

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-AB843)**

Received: 02/25/2002

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Suder (608) 267-0280**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **shoveme**

May Contact:

Addl. Drafters: **kuesejt  
rmarchan**

Subject: **Tax - individual income  
Elections - campaign finance**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Individual income tax checkoff, campaign finance

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**Instructions:**

Based on SA 12 to SSA 1 to SB 104 (LRB a1162/2)

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	shoveme 02/25/2002	jdycr 02/26/2002		_____			
/1			haugca 02/26/2002	_____	lrb_docadmin 02/26/2002	lrb_docadmin 02/26/2002	

FE Sent For:

<END>

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1?	shoveme	1/2 jld	CH 2-26	CH 2-26 RS			

FE Sent For:

<END>

a1346 //

WANTED:  
TUES 2/26  
8:30AM

id # CS  
RMNR

ASSEMBLY  
~~SENATE~~ AMENDMENT #  
~~TO SENATE SUBSTITUTE AMENDMENT 1,~~  
ASSEMBLY  
TO 2001 ~~SENATE~~ BILL 104 843 ✓

January 29, 2002 Offered by Senators KANAVAS, ROESSLER, WELCH, DARLING and PANZER.

✓  
b14

1 At the locations indicated, amend the ~~substitute amendment~~ as follows:

2 ~~1. Page 47, line 2: delete the material beginning with "supplement" and~~  
3 ~~ending with "Except" on line 3 and substitute "proportionately reduce the amount~~  
4 ~~of the grant payable to each eligible candidate. Unless the amount of a grant is~~  
5 ~~reduced under this subsection and except"~~

6 2. Page 48, line 16: after "(bb)" insert "and sub. (4).".

7 3. Page 49, line 14: delete "If" and substitute "Except as provided in sub. (4),  
8 if".

9 4. Page 50, line 4: delete "If" and substitute "Except as provided in sub. (4), if".

10 5. Page 50, line 12: delete "When" and substitute "Except as provided in sub.  
11 (4), if".

1 ~~6. Page 53, line 10: delete lines 10 to 15.~~

2 ~~7. Page 53, line 18: delete "and (b)"~~

3 8. Page ~~53~~<sup>73</sup>, line ~~20~~<sup>13</sup>: after that line insert: ✓

4 "SECTION ~~1280~~<sup>140</sup> 71.10 (3) (a) (title) of the statutes is created to read:

5 71.10 (3) (a) (title) *Voluntary payments*."

6 9. Page ~~53~~<sup>73</sup>, line ~~21~~<sup>14</sup>: delete that line and substitute:

7 "SECTION ~~1280~~<sup>141f</sup> 71.10 (3) (a) of the statutes is renumbered 71.10 (3) (a) 1. and  
8 amended to read:

9 71.10 (3) (a) 1. 'Designation on return.' ~~Every~~ Any individual filing an income  
10 tax return ~~who has a tax liability or is entitled to a tax refund~~ may designate \$~~1~~ on  
11 the return an additional payment in the amount of \$5 or a deduction from any refund  
12 due that individual in the amount of \$5 for the Wisconsin election campaign fund for  
13 the use of eligible candidates under s. 11.50. ~~If the individuals filing a married couple~~  
14 files a joint return have a tax liability or are entitled to a tax refund, each individual  
15 spouse may make a designation of \$~~1~~ \$5 under this subsection."

16 10. Page ~~54~~<sup>73</sup>, line ~~7~~<sup>15</sup>: delete the material beginning with "71.10 (3) (a)" and  
17 ending with "subsection." on line ~~7~~<sup>19</sup>.

18 11. Page ~~54~~<sup>74</sup>, line ~~12~~<sup>1</sup>: after that line insert:

19 "SECTION ~~1280~~<sup>141g</sup> 71.10 (3) (a) 2. and 3. of the statutes are created to read:

20 71.10 (3) (a) 2. 'Designation added to tax owed.' If the individual owes any tax,  
21 the individual shall remit in full the tax due and an additional \$5 for the Wisconsin  
22 election campaign fund when the individual files a tax return.

23 3. 'Designation deducted from refund.' Except as provided under par. (c) if the  
24 individual is owed a refund for that year after crediting under ss. 71.75 (9) and 71.80

1 (3), the department of revenue shall deduct \$5 for the Wisconsin election campaign  
2 fund from the amount of the refund.”.

3 12. Page ~~54~~<sup>74</sup> line ~~33~~<sup>3</sup>: delete the material beginning with that line and ending  
4 with line ~~36~~<sup>6</sup> and substitute:

5 “SECTION ~~71.10~~<sup>142</sup> (3) (b) of the statutes is renumbered 71.10 (3) (f) and  
6 amended to read:

7 71.10 (3) (f) Administration, certification of amounts confidentiality. The  
8 secretary of revenue shall provide a place for those designations on the face of the  
9 individual income tax return and shall provide next to that place a statement that  
10 a designation will not increase tax”.

11 13. Page ~~44~~<sup>74</sup> line ~~17~~<sup>7</sup>: ~~delete~~ “liability. Annually on August 15” and substitute  
12 ~~liability. Annually on August 15 or reduce a refund.”~~  
*Fix Component* *after insert* *cc*

13 14. Page ~~44~~<sup>74</sup> line ~~20~~<sup>10</sup>: delete “of designations made” and substitute “of received  
14 from all designations made”. *plain*

15 15. Page ~~44~~<sup>74</sup> line ~~20~~<sup>11</sup> after “year” insert “. If any individual attempts to place  
16 any condition or restriction upon a designation, that individual is deemed not to have  
17 made a designation on his or her tax return”.

18 16. Page ~~44~~<sup>74</sup> line ~~26~~<sup>13</sup>: delete the material beginning with “If” and ending with  
19 “return.” on ~~page 44~~<sup>10</sup> line ~~26~~<sup>10</sup> and substitute “Amounts designated for the Wisconsin  
20 election campaign fund under this subsection are not subject to refund to the  
21 taxpayer unless the taxpayer submits information to the satisfaction of the  
22 department of revenue within 18 months after the date taxes are due or the date the  
23 return is filed, whichever is later, that the amount designated is clearly in error. Any  
24 refund granted by the department of revenue under this subdivision shall be

1 deducted from the moneys received under this subsection in the fiscal year that the  
2 refund is certified. The names of persons making designations under this subsection  
3 shall be strictly confidential. ✓ ✓

4 **17.** Page ~~114~~<sup>74</sup>, line ~~11~~<sup>16</sup> after that line insert:

5 "SECTION ~~1201~~<sup>(142)</sup>. 71.10 (3) (bm) of the statutes is created to read:

6 71.10 (3) (bm) *Errors; failure to remit correct amount.* If an individual who  
7 owes a tax fails to remit an amount equal to or in excess of the total of the actual tax  
8 due, after error corrections, and the amount designated on the return for the  
9 Wisconsin election campaign fund, the designation for the Wisconsin election  
10 campaign fund is void.

11 SECTION ~~1201~~<sup>142</sup>. 71.10 (3) (c) of the statutes is repealed and recreated to read:

12 71.10 (3) (c) *Errors; insufficient refund.* If an individual is owed a refund that  
13 does not equal or exceed \$5, after crediting under ss. 71.75 (9) and 71.80 (3) and after  
14 error corrections, the designation for the Wisconsin election campaign fund is void.

15 SECTION ~~1201~~<sup>142</sup>. 71.10 (3) (d) of the statutes is created to read:

16 71.10 (3) (d) *Conditions.* If an individual places any conditions on a designation  
17 for the Wisconsin election campaign fund not authorized under par. (a), the  
18 designation is void.

19 SECTION ~~1201~~<sup>142</sup>. 71.10 (3) (e) of the statutes is created to read:

20 71.10 (3) (e) *Void designation.* If a designation for the Wisconsin election  
21 campaign fund is void, the department of revenue shall disregard the designation  
22 and determine amounts due, owed, refunded and received without regard to the void  
23 designation." ✓

24 **18.** Page ~~114~~<sup>76</sup>, line ~~11~~<sup>8</sup> after that line insert:

1           “(4m) WISCONSIN ELECTION CAMPAIGN FUND DESIGNATIONS. The treatment of  
2       section 71.10 (3) (b), (bm), (c), (d) and (e) of the statutes, the renumbering and  
3       amendment of section 71.10 (3) (a) of the statutes and the creation of section 71.10  
4       (3) (a) (title), 2, and 3. of the statutes first apply to taxable years beginning on  
5       January 1 of the year in which this subsection takes effect, except that, if this  
6       subsection takes effect after July 31, the treatment of section 71.10 (3) of the statutes  
7       first applies to taxable years beginning on January 1 of the year following the year  
8       in which this subsection takes effect.”

9                                   (END)