11 shareholders may claim and shall provide that information to each of them.
12 Partners, members of limited liability companies, and shareholders of tax-option
13 corporations may claim the credit in proportion to their ownership interests.”

14 *b0012/P5.11*680. Page 698, line 4: after that line insert:

15 “*b0012/P5.11*SECTION 1396b. 71.28 (5j) (b) of the statutes is amended to
16 read:

17 71.28 (5j) (b) *Filing claims*. Subject to the limitations provided in this
18 subsection, for taxable years beginning after December 31, 2007, and before January
19 1, ~~2018~~ 2014, a claimant may claim as a credit against the taxes imposed under s.
20 71.23, up to the amount of the taxes, an amount that is equal to 25 percent of the
21 amount that the claimant paid in the taxable year to install or retrofit pumps located
22 in this state that dispense motor vehicle fuel marketed as gasoline and 85 percent
23 ethanol or a higher percentage of ethanol or motor vehicle fuel marketed as diesel
24 fuel and 20 percent biodiesel fuel or that mix fuels from separate storage tanks and

1 allow the end user to choose the percentage of gasoline replacement renewable fuel
2 or diesel replacement renewable fuel in the motor vehicle fuel dispensed.

3 *b0012/P5.11*SECTION 1396d. 71.28 (5j) (d) of the statutes is renumbered
4 71.28 (5j) (d) 1.

5 *b0012/P5.11*SECTION 1396e. 71.28 (5j) (d) 2. of the statutes is created to
6 read:

7 71.28 (5j) (d) 2. No credit may be claimed under this subsection for taxable
8 years beginning after December 31, 2013. Credits under this subsection for taxable
9 years that begin before January 1, 2014, may be carried forward to taxable years that
10 begin after December 31, 2013.”.

11 *b0348/P1.4*681. Page 698, line 4: after that line insert:

12 “*b0348/P1.4*SECTION 1396g. 71.28 (5n) (a) 8. g. of the statutes is created to
13 read:

14 71.28 (5n) (a) 8. g. Income from aging natural cheese on behalf of others, as
15 described under s. 70.995 (3) (b).

16 *b0348/P1.4*SECTION 1396h. 71.28 (5n) (a) 9. a. of the statutes is amended to
17 read:

18 71.28 (5n) (a) 9. a. Tangible personal property manufactured in whole or in part
19 by the claimant on property that is assessed as manufacturing property under s.
20 70.995, not including natural cheese aged on behalf of others, as described under s.
21 70.995 (3) (b).”.

22 *b0075/1.10*682. Page 698, line 5: delete lines 5 to 10.

23 *b0012/P5.12*683. Page 698, line 10: after that line insert:

1 ***b0012/P5.12*SECTION 1398b.** 71.28 (5r) (d) of the statutes is renumbered
2 71.28 (5r) (d) 1.

3 ***b0012/P5.12*SECTION 1398c.** 71.28 (5r) (d) 2. of the statutes is created to
4 read:

5 71.28 (5r) (d) 2. No credit may be claimed under this subsection for taxable
6 years beginning after December 31, 2013. Credits under this subsection for taxable
7 years that begin before January 1, 2014, may be carried forward to taxable years that
8 begin after December 31, 2013.

9 ***b0012/P5.12*SECTION 1398d.** 71.28 (5rm) (b) (intro.) of the statutes is
10 amended to read:

11 71.28 (5rm) (b) *Filing claims.* (intro.) Subject to the limitations provided in
12 this subsection, for taxable years beginning after December 31, 2009, and before
13 January 1, ~~2020~~ 2014, a claimant may claim as a credit against the tax imposed
14 under s. 71.23, up to the amount of the tax, the amount determined as follows, except
15 that the maximum amount that a claimant may claim in a taxable year under this
16 subsection is \$300,000:

17 ***b0012/P5.12*SECTION 1398e.** 71.28 (5rm) (d) of the statutes is renumbered
18 71.28 (5rm) (d) 1.

19 ***b0012/P5.12*SECTION 1398f.** 71.28 (5rm) (d) 2. of the statutes is created to
20 read:

21 71.28 (5rm) (d) 2. No credit may be claimed under this subsection for taxable
22 years beginning after December 31, 2013. Credits under this subsection for taxable
23 years that begin before January 1, 2014, may be carried forward to taxable years that
24 begin after December 31, 2013.

1 ***b0012/P5.12*SECTION 1398i.** 71.28 (8r) (d) of the statutes is renumbered
2 71.28 (8r) (d) 1.

3 ***b0012/P5.12*SECTION 1398j.** 71.28 (8r) (d) 2. of the statutes is created to
4 read:

5 71.28 (8r) (d) 2. No credit may be claimed under this subsection for taxable
6 years beginning after December 31, 2013.

7 ***b0012/P5.12*SECTION 1398k.** 71.28 (9s) (b) of the statutes is amended to
8 read:

9 71.28 (9s) (b) *Filing claims.* Subject to the limitations provided under this
10 subsection, for taxable years beginning after December 31, 2010, and before January
11 1, 2014, for 2 consecutive taxable years beginning with the taxable year in which the
12 claimant's business locates to this state from another state or another country and
13 begins doing business in this state, a claimant may claim as a credit against the taxes
14 imposed under s. 71.23, up to the amount of the taxes, the amount of the claimant's
15 tax liability under this subchapter after applying all other allowable credits,
16 deductions, and exclusions.

17 ***b0012/P5.12*SECTION 1398L.** 71.28 (9s) (d) 3. of the statutes is created to
18 read:

19 71.28 (9s) (d) 3. No credit may be claimed under this subsection for taxable
20 years beginning after December 31, 2013. Credits under this subsection for taxable
21 years that begin before January 1, 2014, may be carried forward to taxable years that
22 begin after December 31, 2013.”.

23 ***b0092/2.3*684.** Page 698, line 10: after that line insert:

1 ****b0092/2.3*SECTION 1398g.** 71.28 (6n) (d) of the statutes is renumbered 71.28
2 (6n) (d) 1.

3 ***b0092/2.3*SECTION 1398h.** 71.28 (6n) (d) 2. of the statutes is created to read:
4 71.28 (6n) (d) 2. No credit may be claimed under this subsection for taxable
5 years beginning after December 31, 2012. Credits under this subsection for taxable
6 years that begin before January 1, 2013, may be carried forward to taxable years that
7 begin after December 31, 2012.”.

8 ***b0301/1.2*685.** Page 698, line 10: after that line insert:

9 ****b0301/1.2*SECTION 1398e.** 71.28 (6) (a) of the statutes is renumbered 71.28
10 (6) (a) (intro.) and amended to read:

11 71.28 (6) (a) (intro.) Any person may credit against taxes otherwise due under
12 this chapter, up to the amount of those taxes, an amount equal to ~~5%~~ one of the
13 following percentages of the costs of qualified rehabilitation expenditures, as defined
14 in section 47 (c) (2) of the ~~internal revenue code~~ Internal Revenue Code, for certified
15 historic structures on property located in this state if the physical work of
16 construction or destruction in preparation for construction begins after December
17 31, 1988, and the rehabilitated property is placed in service after June 30, 1989.:

18 ***b0301/1.2*SECTION 1398ec.** 71.28 (6) (a) 1. of the statutes is created to read:
19 71.28 (6) (a) 1. For taxable years beginning before January 1, 2013, 5 percent.

20 ***b0301/1.2*SECTION 1398ef.** 71.28 (6) (a) 2. of the statutes is created to read:
21 71.28 (6) (a) 2. For taxable years beginning after December 31, 2012, 10
22 percent.”.

23 ***b0019/P5.5*686.** Page 705, line 21: after that line insert:

1 ***b0019/P5.5*SECTION 1408b.** 71.34 (1k) (intro.) of the statutes is amended to
2 read:

3 71.34 (1k) (intro.) “Net income or loss” of a tax–option corporation means net
4 income or loss computed under the internal revenue code, as defined under sub. (1g)
5 and s. 71.98 (3) and (4), except that:

6 ***b0019/P5.5*SECTION 1408c.** 71.34 (1k) (n) of the statutes is created to read:

7 71.34 (1k) (n) Starting with the first taxable year beginning after December
8 31, 2013, and for each of the next 4 taxable years, a subtraction shall be made in an
9 amount equal to 20 percent of the amount determined by subtracting the combined
10 federal adjusted basis of all depreciated or amortized assets as of the last day of the
11 taxable year beginning in 2013 that are also being depreciated or amortized for
12 Wisconsin from the combined Wisconsin adjusted basis of those assets on the same
13 day.

14 ***b0019/P5.5*SECTION 1408d.** 71.34 (1m) (b) of the statutes is amended to read:

15 71.34 (1m) (b) Notwithstanding sub. (1g), section 101 of P.L. 109–222, related
16 to extending the increased expense deduction under section 179 of the Internal
17 Revenue Code, applies to property used in farming that is acquired and placed in
18 service in taxable years beginning ~~on or~~ after December 31, 2007, and before January
19 1, 2008 2010, and used by a person who is actively engaged in farming. For purposes
20 of this paragraph, “actively engaged in farming” has the meaning given in 7 CFR
21 1400.201, and “farming” has the meaning given in section 464 (e) (1) of the Internal
22 Revenue Code.

23 ***b0019/P5.5*SECTION 1408f.** 71.365 (1m) (a) of the statutes is renumbered
24 71.365 (1m) and amended to read:

1 71.365 (1m) ~~Except as provided in par. (b)~~ For taxable years beginning before
2 January 1, 2014, a tax-option corporation shall compute amortization and
3 depreciation under the federal Internal Revenue Code as amended to December 31,
4 2000, except that property first placed in service by the taxpayer on or after
5 January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br),
6 1985 stats., is required to be depreciated under the Internal Revenue Code as
7 amended to December 31, 1980, and property first placed in service in taxable year
8 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985
9 stats., is required to be depreciated under the Internal Revenue Code as amended
10 to December 31, 1980, shall continue to be depreciated under the Internal Revenue
11 Code as amended to December 31, 1980. Any difference between the adjusted basis
12 for federal income tax purposes and the adjusted basis under this chapter shall be
13 taken into account in determining net income or loss in the year or years for which
14 the gain or loss is reportable under this chapter. If that property was placed in
15 service by the taxpayer during taxable year 1986 and thereafter but before the
16 property is used in the production of income subject to taxation under this chapter,
17 the property's adjusted basis and the depreciation or other deduction schedule are
18 not required to be changed from the amount allowable on the owner's federal income
19 tax returns for any year because the property is used in the production of income
20 subject to taxation under this chapter. If that property was acquired in a transaction
21 in taxable year 1986 or thereafter in which the adjusted basis of the property in the
22 hands of the transferee is the same as the adjusted basis of the property in the hands
23 of the transferor, the Wisconsin adjusted basis of that property on the date of transfer
24 is the adjusted basis allowable under the Internal Revenue Code as defined for
25 Wisconsin purposes for the property in the hands of the transferor.

1 ***b0019/P5.5*SECTION 1408g.** 71.365 (1m) (b) of the statutes is repealed.”.

2 ***b0346/P4.6*687.** Page 705, line 21: after that line insert:

3 **“*b0346/P4.6*SECTION 1408d.** 71.34 (1k) (g) of the statutes is amended to
4 read:

5 71.34 (1k) (g) An addition shall be made for credits computed by a tax–option
6 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (1dy),
7 (3), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3t), (3w), (4), (5), (5e), (5f), (5g), (5h),
8 (5i), (5j), (5k), (5r), (5rm), (6n), and (8r) and passed through to shareholders.

9 ***b0346/P4.6*SECTION 1408e.** 71.365 (3) of the statutes is amended to read:

10 71.365 (3) CREDITS NOT ALLOWED. The credits under s. 71.28 ~~(4), (4m), and (5)~~
11 may not be claimed by a tax–option corporation or shareholders of a tax–option
12 corporation.”.

13 ***b0012/P5.13*688.** Page 713, line 8: after that line insert:

14 **“*b0012/P5.13*SECTION 1419d.** 71.47 (1) (d) of the statutes is created to read:

15 71.47 (1) (d) No credit may be claimed under this subsection for taxable years
16 beginning after December 31, 2013. Credits under this subsection for taxable years
17 that begin before January 1, 2014, may be carried forward to taxable years that begin
18 after December 31, 2013.”.

19 ***b0019/P5.6*689.** Page 713, line 8: after that line insert:

20 **“*b0019/P5.6*SECTION 1419d.** 71.45 (2) (a) 7. of the statutes is amended to
21 read:

22 71.45 (2) (a) 7. By For taxable years beginning before January 1, 2014, by
23 adding or subtracting, as appropriate, the amount required to reflect the fact that
24 property that, under s. 71.01 (4) (g) 7. to 10., 1985 stats., is required to be depreciated

1 for taxable years 1983 to 1986 under the internal revenue code as amended to
2 December 31, 1980, shall continue to be depreciated under the internal revenue code
3 as amended to December 31, 1980.

4 *b0019/P5.6*SECTION 1419e. 71.45 (2) (a) 13. of the statutes is amended to
5 read:

6 71.45 (2) (a) 13. By For taxable years beginning before January 1, 2014, by
7 adding or subtracting, as appropriate, the depreciation deduction under the federal
8 Internal Revenue Code as amended to December 31, 2000, except that property first
9 placed in service by the taxpayer on or after January 1, 1983, but before
10 January 1, 1987, that, under s. 71.04 (15) (b) and (br), 1985 stats., is required to be
11 depreciated under the Internal Revenue Code as amended to December 31, 1980,
12 and property first placed in service in taxable year 1981 or thereafter but before
13 January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is required to be
14 depreciated under the Internal Revenue Code as amended to December 31, 1980,
15 shall continue to be depreciated under the Internal Revenue Code as amended to
16 December 31, 1980.

17 *b0019/P5.6*SECTION 1419f. 71.45 (2) (a) 19. of the statutes is created to read:

18 71.45 (2) (a) 19. Starting with the first taxable year beginning after December
19 31, 2013, and for each of the next 4 taxable years, by subtracting 20 percent of the
20 amount determined by subtracting the combined federal adjusted basis of all
21 depreciated or amortized assets as of the last day of the taxable year beginning in
22 2013 that are also being depreciated or amortized for Wisconsin from the combined
23 Wisconsin adjusted basis of those assets on the same day.”.

24 *b0012/P5.14*690. Page 715, line 19: after that line insert:

1 ***b0012/P5.14*SECTION 1426b.** 71.47 (3h) (b) of the statutes is amended to
2 read:

3 71.47 (3h) (b) *Filing claims.* Subject to the limitations provided in this
4 subsection, for taxable years beginning after December 31, 2011, and before January
5 1, ~~2015~~ 2014, for a claimant who produces at least 2,500,000 gallons of biodiesel fuel
6 in this state in the taxable year, a claimant may claim as a credit against the tax
7 imposed under s. 71.43, up to the amount of the tax, an amount that is equal to the
8 number of gallons of biodiesel fuel produced by the claimant in this state in the
9 taxable year multiplied by 10 cents.

10 ***b0012/P5.14*SECTION 1426c.** 71.47 (3h) (d) of the statutes is renumbered
11 71.47 (3h) (d) 1.

12 ***b0012/P5.14*SECTION 1426d.** 71.47 (3h) (d) 2. of the statutes is created to
13 read:

14 71.47 (3h) (d) 2. No credit may be claimed under this subsection for taxable
15 years beginning after December 31, 2013. Credits under this subsection for taxable
16 years that begin before January 1, 2014, may be carried forward to taxable years that
17 begin after December 31, 2013.

18 ***b0012/P5.14*SECTION 1426e.** 71.47 (3n) (a) 2. (intro.) of the statutes is
19 amended to read:

20 71.47 (3n) (a) 2. (intro.) “Dairy farm modernization or expansion” means the
21 construction, the improvement, or the acquisition of buildings or facilities, or the
22 acquisition of equipment, for dairy animal housing, confinement, animal feeding,
23 milk production, or waste management, including the following, if used exclusively
24 related to dairy animals and if acquired and placed in service in this state during
25 taxable years that begin after December 31, 2003, and before January 1, ~~2017~~ 2014:

1 ***b0012/P5.14*SECTION 1426f.** 71.47 (3n) (a) 5. (intro.) of the statutes is
2 amended to read:

3 71.47 (3n) (a) 5. (intro.) “Livestock farm modernization or expansion” means
4 the construction, the improvement, or the acquisition of buildings or facilities, or the
5 acquisition of equipment, for livestock housing, confinement, feeding, or waste
6 management, including the following, if used exclusively related to livestock and if
7 acquired and placed in service in this state during taxable years that begin after
8 December 31, 2005, and before January 1, ~~2017~~ 2014:

9 ***b0012/P5.14*SECTION 1426g.** 71.47 (3n) (a) 6. b. of the statutes is amended
10 to read:

11 71.47 (3n) (a) 6. b. For taxable years that begin after December 31, 2005, and
12 before January 1, ~~2017~~ 2014, “used exclusively,” related to livestock, dairy animals,
13 or both, means used to the exclusion of all other uses except for use not exceeding 5
14 percent of total use.

15 ***b0012/P5.14*SECTION 1426h.** 71.47 (3n) (b) 1. of the statutes is amended to
16 read:

17 71.47 (3n) (b) 1. Subject to the limitations provided in this subsection, for
18 taxable years that begin after December 31, 2003, and before January 1, ~~2017~~ 2014,
19 a claimant may claim as a credit against the tax imposed under s. 71.43 an amount
20 equal to 10% of the amount the claimant paid in the taxable year for dairy farm
21 modernization or expansion related to the operation of the claimant’s dairy farm.

22 ***b0012/P5.14*SECTION 1426i.** 71.47 (3n) (b) 2. of the statutes is amended to
23 read:

24 71.47 (3n) (b) 2. Subject to the limitations provided in this subsection, for
25 taxable years that begin after December 31, 2005, and before January 1, ~~2017~~ 2014,

1 a claimant may claim as a credit against the tax imposed under s. 71.43 an amount
2 equal to 10 percent of the amount the claimant paid in the taxable year for livestock
3 farm modernization or expansion related to the operation of the claimant's livestock
4 farm.

5 *b0012/P5.14*SECTION 1426j. 71.47 (3n) (g) of the statutes is created to read:

6 71.47 (3n) (g) No credit may be claimed under this subsection for taxable years
7 beginning after December 31, 2013. Credits under this subsection for taxable years
8 that begin before January 1, 2014, may be carried forward to taxable years that begin
9 after December 31, 2013.

10 *b0012/P5.14*SECTION 1426k. 71.47 (3p) (a) 3. (intro.) of the statutes is
11 amended to read:

12 71.47 (3p) (a) 3. (intro.) "Dairy manufacturing modernization or expansion"
13 means constructing, improving, or acquiring buildings or facilities, or acquiring
14 equipment, for dairy manufacturing, including the following, if used exclusively for
15 dairy manufacturing and if acquired and placed in service in this state during
16 taxable years that begin after December 31, 2006, and before January 1, ~~2015~~ 2014,
17 or, in the case of dairy cooperatives, if acquired and placed in service in this state
18 during taxable years that begin after December 31, 2008, and before January 1, ~~2017~~
19 2014:

20 *b0012/P5.14*SECTION 1426L. 71.47 (3p) (b) of the statutes is amended to
21 read:

22 71.47 (3p) (b) *Filing claims.* Subject to the limitations provided in this
23 subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5.,
24 for taxable years beginning after December 31, 2006, and before January 1, ~~2015~~
25 2014, a claimant may claim as a credit against the taxes imposed under s. 71.43, up

1 to the amount of the tax, an amount equal to 10 percent of the amount the claimant
2 paid in the taxable year for dairy manufacturing modernization or expansion related
3 to the claimant's dairy manufacturing operation.

4 *b0012/P5.14*SECTION 1426m. 71.47 (3p) (c) 5. of the statutes is amended to
5 read:

6 71.47 (3p) (c) 5. A claimant who is a member of a dairy cooperative may claim
7 the credit in the year after the year in which the dairy manufacturing modernization
8 or expansion occurs, based on amounts described under par. (b) that are paid by the
9 dairy cooperative, for taxable years beginning after December 31, 2008, and before
10 January 1, ~~2018~~ 2014. The amount of the credits computed and not passed through
11 by a partnership, limited liability company, or tax-option corporation that has added
12 that amount to the partnership's, company's, or tax-option corporation's income
13 under s. 71.21 (4) or 71.34 (1k) (g) shall be added to a claimant's income in the year
14 in which the cooperative member is allowed to claim the credit.

15 *b0012/P5.14*SECTION 1426n. 71.47 (3p) (d) 4. of the statutes is created to
16 read:

17 71.47 (3p) (d) 4. No credit may be claimed under this subsection for taxable
18 years beginning after December 31, 2013.

19 *b0012/P5.14*SECTION 1426p. 71.47 (3r) (a) 3. (intro.) of the statutes is
20 amended to read:

21 71.47 (3r) (a) 3. (intro.) "Meat processing modernization or expansion" means
22 constructing, improving, or acquiring buildings or facilities, or acquiring equipment,
23 for meat processing, including the following, if used exclusively for meat processing
24 and if acquired and placed in service in this state during taxable years that begin
25 after December 31, 2008, and before January 1, ~~2017~~ 2014:

1 ***b0012/P5.14*SECTION 1426q.** 71.47 (3r) (b) of the statutes is amended to
2 read:

3 71.47 (3r) (b) *Filing claims.* Subject to the limitations provided in this
4 subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after
5 December 31, 2008, and before January 1, ~~2017~~ 2014, a claimant may claim as a
6 credit against the taxes imposed under s. 71.43, up to the amount of the tax, an
7 amount equal to 10 percent of the amount the claimant paid in the taxable year for
8 meat processing modernization or expansion related to the claimant's meat
9 processing operation.

10 ***b0012/P5.14*SECTION 1426r.** 71.47 (3r) (d) 3. of the statutes is created to
11 read:

12 71.47 (3r) (d) 3. No credit may be claimed under this subsection for taxable
13 years beginning after December 31, 2013.

14 ***b0012/P5.14*SECTION 1426rb.** 71.47 (3rm) (b) of the statutes is amended to
15 read:

16 71.47 (3rm) (b) *Filing claims.* Subject to the limitations provided in this
17 subsection and s. 93.547 or s. 560.209, 2009 stats., for taxable years beginning after
18 December 31, 2009, and before January 1, ~~2016~~ 2015, a claimant may claim as a
19 credit against the taxes imposed under s. 71.43, up to the amount of the tax, an
20 amount equal to 10 percent of the amount the claimant paid in the taxable year for
21 equipment that is used primarily to harvest or process woody biomass that is used
22 as fuel or as a component of fuel.

23 ***b0012/P5.14*SECTION 1426rc.** 71.47 (3rm) (d) 3. of the statutes is created to
24 read:

1 71.47 (3rn) (d) 3. No credit may be claimed under this subsection for taxable
2 years beginning after December 31, 2014.

3 ***b0012/P5.14*SECTION 1426s.** 71.47 (3rn) (a) 4. (intro.) of the statutes is
4 amended to read:

5 71.47 (3rn) (a) 4. (intro.) “Food processing plant or food warehouse
6 modernization or expansion” means constructing, improving, or acquiring buildings
7 or facilities, or acquiring equipment, for food processing or food warehousing,
8 including the following, if used exclusively for food processing or food warehousing
9 and if acquired and placed in service in this state during taxable years that begin
10 after December 31, 2009, and before January 1, ~~2017~~ 2014:

11 ***b0012/P5.14*SECTION 1426t.** 71.47 (3rn) (b) of the statutes is amended to
12 read:

13 71.47 (3rn) (b) *Filing claims.* Subject to the limitations provided in this
14 subsection and s. 93.54 or s. 560.2056, 2009 stats., for taxable years beginning after
15 December 31, 2009, and before January 1, ~~2017~~ 2014, a claimant may claim as a
16 credit against the tax imposed under s. 71.43, up to the amount of the tax, an amount
17 equal to 10 percent of the amount the claimant paid in the taxable year for food
18 processing or food warehousing modernization or expansion related to the operation
19 of the claimant’s food processing plant or food warehouse.

20 ***b0012/P5.14*SECTION 1426u.** 71.47 (3rn) (d) 3. of the statutes is created to
21 read:

22 71.47 (3rn) (d) 3. No credit may be claimed under this subsection for taxable
23 years beginning after December 31, 2013.”.

24 ***b0012/P5.15*691.** Page 717, line 21: after that line insert:

1 ****b0012/P5.15*SECTION 1431b.** 71.47 (4m) (d) 3. of the statutes is created to
2 read:

3 71.47 (4m) (d) 3. No credit may be claimed under this subsection for taxable
4 years beginning after December 31, 2013. Credits under this subsection for taxable
5 years that begin before January 1, 2014, may be carried forward to taxable years that
6 begin after December 31, 2013.

7 ***b0012/P5.15*SECTION 1431bb.** 71.47 (5) (ad) 1. of the statutes is amended to
8 read:

9 71.47 (5) (ad) 1. Except as provided in subds. 2. and 3., for taxable year 1986
10 and subsequent for taxable years that begin before January 1, 2014, any corporation
11 may credit against taxes otherwise due under this chapter an amount equal to 5
12 percent of the amount paid or incurred by that corporation during the taxable year
13 to construct and equip new facilities or expand existing facilities used in this state
14 for qualified research, as defined in section 41 of the Internal Revenue Code. Eligible
15 amounts include only amounts paid or incurred for tangible, depreciable property
16 but do not include amounts paid or incurred for replacement property.

17 ***b0012/P5.15*SECTION 1431bc.** 71.47 (5) (ad) 2. of the statutes is amended to
18 read:

19 71.47 (5) (ad) 2. For taxable years beginning after June 30, 2007, and before
20 January 1, 2014, any corporation may credit against taxes otherwise due under this
21 chapter an amount equal to 10 percent of the amount paid or incurred by that
22 corporation during the taxable year to construct and equip new facilities or expand
23 existing facilities used in this state for qualified research, as defined in section 41 of
24 the Internal Revenue Code, except that “qualified research expenses” includes only
25 expenses paid or incurred by the claimant for research related to designing internal

1 combustion engines for vehicles, including expenses related to designing vehicles
2 that are powered by such engines and improving production processes for such
3 engines and vehicles. Eligible amounts include only amounts paid or incurred for
4 tangible, depreciable property but do not include amounts paid or incurred for
5 replacement property.

6 ***b0012/P5.15*SECTION 1431bd.** 71.47 (5) (ad) 3. of the statutes is amended to
7 read:

8 71.47 (5) (ad) 3. For taxable years beginning after June 30, 2007, and before
9 January 1, 2014, any corporation may credit against taxes otherwise due under this
10 chapter an amount equal to 10 percent of the amount paid or incurred by that
11 corporation during the taxable year to construct and equip new facilities or expand
12 existing facilities used in this state for qualified research, as defined in section 41 of
13 the Internal Revenue Code, except that “qualified research expenses” includes only
14 expenses paid or incurred by the claimant for research related to the design and
15 manufacturing of energy efficient lighting systems, building automation and control
16 systems, or automotive batteries for use in hybrid–electric vehicles, that reduce the
17 demand for natural gas or electricity or improve the efficiency of its use. Eligible
18 amounts include only amounts paid or incurred for tangible, depreciable property
19 but do not include amounts paid or incurred for replacement property.

20 ***b0012/P5.15*SECTION 1431be.** 71.47 (5) (c) of the statutes is created to read:

21 71.47 (5) (c) *Sunset.* No credit may be claimed under this subsection for taxable
22 years beginning after December 31, 2013. Credits under this subsection for taxable
23 years that begin before January 1, 2014, may be carried forward to taxable years that
24 begin after December 31, 2013.

1 ***b0012/P5.15*SECTION 1431c.** 71.47 (5e) (d) of the statutes is renumbered
2 71.47 (5e) (d) 1.

3 ***b0012/P5.15*SECTION 1431d.** 71.47 (5e) (d) 2. of the statutes is created to
4 read:

5 71.47 (5e) (d) 2. No credit may be claimed under this subsection for taxable
6 years beginning after December 31, 2013. Credits under this subsection for taxable
7 years that begin before January 1, 2014, may be carried forward to taxable years that
8 begin after December 31, 2013.

9 ***b0012/P5.15*SECTION 1431e.** 71.47 (5f) (d) 3. of the statutes is created to
10 read:

11 71.47 (5f) (d) 3. No credit may be claimed under this subsection for taxable
12 years beginning after December 31, 2013.

13 ***b0012/P5.15*SECTION 1431f.** 71.47 (5g) (d) of the statutes is renumbered
14 71.47 (5g) (d) 1.

15 ***b0012/P5.15*SECTION 1431g.** 71.47 (5g) (d) 2. of the statutes is created to
16 read:

17 71.47 (5g) (d) 2. No credit may be claimed under this subsection for taxable
18 years beginning after December 31, 2013. Credits under this subsection for taxable
19 years that begin before January 1, 2014, may be carried forward to taxable years that
20 begin after December 31, 2013.

21 ***b0012/P5.15*SECTION 1431h.** 71.47 (5h) (d) 3. of the statutes is created to
22 read:

23 71.47 (5h) (d) 3. No credit may be claimed under this subsection for taxable
24 years beginning after December 31, 2013.”

1 ***b0097/2.29*692.** Page 717, line 21: after that line insert:

2 ****b0097/2.29*SECTION 1431c.** 71.47 (5g) (a) of the statutes is amended to read:

3 71.47 (5g) (a) *Definitions.* In this subsection, “claimant” means an insurer, as
4 defined in s. 149.10 (5), 2011 stats., who files a claim under this subsection.

5 ***b0097/2.29*SECTION 1431d.** 71.47 (5g) (b) of the statutes is amended to read:

6 71.47 (5g) (b) *Filing claims.* Subject to the limitations provided under this

7 subsection, for taxable years beginning after December 31, 2005, and before January

8 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.43

9 an amount that is equal to the amount of assessment under s. 149.13, 2011 stats.,

10 that the claimant paid in the claimant’s taxable year, multiplied by the percentage

11 determined under par. (c) 1.

12 ***b0097/2.29*SECTION 1431e.** 71.47 (5g) (c) 1. of the statutes is amended to

13 read:

14 71.47 (5g) (c) 1. The department of revenue, in consultation with the office of

15 the commissioner of insurance, shall determine the percentage under par. (b) for

16 each claimant for each taxable year. The percentage shall be equal to \$5,000,000

17 divided by the aggregate assessment under s. 149.13, 2011 stats. The office of the

18 commissioner of insurance shall provide to each claimant that participates in the

19 cost of administering the plan the aggregate assessment at the time that it notifies

20 the claimant of the claimant’s assessment. The aggregate amount of the credit under

21 this subsection and ss. 71.07 (5g), 71.28 (5g), and 76.655 for all claimants

22 participating in the cost of administering the plan under ch. 149, 2011 stats., shall

23 not exceed \$5,000,000 in each fiscal year.”

24 ***b0346/P4.7*693.** Page 717, line 21: after that line insert:

1 ***b0346/P4.7*SECTION 1431b.** 71.47 (4) (i) of the statutes is amended to read:

2 71.47 (4) (i) *Nonclaimants.* The Except as provided in par. (j), the credits under
3 this subsection may not be claimed by a partnership, except a publicly traded
4 partnership treated as a corporation under s. 71.22 (1k), limited liability company,
5 except a limited liability company treated as a corporation under s. 71.22 (1k), or
6 tax–option corporation or by partners, including partners of a publicly traded
7 partnership, members of a limited liability company or shareholders of a tax–option
8 corporation.

9 ***b0346/P4.7*SECTION 1431c.** 71.47 (4) (j) of the statutes is created to read:

10 71.47 (4) (j) *Pass–through entities.* Partnerships, limited liability companies,
11 and tax–option corporations may not claim the credit under this subsection, but the
12 eligibility for, and the amount of, the credit are based on their payment of amounts
13 under par. (ad). A partnership, limited liability company, or tax–option corporation
14 shall compute the amount of credit that each of its partners, members, or
15 shareholders may claim and shall provide that information to each of them.
16 Partners, members of limited liability companies, and shareholders of tax–option
17 corporations may claim the credit in proportion to their ownership interests.”.

18 ***b0012/P5.16*694.** Page 718, line 4: after that line insert:

19 ***b0012/P5.16*SECTION 1432b.** 71.47 (5j) (b) of the statutes is amended to
20 read:

21 71.47 (5j) (b) *Filing claims.* Subject to the limitations provided in this
22 subsection, for taxable years beginning after December 31, 2007, and before January
23 1, ~~2018~~ 2014, a claimant may claim as a credit against the taxes imposed under s.
24 71.43, up to the amount of the taxes, an amount that is equal to 25 percent of the

1 amount that the claimant paid in the taxable year to install or retrofit pumps located
2 in this state that dispense motor vehicle fuel marketed as gasoline and 85 percent
3 ethanol or a higher percentage of ethanol or motor vehicle fuel marketed as diesel
4 fuel and 20 percent biodiesel fuel or that mix fuels from separate storage tanks and
5 allow the end user to choose the percentage of gasoline replacement renewable fuel
6 or diesel replacement renewable fuel in the motor vehicle fuel dispensed.

7 ***b0012/P5.16*SECTION 1432d.** 71.47 (5j) (d) of the statutes is renumbered
8 71.47 (5j) (d) 1.

9 ***b0012/P5.16*SECTION 1432e.** 71.47 (5j) (d) 2. of the statutes is created to
10 read:

11 71.47 (5j) (d) 2. No credit may be claimed under this subsection for taxable
12 years beginning after December 31, 2013. Credits under this subsection for taxable
13 years that begin before January 1, 2014, may be carried forward to taxable years that
14 begin after December 31, 2013.”.

15 ***b0075/1.11*695.** Page 718, line 5: delete lines 5 to 10.

16 ***b0012/P5.17*696.** Page 718, line 10: after that line insert:

17 ****b0012/P5.17*SECTION 1434b.** 71.47 (5r) (d) of the statutes is renumbered
18 71.47 (5r) (d) 1.

19 ***b0012/P5.17*SECTION 1434c.** 71.47 (5r) (d) 2. of the statutes is created to
20 read:

21 71.47 (5r) (d) 2. No credit may be claimed under this subsection for taxable
22 years beginning after December 31, 2013. Credits under this subsection for taxable
23 years that begin before January 1, 2014, may be carried forward to taxable years that
24 begin after December 31, 2013.

1 ***b0012/P5.17*SECTION 1434d.** 71.47 (5rm) (b) (intro.) of the statutes is
2 amended to read:

3 71.47 (5rm) (b) *Filing claims.* (intro.) Subject to the limitations provided in
4 this subsection, for taxable years beginning after December 31, 2009, and before
5 January 1, ~~2020~~ 2014, a claimant may claim as a credit against the tax imposed
6 under s. 71.43, up to the amount of the tax, the amount determined as follows, except
7 that the maximum amount that a claimant may claim in a taxable year under this
8 subsection is \$300,000:

9 ***b0012/P5.17*SECTION 1434e.** 71.47 (5rm) (d) of the statutes is renumbered
10 71.47 (5rm) (d) 1.

11 ***b0012/P5.17*SECTION 1434f.** 71.47 (5rm) (d) 2. of the statutes is created to
12 read:

13 71.47 (5rm) (d) 2. No credit may be claimed under this subsection for taxable
14 years beginning after December 31, 2013. Credits under this subsection for taxable
15 years that begin before January 1, 2014, may be carried forward to taxable years that
16 begin after December 31, 2013.

17 ***b0012/P5.17*SECTION 1434i.** 71.47 (8r) (d) of the statutes is renumbered
18 71.47 (8r) (d) 1.

19 ***b0012/P5.17*SECTION 1434j.** 71.47 (8r) (d) 2. of the statutes is created to
20 read:

21 71.47 (8r) (d) 2. No credit may be claimed under this subsection for taxable
22 years beginning after December 31, 2013.

23 ***b0012/P5.17*SECTION 1434k.** 71.47 (9s) (b) of the statutes is amended to
24 read:

1 71.47 (9s) (b) *Filing claims*. Subject to the limitations provided under this
2 subsection, for taxable years beginning after December 31, 2010, and before January
3 1, 2014, for 2 consecutive taxable years beginning with the taxable year in which the
4 claimant's business locates to this state from another state or another country and
5 begins doing business in this state, a claimant may claim as a credit against the taxes
6 imposed under s. 71.43, up to the amount of the taxes, the amount of the claimant's
7 tax liability under this subchapter after applying all other allowable credits,
8 deductions, and exclusions.

9 ***b0012/P5.17*SECTION 1434L.** 71.47 (9s) (d) 3. of the statutes is created to
10 read:

11 71.47 (9s) (d) 3. No credit may be claimed under this subsection for taxable
12 years beginning after December 31, 2013. Credits under this subsection for taxable
13 years that begin before January 1, 2014, may be carried forward to taxable years that
14 begin after December 31, 2013.”.

15 ***b0015/P6.3*697.** Page 718, line 10: after that line insert:

16 **“*b0015/P6.3*SECTION 1434t.** 71.61 (6) of the statutes is amended to read:

17 71.61 (6) PROHIBITION OF NEW CLAIMS. For taxable years beginning after
18 December 31, 2009, no new claims for a credit may be filed under ss. 71.57 to 71.61,
19 but if an otherwise eligible claimant is subject to a farmland preservation agreement,
20 as defined in s. 91.01 (7), 2007 stats., that is in effect on July 1, 2010, the claimant
21 may continue to file a claim for the credit under ss. 71.57 to 71.61 until the farmland
22 preservation agreement expires, except that no claimant who files a claim under ss.
23 71.57 to 71.61 may file a claim under s. 71.613 or apply for a grant under s. 91.90.”.

24 ***b0092/2.4*698.** Page 718, line 10: after that line insert:

1 ***b0092/2.4*SECTION 1434g.** 71.47 (6n) (d) of the statutes is renumbered 71.47
2 (6n) (d) 1.

3 ***b0092/2.4*SECTION 1434h.** 71.47 (6n) (d) 2. of the statutes is created to read:
4 71.47 (6n) (d) 2. No credit may be claimed under this subsection for taxable
5 years beginning after December 31, 2012. Credits under this subsection for taxable
6 years that begin before January 1, 2013, may be carried forward to taxable years that
7 begin after December 31, 2012.”.

8 ***b0301/1.3*699.** Page 718, line 10: after that line insert:

9 ***b0301/1.3*SECTION 1434e.** 71.47 (6) (a) of the statutes is renumbered 71.47
10 (6) (a) (intro.) and amended to read:

11 71.47 (6) (a) (intro.) Any person may credit against taxes otherwise due under
12 this chapter, up to the amount of those taxes, an amount equal to ~~5%~~ one of the
13 following percentages of the costs of qualified rehabilitation expenditures, as defined
14 in section 47 (c) (2) of the ~~internal revenue code~~ Internal Revenue Code, for certified
15 historic structures on property located in this state if the physical work of
16 construction or destruction in preparation for construction begins after December
17 31, 1988, and the rehabilitated property is placed in service after June 30, 1989.:

18 ***b0301/1.3*SECTION 1434ec.** 71.47 (6) (a) 1. of the statutes is created to read:
19 71.47 (6) (a) 1. For taxable years beginning before January 1, 2013, 5 percent.

20 ***b0301/1.3*SECTION 1434ef.** 71.47 (6) (a) 2. of the statutes is created to read:
21 71.47 (6) (a) 2. For taxable years beginning after December 31, 2012, 10
22 percent.”.

23 ***b0140/2.2*700.** Page 718, line 11: delete lines 11 to 23 and substitute:

24 ***b0140/2.2*SECTION 1435c.** 71.613 (3) (f) of the statutes is amended to read:

1 71.613 (3) (f) The maximum amount of the credits that may be claimed under
2 this section in any the 2011–2012 fiscal year and the 2012–2013 fiscal year is
3 \$27,007,200. If the total amount of eligible claims exceed this amount, the excess
4 claims shall be paid in the next succeeding fiscal year to ensure that the limit
5 specified in this paragraph is not exceeded.”.

6 ***b0015/P6.4*701.** Page 718, line 23: after that line insert:

7 **“*b0015/P6.4*SECTION 1437e.** 71.613 (5) of the statutes is created to read:

8 71.613 (5) PROHIBITION OF NEW CLAIMS. For taxable years beginning after
9 December 31, 2013, no new claims for a credit may be filed under this section. If an
10 otherwise eligible claimant is subject to a farmland preservation agreement that is
11 entered into after July 1, 2009, and before the effective date of this subsection ...
12 [LRB inserts date], the claimant may continue to claim the benefit for the credit that
13 the claimant would otherwise be eligible for under this section, until the farmland
14 preservation agreement expires, by filing a claim for a grant under s. 91.90.”.

15 ***b0140/2.3*702.** Page 718, line 23: after that line insert:

16 **“*b0140/2.3*SECTION 1437c.** 71.613 (3) (g) of the statutes is amended to read:

17 71.613 (3) (g) For the 2011–2012 fiscal year, and for ~~every succeeding the~~
18 2012–2013 fiscal year, the department shall prorate the per acre amounts specified
19 in sub. (2) based on the department’s estimated amount of eligible claims that will
20 be filed for that fiscal year, and to account for any excess claims from the preceding
21 fiscal year that are required to be paid under par. (f).”.

22 ***b0097/2.30*703.** Page 719, line 4: after that line insert:

23 **“*b0097/2.30*SECTION 1438c.** 71.65 (4) of the statutes is repealed.”.

24 ***b0009/P3.1*704.** Page 719, line 19: after that line insert:

1 ***b0009/P3.1*SECTION 1440e.** 71.82 (1) (b) of the statutes is amended to read:

2 71.82 (1) (b) Except as otherwise specifically provided, in crediting
3 overpayments of income and surtaxes against underpayments or against taxes to be
4 subsequently collected and in certifying refunds of such taxes interest shall be added
5 at the rate of ~~9%~~ 3 percent per year from the date on which such taxes when assessed
6 would have become delinquent if unpaid to the date on which such overpayment was
7 certified for refund except that if any overpayment of tax is certified for refund within
8 90 days after the last date prescribed for filing the return of such tax or 90 days after
9 the date of actual filing of the return of such tax, whichever occurs later, no interest
10 shall be allowed on such overpayment. For purposes of this section the return of such
11 tax shall not be deemed actually filed by an employee unless and until the employee
12 has included the written statement required to be filed under s. 71.65 (1). However
13 when any part of a tax paid on an estimate of income, whether paid in connection with
14 a tentative return or not, is refunded or credited to a taxpayer, such refund or credit
15 shall not draw interest.”.

16 ***b0015/P6.5*705.** Page 719, line 19: after that line insert:

17 ***b0015/P6.5*SECTION 1440t.** 71.78 (11) of the statutes is created to read:

18 71.78 (11) DISCLOSURE OF INFORMATION CONCERNING GRANT ELIGIBILITY. The
19 department may disclose to the department of agriculture, trade and consumer
20 protection whether any person in the household of a person who applies for a grant
21 under s. 91.90 has claimed a credit under subch. VIII of this chapter.”.

22 ***b0097/2.31*706.** Page 719, line 19: after that line insert:

23 ***b0097/2.31*SECTION 1440c.** 71.78 (4) (i) of the statutes is repealed.

24 ***b0097/2.31*SECTION 1440d.** 71.80 (13) of the statutes is repealed.”.

1 ***b0096/2.1*707.** Page 720, line 18: delete “or the” and substitute “, the”.

2 ***b0096/2.2*708.** Page 720, line 19: after “under subch. VIII” insert “, the
3 farmland preservation credit under subch. IX, or any refundable credit under ss.
4 71.07, 71.28, or 71.47”.

5 ***b0096/2.3*709.** Page 720, line 20: on lines 20 and 23, delete “an individual”
6 and substitute “a person”.

7 ***b0096/2.4*710.** Page 721, line 1: on lines 1 and 5, delete “An individual” and
8 substitute “A person”.

9 ***b0096/2.5*711.** Page 721, line 4: on lines 4, 7 and 11, delete “individual” and
10 substitute “person”.

11 ***b0096/2.6*712.** Page 721, line 9: delete “an”.

12 ***b0096/2.8*713.** Page 721, line 10: on lines 10 and 12, delete “he or she” and
13 substitute “the person”.

14 ***b0096/2.7*714.** Page 721, line 10: delete “individual” and substitute “a
15 person”.

16 ***b0009/P3.2*715.** Page 721, line 12: after that line insert:

17 **“*b0009/P3.2*SECTION 1444d.** 71.90 (1) of the statutes is amended to read:

18 71.90 (1) DEPOSIT. The department shall notify any person who files a petition
19 for redetermination that the person may deposit the amount of an additional
20 assessment, including any interest or penalty, with the department, or with a person
21 that the department prescribes, at any time before the department makes its
22 redetermination. The department shall notify spouses jointly except that, if the
23 spouses have different addresses and if either spouse notifies the department in

1 writing of those addresses, the department shall serve a duplicate of the original
2 notice on the spouse who has the address other than the address to which the original
3 notice was sent. Amounts deposited under this subsection shall be subject to the
4 interest provided by s. 71.82 only to the extent of the interest accrued prior to the first
5 day of the month succeeding the date of deposit. Any deposited amount which is
6 refunded shall bear interest at the rate of ~~9%~~ 3 percent per year during the time the
7 funds were on deposit. A person may also pay any portion of an assessment which
8 is admitted to be correct and the payment shall be considered an admission of the
9 validity of that portion of the assessment and may not be recovered in an appeal or
10 in any other action or proceeding.”.

11 ***b0095/P2.1*716.** Page 723, line 20: delete “Wisconsin child support debt”
12 and substitute “Debt under s. 49.855 (1).”.

13 ***b0095/P2.2*717.** Page 724, line 11: after “Tax” insert “and nontax”.

14 ***b0095/P2.3*718.** Page 724, line 11: after “states” insert “, and of the local
15 governmental units within those states,”.

16 ***b0019/P5.7*719.** Page 724, line 19: after that line insert:

17 **“*b0019/P5.7*SECTION 1453d.** 71.98 (3) of the statutes is created to read:

18 71.98 (3) DEPRECIATION, DEPLETION, AND AMORTIZATION. For taxable years
19 beginning after December 31, 2013, and for purposes of computing depreciation,
20 depletion, and amortization, the Internal Revenue Code means the federal Internal
21 Revenue Code in effect on January 1, 2014.

22 ***b0019/P5.7*SECTION 1453e.** 71.98 (4) of the statutes is created to read:

23 71.98 (4) EXPENSING OF DEPRECIABLE BUSINESS ASSETS. For taxable years
24 beginning after December 31, 2013, sections 179, 179A, 179B, 179C, 179D, and 179E

JK

1 of the Internal Revenue Code and related to expensing of depreciable business
2 assets. For purposes of this subsection, the Internal Revenue Code means the federal
3 Internal Revenue Code in effect for the year in which property is placed in service.”.

4 *b0364/P1.1*720. Page 724, line 19: after that line insert:

5 “*b0364/P1.1*SECTION 1453d. 72.36 of the statutes is created to read:

6 **72.36 Sunset.** The tax imposed under this chapter does not apply to deaths
7 occurring after December 31, 2012, unless the federal estate tax law is modified to
8 provide a federal estate tax credit for state death taxes.”.

9 *b0378/2.3*721. Page 724, line 19: after that line insert:

10 “*b0378/2.3*SECTION 1453e. 71.98 (3) of the statutes is created to read:

11 71.98 (3) ⁽⁵⁾ ^(b) GAIN FROM SMALL BUSINESS STOCK. For stock acquired after December
12 31, 2013, section 1202 of the Internal Revenue Code, as amended to December 31,
13 2012, related to the exclusion for gain from certain small business stock.”.

14 *b0095/P2.4*722. Page 725, line 12: after “states” insert “, and of the local
15 governmental units within those states,”.

16 *b0092/2.5*723. Page 726, line 22: delete the material beginning with that
17 line and ending with page 727, line 6.

18 *b0368/P1.1*724. Page 727, line 6: after that line insert:

19 “*b0368/P1.1*SECTION 1460d. 73.03 (71) of the statutes is created to read:

20 73.03 (71) (a) To determine the amount of additional revenue that the
21 department collected from the taxes imposed under subch. III of ch. 77 as a result of
22 any federal law to expand the state’s authority to require out-of-state retailers to
23 collect and remit the taxes imposed under subch. III of ch. 77 on purchases by
24 Wisconsin residents during the first 12 months following the date on which the

1 department begins collecting the additional revenue as a result of a change in federal
2 law.

3 (b) After the department makes the determination under par. (a), the
4 department shall determine how much the individual income tax rates under s.
5 71.06 may be reduced in the following taxable year in order to eliminate the
6 alternative minimum tax under s. 71.08 and decrease individual income tax revenue
7 by the amount determined under par. (a). For purposes of this paragraph, the
8 department shall calculate the tax rate reductions in proportion to the share of gross
9 tax attributable to each of the tax brackets under s. 71.06 in effect during the most
10 recently completed taxable year.

11 (c) The department shall certify the determinations made under pars. (a) and
12 (b) to the secretary of the department of administration, to the governor, and to the
13 legislature and specify with that certification that the elimination of the alternative
14 minimum tax and the new tax rates take effect in the taxable year following the
15 taxable year in which the department makes the certification under this
16 paragraph.”.

17 ***b0098/2.2*725.** Page 727, line 13: after that line insert:

18 ****b0098/2.2*SECTION 1462n.** 73.0301 (1) (d) 12. of the statutes is amended to
19 read:

20 73.0301 (1) (d) 12. A license issued under s. 628.04, 628.92 (1), 632.69 (2), or
21 633.14, a registration under s. 628.92 (2), or a temporary license issued under s.
22 628.09.”.

23 ***b0373/P2.1*726.** Page 728, line 2: delete “to a” and substitute “to an audit”.

24 ***b0373/P2.2*727.** Page 728, line 8: after “prior” insert “audit”.

1 ***b0373/P2.3*728.** Page 728, line 10: after “current” insert “audit”.

2 ***b0373/P2.4*729.** Page 728, line 11: after “prior” insert “audit”.

3 ***b0373/P2.5*730.** Page 728, line 12: after “prior” insert “audit”.

4 ***b0373/P2.6*731.** Page 728, line 14: after “to the” insert “audit”.

5 ***b0373/P2.7*732.** Page 728, line 18: after “prior” insert “audit”.

6 ***b0373/P2.8*733.** Page 728, line 19: delete “with a” and substitute “with an
7 audit”.

8 ***b0373/P2.9*734.** Page 728, line 21: delete “determination” and substitute
9 “audit determination”.

10 ***b0373/P2.10*735.** Page 728, line 25: delete “with a” and substitute “with an
11 audit”.

12 ***b0373/P2.11*736.** Page 729, line 1: delete that line and substitute “give the
13 department employee adequate and accurate information regarding the tax issue in
14 the prior audit determination or if the tax issue was”.

15 ***b0373/P2.12*737.** Page 729, line 2: after “settled” insert “in the prior audit
16 determination”.

17 ***b0374/P3.1*738.** Page 729, line 23: after that line insert:

18 **“*b0374/P3.1*SECTION 1467g.** 76.24 (2) (am) of the statutes is renumbered
19 76.24 (2) (am) 1.

20 ***b0374/P3.1*SECTION 1467h.** 76.24 (2) (am) 2. of the statutes is created to
21 read:

22 76.24 (2) (am) 2. If a municipality received a distribution under subd. 1. in 2011,
23 the amount that the municipality receives under subd. 1. in 2013, and in each year

JK

1 thereafter, shall be no less than the amount received in 2011, except that, if the
2 annual amount of the tax paid under this subchapter by the pipeline company with
3 oil pipeline terminal facilities in the municipality is less than 200 percent of the
4 amount of the payment the municipality received in 2011 attributable to the pipeline
5 company, the amount shall be no less than an amount equal to 50 percent of the
6 annual total tax paid under this subchapter by the pipeline company with oil pipeline
7 terminal facilities in the municipality.”.

8 *b0097/2.32***739**. Page 731, line 16: after that line insert:

9 “*b0097/2.32***SECTION 1473c**. 76.655 (1) of the statutes is amended to read:

10 76.655 (1) DEFINITIONS. In this section, “claimant” means an insurer, as defined
11 in s. 149.10 (5), 2011 stats., who files a claim under this section.

12 *b0097/2.32***SECTION 1473d**. 76.655 (2) of the statutes is amended to read:

13 76.655 (2) FILING CLAIMS. Subject to the limitations provided under this section,
14 for taxable years beginning after December 31, 2005, and before January 1, 2015, a
15 claimant may claim as a credit against the fees imposed under ss. 76.60, 76.63, 76.65,
16 76.66 or 76.67 an amount that is equal to the amount of assessment under s. 149.13,
17 2011 stats., that the claimant paid in the claimant’s taxable year, multiplied by the
18 percentage determined under sub. (3).

19 *b0097/2.32***SECTION 1473e**. 76.655 (3) (a) of the statutes is amended to read:

20 76.655 (3) (a) The department of revenue, in consultation with the office of the
21 commissioner of insurance, shall determine the percentage under sub. (2) for each
22 claimant for each taxable year. The percentage shall be equal to \$5,000,000 divided
23 by the aggregate assessment under s. 149.13, 2011 stats. The office of the
24 commissioner of insurance shall provide to each claimant that participates in the

1 cost of administering the plan the aggregate assessment at the time that it notifies
2 the claimant of the claimant's assessment. The aggregate amount of the credit under
3 this subsection and ss. 71.07 (5g), 71.28 (5g), and 71.47 (5g) for all claimants
4 participating in the cost of administering the plan under ch. 149, 2011 stats., shall
5 not exceed \$5,000,000 in each fiscal year.”.

6 ***b0379/P1.1*740.** Page 731, line 22: after “work stock” insert “and used
7 exclusively in the business of farming”.

8 ***b0258/1.1*741.** Page 733, line 20: after that line insert:

9 **“*b0258/1.1*SECTION 1484d.** 77.52 (2) (a) 6. of the statutes is amended to read:
10 77.52 (2) (a) 6. Laundry, dry cleaning, pressing, and dyeing services, except
11 when performed on raw materials or goods in process destined for sale, except when
12 performed on cloth diapers by a diaper service, and except when the service is
13 performed by the customer through the use of coin-operated, self-service
14 machines.”.

15 ***b0097/2.33*742.** Page 735, line 8: after that line insert:

16 **“*b0097/2.33*SECTION 1488c.** 77.54 (9a) (a) of the statutes is amended to read:
17 77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin
18 Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, ~~the Health~~
19 ~~Insurance Risk-Sharing Plan Authority,~~ the Wisconsin Economic Development
20 Corporation, and the Fox River Navigational System Authority.”.

21 ***b0260/P1.1*743.** Page 735, line 12: delete that line and substitute:

22 **“*b0260/P1.1*SECTION 1492d.** 77.54 (57) (a) 5. of the statutes is amended to
23 read:

1 77.54 (57) (a) 5. “Qualified research” ~~means qualified research as defined~~
2 ~~under section 41 (d) (1) of the Internal Revenue Code~~ has the meaning given in sub.
3 (57d) (a) 4.”.

4 ***b0354/P1.1*744.** Page 737, line 14: after that line insert:

5 **“*b0354/P1.1*SECTION 1497d.** 77.54 (61) of the statutes is created to read:

6 77.54 (61) The sales price from the sale of and the storage, use, or other
7 consumption of the following by a person primarily engaged in commercial printing,
8 not including screen printing or book printing, without publishing, except for gray
9 goods; printing, or printing and binding, books or pamphlets without publishing the
10 books or pamphlets; or performing prepress and postpress services in support of
11 printing activities:

12 (a) Computers and servers that are used to store copies of the product that are
13 sent to a printing press.

14 (b) Tangible personal property purchased from out-of-state sellers that are
15 temporarily stored, remain idle, and not used in this state for not more than 180 days
16 and that are then delivered and used outside of this state.”.

17 ***b0380/P1.1*745.** Page 737, line 20: delete lines 20 to 24 and substitute:

18 **“*b0380/P1.1*SECTION 1499d.** 77.585 (10) of the statutes is created to read:

19 77.585 (10) A retailer who receives an exemption certificate that complies with
20 s. 77.52 (14) after reporting a sale covered by the exemption certificate as taxable,
21 having paid the tax to the department, and having returned to the buyer in cash or
22 in credit all tax previously paid by the buyer, may claim a deduction on the return
23 filed for the reporting period in which the exemption certificate is received, for the
24 sales price or purchase price previously reported as taxable. This subsection does not

1 apply if the reporting period in which the exemption certificate is received is in a
2 taxable year of the retailer that is subsequent to the taxable year of the retailer in
3 which the sale covered by the exemption certificate occurred. For purposes of this
4 subsection, the taxable year of the retailer is the same as the retailer’s taxable year
5 under ch. 71.”.

6 ***b0361/P2.2*746.** Page 738, line 22: after that line insert:

7 ****b0361/P2.2*SECTION 1500b.** 77.59 (6) (b) of the statutes is amended to read:

8 77.59 (6) (b) Appeals from the department’s redeterminations shall be
9 governed by the statutes applicable to income or franchise tax appeals but all appeals
10 from decisions of the tax appeals commission with respect to the taxes imposed by
11 this subchapter shall be appealed to the circuit court for Dane County or to the circuit
12 court for the county where the taxpayer’s commercial domicile, as defined in s. 71.01
13 (1b), is located, where the taxpayer owns other property, or where the taxpayer
14 transacts business in this state.”.

15 ***b0006/P2.1*747.** Page 739, line 4: after that line insert:

16 ****b0006/P2.1*SECTION 1501d.** 77.92 (1) of the statutes is repealed.

17 ***b0006/P2.1*SECTION 1501e.** 77.92 (4) of the statutes is repealed.

18 ***b0006/P2.1*SECTION 1501f.** 77.92 (4m) of the statutes is repealed.

19 ***b0006/P2.1*SECTION 1501g.** 77.92 (5) of the statutes is repealed.

20 ***b0006/P2.1*SECTION 1501h.** 77.93 (2) of the statutes is repealed.

21 ***b0006/P2.1*SECTION 1501i.** 77.93 (3) of the statutes is repealed.

22 ***b0006/P2.1*SECTION 1501k.** 77.93 (5) of the statutes is repealed.

23 ***b0006/P2.1*SECTION 1501L.** 77.94 (1) (intro.) and (a) of the statutes are
24 consolidated, renumbered 77.94 (1) and amended to read:

1 77.94 (1) (intro.) Except as provided in sub. (2), ~~for taxable years beginning~~
2 ~~after December 31, 1999~~, the surcharge imposed under s. 77.93 is calculated as
3 follows:

4 ~~(a) On a corporation under s. 77.93 (1) and (4)~~, an amount equal to the amount
5 calculated by multiplying gross tax liability for the taxable year of the corporation
6 by 3%, or in the case of a tax-option corporation an amount equal to the amount
7 calculated by multiplying net income under s. 71.34 by 0.2%, up to a maximum of
8 \$9,800, or \$25, whichever is greater.

9 ***b0006/P2.1*SECTION 1501m.** 77.94 (1) (b) of the statutes is repealed.

10 ***b0006/P2.1*SECTION 1501n.** 77.94 (2) (a) 2. of the statutes is amended to
11 read:

12 77.94 (2) (a) 2. “Ceases to do business” includes but is not limited to a change
13 in corporate form, ~~the death of an individual~~ and the occurrence of any event that
14 creates a short taxable year for purposes of the taxes under ch. 71.

15 ***b0006/P2.1*SECTION 1501p.** 77.94 (2) (b) (intro.) of the statutes is amended
16 to read:

17 77.94 (2) (b) (intro.) If an entity ~~under s. 77.93 (1) to (4)~~ begins to do business
18 in this state after the beginning of its taxable year or ceases to do business in this
19 state before the end of its taxable year, subject to the maximum and minimum
20 surcharge, the surcharge imposed on it under s. 77.93 is calculated as follows:

21 ***b0006/P2.1*SECTION 1501q.** 77.94 (2) (b) 1. of the statutes is amended to
22 read:

23 77.94 (2) (b) 1. Multiply its gross tax liability ~~or net business income~~ for the
24 taxable year by a fraction the numerator of which is 365 and, if the entity begins to
25 do business in this state after the beginning of its taxable year, the denominator of

1 which is the number of days from the day that it begins to do business in this state
2 until the end of its taxable year and, if the entity ceases to do business in this state
3 before the end of its taxable year, the denominator of which is the number of days
4 from the beginning of its taxable year until the day that it ceases to do business in
5 this state and, if the entity both begins to do business in this state after the beginning
6 of its taxable year and ceases to do business in this state before the end of its taxable
7 year, the denominator of which is the number of days from the day that it begins to
8 do business in this state to the day that it ceases to do business in this state.

9 ***b0006/P2.1*SECTION 1501r.** 77.947 of the statutes is repealed.

10 ***b0006/P2.1*SECTION 1501s.** 77.96 (5) of the statutes is amended to read:

11 77.96 (5) Each person subject to a surcharge under s. 77.93 shall, on or before
12 the due date, including extensions, for filing under ch. 71, file an accurate statement
13 of its gross tax liability ~~or net business income~~. Payments made after the due date
14 under sub. (2) and on or before the due date under this subsection are not delinquent
15 but are subject to interest at the rate of 12% per year.”.

16 ***b0102/2.1*748.** Page 739, line 4: after that line insert:

17 **“*b0102/2.1*SECTION 1501g.** 77.88 (3g) of the statutes is created to read:

18 77.88 (3g) WITHDRAWAL FOR CONSTRUCTION OF A RESIDENCE. (a) In this
19 subsection, “parcel” means the acreage of contiguous land that is under the same
20 ownership and that is described in the application for designation of that land as
21 managed forest land.

22 (am) Except as provided in par. (b), upon the request of an owner to withdraw
23 at least one acre of the owner’s land as managed forest land, the department shall
24 order withdrawal of the land if all of the following apply:

1 1. The purpose for which the owner requests that the department withdraw the
2 land is to construct a human residence.

3 2. The land was designated as managed forest land before October 11, 1997.

4 3. If the land is not subject to a city, village, town, or county zoning ordinance
5 that establishes a minimum acreage for the construction of a human residence, the
6 owner requests that the department withdraw not more than 3 acres of land.

7 4. If the land is subject to a city, village, town, or county zoning ordinance that
8 establishes a minimum acreage for the construction of a human residence that is
9 more than one acre, the owner requests that the department withdraw not more than
10 the acreage of land required by the applicable zoning ordinance for construction of
11 a human residence.

12 (b) The department may not order withdrawal of land under par. (am) from a
13 parcel of managed forest land if the department has previously ordered withdrawal
14 of land under par. (am) from that parcel of managed forest land.

15 ***b0102/2.1*SECTION 1501k.** 77.88 (8) (b) of the statutes is amended to read:

16 77.88 (8) (b) The department may not order withdrawal of land remaining after
17 a transfer of ownership is made under par. (a) 1., 2., or 3. or, after a lease is entered
18 into under par. (a) 3., or after the department orders withdrawal of land under sub.
19 (3g) (am) unless the remainder fails to meet the eligibility requirements under s.
20 77.82 (1).”.

21 ***b0244/3.2*749.** Page 739, line 19: after that line insert:

22 **“*b0244/3.2*SECTION 1503g.** 77.994 (3) of the statutes is renumbered 77.994
23 (3) (a).

24 ***b0244/3.2*SECTION 1503h.** 77.994 (3) (b) of the statutes is created to read:

1 77.994 (3) (b) 1. Subject to subd. 2., any municipality that enacted an ordinance
2 imposing the tax under sub. (1) that became effective before January 1, 2000, may
3 amend the ordinance to increase the tax rate under this section to a maximum of 1.25
4 percent. The amended ordinance is effective on the dates provided under s. 77.9941
5 (1).

6 2. Before an amendment to an ordinance that is described in subd. 1. may take
7 effect, all of the following must occur:

8 a. The governing body of the municipality must adopt a resolution proclaiming
9 its intent to increase the rate of premier resort area tax.

10 b. The resolution must be approved by a majority of the electors in the
11 municipality voting on the resolution at a referendum, to be held at the first spring
12 primary or election or partisan primary or general election following by at least 70
13 days the date of adoption of the resolution.”.

14 ***b0067/P2.1*750.** Page 741, line 10: delete the material beginning with that
15 line and ending with page 742, line 2, and substitute:

16 **“*b0067/P2.1*SECTION 1511d.** 79.05 (6) (c) of the statutes is created to read:

17 79.05 (6) (c) If a municipality receives payments from another governmental
18 unit for providing a service to that other governmental unit, pursuant to a contract
19 with the municipality, the municipality receiving the payments shall not include the
20 amounts of the payments in its budget for the year in which it receives the payments,
21 for the purpose of determining eligibility under sub. (2) (c).”.

22 ***b0093/P1.1*751.** Page 742, line 18: after that line insert:

23 **“*b0093/P1.1*SECTION 1513d.** 79.10 (2) (a) of the statutes is amended to read:

1 79.10 (2) (a) On or before ~~December 1~~ November 20 of the year preceding the
2 distribution under sub. (7m) (a) or (cm), the department of revenue shall notify the
3 clerk of each town, village and city of the estimated fair market value, as determined
4 under sub. (11) (c), to be used to calculate the lottery and gaming credit under sub.
5 (5) and of the amount to be distributed to it under sub. (7m) (a) or (cm). The
6 anticipated receipt of such distribution shall not be taken into consideration in
7 determining the tax rate of the municipality but shall be applied as tax credits.

8 ***b0093/P1.1*SECTION 1513e.** 79.10 (2) (b) of the statutes is amended to read:

9 79.10 (2) (b) On or before ~~December 1~~ November 20 of the year preceding the
10 distribution under sub. (7m) (c) or (cm), the department of revenue shall notify the
11 clerk of each town, village, and city of the estimated fair market value, as determined
12 under sub. (11) (d), used to calculate the first dollar credit under sub. (5m) and of the
13 amount to be distributed to it under sub. (7m) (c) or (cm). The anticipated receipt of
14 such distribution shall not be taken into consideration in determining the tax rate
15 of the municipality but shall be applied as tax credits.”.

16 ***b0093/P1.2*752.** Page 742, line 23: after that line insert:

17 **“*b0093/P1.2*SECTION 1514c.** 79.10 (9) (b) of the statutes is amended to read:

18 79.10 (9) (b) *Property tax relief credit.* Except as provided in ss. 79.175 and
19 79.18, every property taxpayer of the municipality having assessed property shall
20 receive a tax credit in an amount determined by applying the percentage of the
21 amount of the value of property assessed to the taxpayer to the amount of the
22 distribution to be made to the municipality under sub. (7m) (a), as stated in the
23 ~~December 1~~ November 20 notification from the department of revenue, except that

1 no taxpayer may receive a credit larger than the total amount of property taxes to
2 be paid on each parcel for which tax is levied for that year by that taxpayer.

3 ***b0093/P1.2*SECTION 1514d.** 79.10 (11) (b) of the statutes is amended to read:

4 79.10 (11) (b) Before October 16 1, the department of administration shall
5 determine the total funds available for distribution under the lottery and gaming
6 credit in the following year and shall inform the joint committee on finance of that
7 total. Total funds available for distribution shall be all moneys projected to be
8 transferred to the lottery fund under ss. 20.455 (2) (g) and 20.505 (8) (am), (g) and
9 (jm) and all existing and projected lottery proceeds and interest for the fiscal year of
10 the distribution, less the amount estimated to be expended under ss. 20.455 (2) (r),
11 20.566 (2) (r), and 20.835 (2) (q) and less the required reserve under s. 20.003 (5).
12 The joint committee on finance may revise the total amount to be distributed if it does
13 so at a meeting that takes place before ~~November 1~~ October 16. If the joint committee
14 on finance does not schedule a meeting to take place before ~~November 1~~ October 16,
15 the total determined by the department of administration shall be the total amount
16 estimated to be distributed under the lottery and gaming credit in the following year.

17 ***b0093/P1.2*SECTION 1514e.** 79.10 (11) (c) of the statutes is amended to read:

18 79.10 (11) (c) Before ~~November 1~~ October 16, the department of administration
19 shall inform the department of revenue of the total amount available for distribution
20 under the lottery and gaming credit in the following year. Before ~~December 1~~–
21 November 20, the department of revenue shall calculate, to the nearest \$100, the
22 estimated fair market value necessary to distribute the total amount available for
23 distribution under the lottery and gaming credit in the following year.

24 ***b0093/P1.2*SECTION 1514f.** 79.10 (11) (d) of the statutes is amended to read:

1 79.10 (11) (d) Before ~~December 1~~ November 20, the department of revenue
2 shall calculate, to the nearest \$100, the estimated fair market value necessary to
3 distribute the total amount available for distribution under s. 79.15.”.

4 ***b0115/P1.1*753.** Page 742, line 23: after that line insert:

5 ****b0115/P1.1*SECTION 1514f.** 79.14 of the statutes is amended to read:

6 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b), for
7 the payments under s. 79.10 (4), is \$319,305,000 in 1994, 1995, and 1996;
8 \$469,305,000 beginning in 1997 and ending in 2006; \$593,050,000 in 2007;
9 \$672,400,000 in 2008; \$747,400,000 in 2009; and \$732,550,000 in 2010, 2011, and
10 2012; and \$747,400,000 in 2013 and in each year thereafter.”.

11 ***b0201/P1.1*754.** Page 743, line 12: after that line insert:

12 ****b0201/P1.1*SECTION 1515m.** 84.01 (13) of the statutes is amended to read:

13 84.01 (13) ENGINEERING SERVICES. The department may engage such
14 engineering, consulting, surveying, or other specialized services as it deems
15 advisable. Any engagement of services under this subsection is exempt from ss.
16 16.70 to 16.75, 16.755 to 16.82, and 16.85 to 16.89, but ss. 16.528, 16.752, 16.753, and
17 16.754 apply to such engagement. Any engagement involving an expenditure of
18 \$3,000 or more shall be by formal contract approved by the governor. The
19 department shall ~~conduct a uniform cost-benefit analysis, as defined in s. 16.70 (3g),~~
20 ~~of each proposed engagement under this subsection that involves an estimated~~
21 ~~expenditure of more than \$25,000 in accordance with standards prescribed by rule~~
22 ~~of the department. The department shall review periodically, and before any~~
23 ~~renewal, the continued appropriateness of contracting pursuant to each engagement~~
24 ~~under this subsection that involves an estimated expenditure of more than \$25,000.”.~~