

## Chapter Tax 2

## INCOME TAXATION, RETURNS, RECORDS AND GROSS INCOME

Tax 2.01	Residence	Tax 2.44	Permission to change basis of allocation
Tax 2.03	Corporation returns	Tax 2.45	Apportionment in special cases
Tax 2.04	Information returns; forms WT-9, 9b and 9x for corporations	Tax 2.46	Apportionment of business income of interstate air carriers
Tax 2.045	Information returns; forms 9c for employers of nonresident entertainers, entertainment corporations or athletes	Tax 2.47	Apportionment of net business income of interstate motor carriers of property
Tax 2.05	Information returns; forms 8 for corporations	Tax 2.48	Apportionment of net business incomes of interstate pipeline companies
Tax 2.06	Information returns required of partnerships and persons other than corporations	Tax 2.49	Apportionment of net business incomes of interstate finance companies
Tax 2.07	Income tax returns of dissolved corporations	Tax 2.50	Apportionment of net business incomes of interstate public utilities
Tax 2.08	Returns of persons other than corporations	Tax 2.51	Rent received by corporations from Wisconsin real estate
Tax 2.085	Claim for refund on behalf of a deceased taxpayer	Tax 2.53	Stock dividends and stock rights received by corporations
Tax 2.09	Reproduction of income tax forms	Tax 2.56	Insurance proceeds received by corporations
Tax 2.10	Copies of federal returns, statements, schedules, documents, etc. to be filed with Wisconsin returns	Tax 2.57	Annuity payments received by corporations
Tax 2.11	Credit for sales and use tax paid on fuel and electricity	Tax 2.60	Dividends on stock sold "short" by corporations
Tax 2.12	Amended income and franchise tax returns	Tax 2.61	Building and loan dividends on instalment shares received by corporations
Tax 2.13	Moving expenses	Tax 2.63	Dividends accrued on stock
Tax 2.14	Aggregate personal exemptions	Tax 2.65	Interest received by corporations
Tax 2.15	Methods of accounting for corporations	Tax 2.69	Income from Wisconsin business
Tax 2.16	Changes in method of accounting for corporations	Tax 2.70	Gain or loss on capital assets of corporations; basis of determining
Tax 2.17	Cash method of accounting for corporations	Tax 2.72	Exchanges of property by corporations generally
Tax 2.18	Accrual method of accounting for corporations	Tax 2.721	Exchanges of property held for productive use or investment by corporations
Tax 2.19	Instalment method of accounting for corporations	Tax 2.73	Involuntary conversion by corporations
Tax 2.20	Accounting for acceptance corporations, dealers in commercial paper, mortgage discount companies and small loan companies	Tax 2.74	Gain or loss on disposition of property by corporations; adjustments to basis
Tax 2.21	Accounting for incorporated contractors	Tax 2.75	Recoveries by corporations
Tax 2.22	Accounting for incorporated dealers in securities	Tax 2.76	Refunds of taxes to corporations
Tax 2.24	Accounting for incorporated retail merchants	Tax 2.80	Improvements on leased real estate, income to corporate lessor
Tax 2.25	Corporation accounting generally	Tax 2.81	Damages received by corporations
Tax 2.26	"Last in, first out" method of inventorying for corporations	Tax 2.86	Income to corporations from cancellation of government contracts
Tax 2.30	Property located outside Wisconsin—depreciation and sale	Tax 2.90	Withholding; wages
Tax 2.39	Apportionment method	Tax 2.91	Withholding; fiscal year taxpayers
Tax 2.40	Nonapportionable income	Tax 2.92	Withholding tax exemptions
Tax 2.41	Separate accounting method	Tax 2.93	Withholding from wages of a deceased employe and from death benefit payments
Tax 2.42	Apportionment method		
Tax 2.43	Nonapportionable income		

Tax 2.94	Tax sheltered annuities	Tax 2.99	Computing 1975 Wisconsin net taxable income with reference to the internal revenue code in effect on December 31, 1974
Tax 2.96	Extension of time to file corporation franchise or income tax returns		
Tax 2.97	Sale of constant basis assets acquired prior to becoming a Wisconsin resident	Tax 2.991	Computing 1976 Wisconsin net taxable income with reference to the internal revenue code in effect on December 31, 1975
Tax 2.98	Disaster area losses		

**Tax 2.01 Residence.** (section 71.01, Wis. Stats.) (1) The residence of a wife is that of her husband unless there is affirmative evidence to the contrary or unless the husband and wife are permanently separated. The residence of a minor child, unless emancipated, is that of its father, or of the mother, if the father is deceased.

(2) Individuals claiming a change of residence (domicile) from Wisconsin to another state shall file a "declaration of residence" with the Central Audit section of the Department of Revenue by delivery to 4638 University Avenue, Madison, Wisconsin, or by mailing to Post Office Box 80, Madison, Wisconsin 53701, and shall furnish such other information as the department may require.

History: 1-2-56; r. (1); renum. (2) to be (1); renum. (3) to be (2) and am., Register, September, 1964, No. 105, eff. 10-1-64. Am. Register, February, 1975, No. 230, eff. 3-1-75.

**Tax 2.03 Corporation returns.** For the purpose of filing franchise or income tax returns, the secretary of revenue has designated the following forms for the use of corporations:

Form 4. Return of income for the calendar or fiscal year.

Form 4A. Balance sheets as of beginning and end of taxable year; analysis of surplus account; reconciliation of book income with net income reported.

Form 4B. Apportionment data (when applicable to the corporation).

Form 4C. Separate accounting data (when applicable to the corporation).

Form 5. Optional return of income for the calendar or fiscal year (to be used only by corporations whose entire net income is taxable in Wisconsin).

All returns, statements, schedules and information required to be filed or furnished by corporations shall be mailed to the Corporation Section of the Wisconsin Department of Revenue, P. O. Box 98, Madison, Wisconsin 53701 or delivered to the Corporation Section at 4638 University Avenue, Madison, Wisconsin.

Note: Blank forms may be obtained from the department 4638 University Avenue, Madison, or by mail request to P. O. Box 58, Madison, Wisconsin 53701.

History: 1-2-56; am. Register, September, 1964, No. 105, eff. 10-1-64; am. Register, March, 1966, No. 123, eff. 4-1-66; am. Register, February, 1975, No. 230, eff. 3-1-75; am. Register, September, 1977, No. 261, eff. 10-1-77.

**Tax 2.04 Information returns; forms WT-9, 9b, and 9X for corporations.** (sections 71.04 (1) and 71.10 (1), (8m) and (8n), Wis. Stats.)

(1) All corporations carrying on activities within this state, whether taxable or not under chapter 71, Wis. Stats., shall file with the department of revenue, on or before January 31 of each year on forms WT-9 or 9b or on such other forms as may be approved by the department, statements

Register, March, 1978, No. 267

of payments made within the preceding calendar year to residents of Wisconsin of salaries, wages, bonuses, commissions, retirement pay, fees or other remuneration for services whether subject to withholding or

**Next page is numbered 9**