



2009 SENATE BILL 691

April 16, 2010 – Introduced by Senator LEIBHAM. Referred to Committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.

1 **AN ACT** *to amend* 72.01 (11m) and 72.01 (11n); and *to create* 72.36 of the
2 statutes; **relating to:** eliminating the estate tax.

Analysis by the Legislative Reference Bureau

This bill eliminates the state estate tax beginning with deaths occurring on January 1, 2009.

Because this bill relates to an exemption from state or local taxes, it may be referred to the Joint Survey Committee on Tax Exemptions for a report to be printed as an appendix to the bill.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 72.01 (11m) of the statutes is amended to read:
4 72.01 (**11m**) “Federal credit” means, for deaths occurring after September 30,
5 2002, and before January 1, 2008, the federal estate tax credit allowed for state death
6 taxes as computed under the federal estate tax law in effect on December 31, 2000,
7 and for deaths occurring after December 31, 2007, and before January 1, 2009, the

SENATE BILL 691**SECTION 1**

1 federal estate tax credit allowed for state death taxes as computed under the federal
2 estate tax law in effect on the day of the decedent's death.

3 **SECTION 2.** 72.01 (11n) of the statutes is amended to read:

4 72.01 (11n) "Federal estate tax" means, for deaths occurring after September
5 30, 2002, and before January 1, 2008, the federal estate tax as computed under the
6 federal estate tax law in effect on December 31, 2000, and for deaths occurring after
7 December 31, 2007, and before January 1, 2009, the federal estate tax as computed
8 under the federal estate tax law in effect on the day of the decedent's death.

9 **SECTION 3.** 72.36 of the statutes is created to read:

10 **72.36 Sunset.** The tax imposed under this chapter does not apply to deaths
11 occurring after December 31, 2008.

12 (END)