

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4575/?ins
JK:.....

Insert 12 - 24 ✓

1 SECTION 1. 71.01 (6) (q) of the statutes is created to read:

2 71.01 (6) (q) For taxable years that begin after December 31, 2001, for natural
3 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or
4 reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code
5 as amended to December 31, 2001, excluding sections 103, 104, and 110 of P.L.
6 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
7 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section
8 431 of P.L. 107-16, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L.
9 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L.
10 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
11 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
12 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
13 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202
14 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
15 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.
16 106-170, P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L.
17 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22. The
18 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
19 purposes. Amendments to the federal Internal Revenue Code enacted after
20 December 31, 2001, do not apply to this paragraph with respect to taxable years
21 beginning after December 31, 2001.

22 SECTION 2. 71.01 (7r) of the statutes is renumbered 71.01(7r)(a) and amended
23 to read:

after December 31, 2000, and

2002

1 71.01 (7r) (a) ~~Notwithstanding~~ *2002* For taxable years that begin before January 1,
 2 ~~2000~~, notwithstanding sub. (6), for purposes of computing amortization or
 3 depreciation, "Internal Revenue Code" means either the federal Internal Revenue
 4 Code as amended to December 31, ~~1999~~, *2000*, or the federal Internal Revenue Code in
 5 effect for the taxable year for which the return is filed, except that property that,
 6 under s. 71.02 (2) (d) 12., 1985 stats., is required to be depreciated for taxable year
 7 1986 under the Internal Revenue Code as amended to December 31, 1980, shall
 8 continue to be depreciated under the Internal Revenue Code as amended to
 9 December 31, 1980.

History: 1987 a. 312; 1987 a. 411 ss. 6 to 8, 26, 27, 31; 1989 a. 31, 100, 336; 1991 a. 39, 269; 1993 a. 16, 112, 437; 1995 a. 27, 380, 428; 1997 a. 27, 37, 237; 1999 a. 9, 194.

SECTION 3. 71.01 (7r) (b) of the statutes is created to read:

11 71.01 (7r) (b) For taxable years that begin after December 31, ~~2000~~ *2001*, and before
 12 ~~January 1, 2002~~, notwithstanding sub. (6), for purposes of computing amortization
 13 or depreciation, "Internal Revenue Code" means either the federal Internal Revenue
 14 Code as amended to December 31, ~~2000~~, *2001*, or the federal Internal Revenue Code in
 15 effect for the taxable year for which the return is filed, except that property that,
 16 under s. 71.02 (2) (d) 12., 1985 stats., is required to be depreciated for taxable year
 17 1986 under the Internal Revenue Code as amended to December 31, 1980, shall
 18 continue to be depreciated under the Internal Revenue Code as amended to
 19 December 31, 1980.

SECTION 4. 71.01 (7r) (c) of the statutes is created to read:

21 71.01 (7r) (c) For taxable years that begin after December 31, 2001,
 22 notwithstanding sub. (6), for purposes of computing amortization or depreciation,
 23 "Internal Revenue Code" means either the federal Internal Revenue Code as
 24 amended to December 31, 2001, or the federal Internal Revenue Code in effect for the

1 taxable year for which the return is filed, except that property that, under s. 71.02
 2 (2) (d) 12, 1985 stats., is required to be depreciated for taxable year 1986 under the
 3 Internal Revenue Code as amended to December 31, 1980, shall continue to be
 4 depreciated under the Internal Revenue Code as amended to December 31, 1980.

Insert 23 - 16 ✓

5 **SECTION 5.** 71.22 (4) (q) ✓ of the statutes is created to read:

6 71.22 (4) (q) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
 7 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after
 8 December 31, 2001, means the federal Internal Revenue Code as amended to
 9 December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102-227, sections
 10 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
 11 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section 431 of P.L. 107-16,
 12 and as indirectly affected in the provisions applicable to this subchapter by P.L.
 13 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812
 14 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.
 15 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.
 16 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
 17 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
 18 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
 19 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
 20 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.
 21 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-200, P.L. 106-230, P.L.
 22 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-15, P.L. 107-16, excluding section 431
 23 of P.L. 107-16, and P.L. 107-22. The Internal Revenue Code applies for Wisconsin

1 purposes at the same time as for federal purposes. Amendments to the federal
2 Internal Revenue Code enacted after December 31, 2001, do not apply to this
3 paragraph with respect to taxable years beginning after December 31, 2001.

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4 **SECTION 6.** 71.22 (4m) (o) of the statutes is created to read:

5 71.22 (4m) (o) For taxable years that begin after December 31, 2001, "Internal
6 Revenue Code," for corporations that are subject to a tax on unrelated business
7 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended
8 to December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102-227, sections
9 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
10 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section 431 of P.L. 107-16,
11 and as indirectly affected in the provisions applicable to this subchapter by P.L.
12 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.
13 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
14 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
15 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
16 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
17 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
18 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
19 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-15, P.L.
20 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22. The Internal Revenue
21 Code applies for Wisconsin purposes at the same time as for federal purposes.
22 Amendments to the Internal Revenue Code enacted after December 31, 2001, do not

1 apply to this paragraph with respect to taxable years beginning after
2 December 31, 2001.

Insert 57 - 25

3 **SECTION 7.** 71.26 (2) (b) 17. of the statutes is created to read:

4 71.26 (2) (b) 17. For taxable years that begin after December 31, 2001, for a
5 corporation, conduit, or common law trust which qualifies as a regulated investment
6 company, real estate mortgage investment conduit, real estate investment trust, or
7 financial asset securitization investment trust under the Internal Revenue Code as
8 amended to December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102-227,
9 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections
10 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section 431 of P.L.
11 107-16, and as indirectly affected in the provisions applicable to this subchapter by
12 P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
13 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
14 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
15 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
16 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
17 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
18 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
19 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-15, P.L.
20 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22, "net income" means
21 the federal regulated investment company taxable income, federal real estate
22 mortgage investment conduit taxable income, federal real estate investment trust
23 or financial asset securitization investment trust taxable income of the corporation,

1 conduit, or trust as determined under the Internal Revenue Code as amended to
2 December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102-227, sections
3 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
4 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section 431 of P.L. 107-16,
5 and as indirectly affected in the provisions applicable to this subchapter by P.L.
6 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.
7 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
8 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
9 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
10 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
11 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
12 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
13 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-15, P.L.
14 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22, except that property
15 that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for
16 taxable years 1983 to 1986 under the Internal Revenue Code as amended to
17 December 31, 1980, shall continue to be depreciated under the Internal Revenue
18 Code as amended to December 31, 1980, and except that the appropriate amount
19 shall be added or subtracted to reflect differences between the depreciation or
20 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
21 under this chapter of any property disposed of during the taxable year. The Internal
22 Revenue Code as amended to December 31, 2001, excluding sections 103, 104, and
23 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
24 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and
25 section 431 of P.L. 107-16, and as indirectly affected in the provisions applicable to

1 this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
 2 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections
 3 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding
 4 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.
 5 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections
 6 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
 7 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
 8 106-36, P.L. 106-170, P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L.
 9 106-573, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
 10 107-22, applies for Wisconsin purposes at the same time as for federal purposes.
 11 Amendments to the Internal Revenue Code enacted after December 31, 2001, do not
 12 apply to this subdivision with respect to taxable years that begin after
 13 December 31, 2001.

14 SECTION 8. 71.26 (3) (y) of the statutes is renumbered 71.26(3) (y) 1. and
 15 amended to read:

16 71.26 (3) (y) 1. ~~For taxable years that begin after December 31, 2000, and~~
 17 before January 1, 2002, a corporation may compute amortization and depreciation
 18 under either the federal Internal Revenue Code as amended to December 31, 1999
 19 2000, or the federal Internal Revenue Code in effect for the taxable year for which
 20 the return is filed, except that property first placed in service by the taxpayer on or
 21 after January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and
 22 (br), 1985 stats., is required to be depreciated under the Internal Revenue Code as
 23 amended to December 31, 1980, and property first placed in service in taxable year
 24 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985
 25 stats., is required to be depreciated under the Internal Revenue Code as amended

1 to December 31, 1980, shall continue to be depreciated under the Internal Revenue
2 Code as amended to December 31, 1980.

History: 1987 a. 312; 1987 a. 411 ss. 22, 124 to 129; 1989 a. 31, 336; 1991 a. 37, 39, 221, 269; 1993 a. 16, 112, 246, 263, 399, 437, 491; 1995 a. 27, 56, 351, 371, 380, 428; 1997 a. 27, 37, 184, 237; 1999 a. 9, 65; 1999 a. 150 s. 672; 1999 a. 167, 194; 2001 a. 16; s. 13.93 (2) (c).

3 **SECTION 9. 71.26(3) (y) 2.** of the statutes is created to read:

4 71.26 (3) (y) 2. For taxable years that begin after December 31, 2001, a
5 corporation may compute amortization and depreciation under either the federal
6 Internal Revenue Code as amended to December 31, 2001, or the federal Internal
7 Revenue Code in effect for the taxable year for which the return is filed, except that
8 property first placed in service by the taxpayer on or after January 1, 1983, but
9 before January 1, 1987, that, under s. 71.04 (15) (b) and (br), 1985 stats., is required
10 to be depreciated under the Internal Revenue Code as amended to
11 December 31, 1980, and property first placed in service in taxable year 1981 or
12 thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is
13 required to be depreciated under the Internal Revenue Code as amended to
14 December 31, 1980, shall continue to be depreciated under the Internal Revenue
15 Code as amended to December 31, 1980.

Insert 70 - 7

16 **SECTION 10. 71.34 (1g) (q)** of the statutes is created to read:

17 71.34 (1g) (q) "Internal Revenue Code" for tax-option corporations, for taxable
18 years that begin after December 31, 2001, means the federal Internal Revenue Code
19 as amended to December 31, 2001, excluding sections 103, 104, and 110 of P.L.
20 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
21 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section
22 431 of P.L. 107-16, and as indirectly affected in the provisions applicable to this
23 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2)

1 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008
 2 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
 3 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
 4 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
 5 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
 6 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
 7 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
 8 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-200, P.L.
 9 106-230, P.L. 106-519, P.L. 106-554, and P.L. 106-573, P.L. 107-15, P.L. 107-16,
 10 excluding section 431 of P.L. 107-16, and P.L. 107-22, except that section 1366 (f)
 11 (relating to pass-through of items to shareholders) is modified by substituting the
 12 tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue
 13 Code applies for Wisconsin purposes at the same time as for federal purposes.
 14 Amendments to the federal Internal Revenue Code enacted after December 31, 2001,
 15 do not apply to this paragraph with respect to taxable years beginning after
 16 December 31, 2001.

17 SECTION 11. 71.365 (1m) of the statutes is renumbered 71.365 (1m) (a) and
 18 amended to read:

19 71.365 (1m) (a) ~~TAX-OPTION CORPORATIONS; DEPRECIATION~~ [✓] For taxable years
 20 that begin after December 31, 2000, and before January 1, 2002, a tax-option
 21 corporation may compute amortization and depreciation under either the federal
 22 Internal Revenue Code as amended to December 31, 1999 2000, or the federal
 23 Internal Revenue Code in effect for the taxable year for which the return is filed,
 24 except that property first placed in service by the taxpayer on or after
 25 January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br),

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

History: 1987 a. 312; 1987 a. 411 ss. 40, 50, 147; 1989 a. 31, 336; 1991 a. 39, 269; 1993 a. 16, 437; 1995 a. 27, 380; 1997 a. 27, 37, 237; 1999 a. 9, 194.

21 **SECTION 12. 71.365 (1m) (b)** of the statutes is created to read:

22 71.365 (1m) (b) ~~TAX-OPTION CORPORATIONS; DEPRECIATION~~ For taxable years that
 23 begin after December 31, 2001, a tax-option corporation may compute amortization
 24 and depreciation under either the federal Internal Revenue Code as amended to

1 December 31, 2001, or the federal Internal Revenue Code in effect for the taxable
2 year for which the return is filed, except that property first placed in service by the
3 taxpayer on or after January 1, 1983, but before January 1, 1987, that, under s.
4 71.04 (15) (b) and (br), 1985 stats., is required to be depreciated under the Internal
5 Revenue Code as amended to December 31, 1980, and property first placed in service
6 in taxable year 1981 or thereafter but before January 1, 1987, that, under s. 71.04
7 (15) (bm), 1985 stats., is required to be depreciated under the Internal Revenue Code
8 as amended to December 31, 1980, shall continue to be depreciated under the
9 Internal Revenue Code as amended to December 31, 1980. Any difference between
10 the adjusted basis for federal income tax purposes and the adjusted basis under this
11 chapter shall be taken into account in determining net income or loss in the year or
12 years for which the gain or loss is reportable under this chapter. If that property was
13 placed in service by the taxpayer during taxable year 1986 and thereafter but before
14 the property is used in the production of income subject to taxation under this
15 chapter, the property's adjusted basis and the depreciation or other deduction
16 schedule are not required to be changed from the amount allowable on the owner's
17 federal income tax returns for any year because the property is used in the
18 production of income subject to taxation under this chapter. If that property was
19 acquired in a transaction in taxable year 1986 or thereafter in which the adjusted
20 basis of the property in the hands of the transferee is the same as the adjusted basis
21 of the property in the hands of the transferor, the Wisconsin adjusted basis of that
22 property on the date of transfer is the adjusted basis allowable under the Internal
23 Revenue Code as defined for Wisconsin purposes for the property in the hands of the
24 transferor.

1 **SECTION 13.** 71.42 (2) (p) of the statutes is created to read:

2 71.42 (2) (p) For taxable years that begin after December 31, 2001, "Internal
3 Revenue Code" means the federal Internal Revenue Code as amended to
4 December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102-227, sections
5 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
6 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section 431 of P.L. 107-16,
7 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73,
8 P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding
9 sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66,
10 excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
11 P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding
12 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191,
13 P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277,
14 P.L. 106-36, P.L. 106-170, P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554,
15 P.L. 106-573, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
16 107-22, except that "Internal Revenue Code" does not include section 847 of the
17 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin
18 purposes at the same time as for federal purposes. Amendments to the federal
19 Internal Revenue Code enacted after December 31, 2001, do not apply to this
20 paragraph with respect to taxable years beginning after December 31, 2001.

21 **SECTION 14.** 71.45 (2) (a) 13. of the statutes is renumbered 71.45 (2) (a) 13. a.
22 and amended to read:

23 71.45 (2) (a) 13. a. By For taxable years that begin after December 31, 2000,
24 and before January 1, 2002, by adding or subtracting, as appropriate, the difference
25 between the depreciation deduction under the federal Internal Revenue Code as

1 amended to December 31, ~~1999~~ 2000, and the depreciation deduction under the
2 federal Internal Revenue Code in effect for the taxable year for which the return is
3 filed, so as to reflect the fact that the insurer may choose between these 2 deductions,
4 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.

History: 1987 a. 312; 1989 a. 31, 336, 359; 1991 a. 37, 39, 269; 1993 a. 16, 112, 263, 437; 1995 a. 27, 56, 371, 380; 1997 a. 27, 37, 237; 1999 a. 9, 65; 1999 a. 150 s. 672; 1999 a. 167, 194; 2001 a. 16; s. 13.93 (2) (c).

12 **SECTION 15. 71.45 (2) (a) 13. b. of the statutes is created to read:**

13 71.45 (2) (a) 13. b. For taxable years that begin after December 31, 2001, by
14 adding or subtracting, as appropriate, the difference between the depreciation
15 deduction under the federal Internal Revenue Code as amended to December 31,
16 2001, and the depreciation deduction under the federal Internal Revenue Code in
17 effect for the taxable year for which the return is filed, so as to reflect the fact that
18 the insurer may choose between these 2 deductions, except that property first placed
19 in service by the taxpayer on or after January 1, 1983, but before January 1, 1987,
20 that, under s. 71.04 (15) (b) and (br), 1985 stats., is required to be depreciated under
21 the Internal Revenue Code as amended to December 31, 1980, and property first
22 placed in service in taxable year 1981 or thereafter but before January 1, 1987, that,
23 under s. 71.04 (15) (bm), 1985 stats., is required to be depreciated under the Internal

- 1 Revenue Code as amended to December 31, 1980, shall continue to be depreciated
- 2 under the Internal Revenue Code as amended to December 31, 1980.

INSERT X

, and before January 1, 2002, except that changes to
the Internal Revenue Code made by P.L. 107-16,
excluding section 431 of P.L. 107-16, and P.L. 107-22
and changes that indirectly affect the provisions
applicable to this subchapter made by P.L. 107-16,
excluding section 431 of P.L. 107-16, and P.L. 107-22
apply for Wisconsin purposes at the same time
as for federal purposes.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4575/1
JK:kmg:ch

2

DOA:.....Koskinen – Internal Revenue Code update

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

in 1-15-02
D-N

DONIT
GEN.

1 AN ACT ...; relating to: references to the Internal Revenue Code for income and
2 franchise tax purposes.

Analysis by the Legislative Reference Bureau

TAXATION

INCOME TAXATION

This bill adopts, for income tax and franchise tax purposes, the changes to the federal Internal Revenue Code made by Public Laws 106-200; 106-230; 106-519; 106-554; 106-573; 107-15; 107-16, excluding the section related to a deduction for higher education expenses; and 107-22.

This bill will be referred to the joint survey committee on tax exemptions for a detailed analysis, which will be printed as an appendix to this 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. 71.01 (6) (g) of the statutes is repealed.

4 SECTION 2. 71.01 (6) (h) of the statutes is amended to read:

1 71.01 (6) (h) For taxable years that begin after December 31, 1992, and before
2 January 1, 1994, for natural persons and fiduciaries, except fiduciaries of nuclear
3 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
4 Internal Revenue Code as amended to December 31, 1992, excluding sections 103,
5 104, and 110 of P.L. 102-227, and as amended by P.L. 103-66, excluding sections
6 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L.
7 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L.
8 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected by P.L.
9 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.
10 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections
11 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding
12 sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103-66,
13 P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and,
14 P.L. 105-277, and P.L. 106-554. The Internal Revenue Code applies for Wisconsin
15 purposes at the same time as for federal purposes. Amendments to the federal
16 Internal Revenue Code enacted after December 31, 1992, do not apply to this
17 paragraph with respect to taxable years beginning after December 31, 1992, and
18 before January 1, 1994, except that changes to the Internal Revenue Code made by
19 P.L. 103-66, P.L. 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L.
20 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and changes that
21 indirectly affect the provisions applicable to this subchapter made by P.L. 103-66,
22 P.L. 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L.
23 105-206 and, P.L. 105-277, and P.L. 106-554, apply for Wisconsin purposes at the
24 same time as for federal purposes.

25 **SECTION 3.** 71.01 (6) (i) of the statutes is amended to read:

1 71.01 (6) (i) For taxable years that begin after December 31, 1993, and before
2 January 1, 1995, for natural persons and fiduciaries, except fiduciaries of nuclear
3 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
4 Internal Revenue Code as amended to December 31, 1993, excluding sections 103,
5 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203
6 (d), and 13215 of P.L. 103-66 and as amended by P.L. 103-296, P.L. 103-337, P.L.
7 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding
8 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206
9 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected by P.L. 99-514, P.L.
10 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
11 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and
12 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
13 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103-66, P.L. 103-296,
14 P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L.
15 104-188, excluding section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
16 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554. The Internal Revenue
17 Code applies for Wisconsin purposes at the same time as for federal purposes.
18 Amendments to the federal Internal Revenue Code enacted after
19 December 31, 1993, do not apply to this paragraph with respect to taxable years
20 beginning after December 31, 1993, and before January 1, 1995, except that
21 changes to the Internal Revenue Code made by P.L. 103-296, P.L. 103-337, P.L.
22 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding
23 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206
24 and, P.L. 105-277, and P.L. 106-554, and changes that indirectly affect the
25 provisions applicable to this subchapter made by P.L. 103-296, P.L. 103-337, P.L.

1 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding
2 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206
3 and, P.L. 105-277, and P.L. 106-554, apply for Wisconsin purposes at the same time
4 as for federal purposes.

5 **SECTION 4.** 71.01 (6) (j) of the statutes is amended to read:

6 71.01 (6) (j) For taxable years that begin after December 31, 1994, and before
7 January 1, 1996, for natural persons and fiduciaries, except fiduciaries of nuclear
8 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
9 Internal Revenue Code as amended to December 31, 1994, excluding sections 103,
10 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and
11 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-117, P.L. 104-188,
12 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.
13 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and as
14 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
15 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.
16 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
17 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
18 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
19 104-117, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L.
20 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,
21 and P.L. 106-554. The Internal Revenue Code applies for Wisconsin purposes at the
22 same time as for federal purposes. Amendments to the federal Internal Revenue
23 Code enacted after December 31, 1994, do not apply to this paragraph with respect
24 to taxable years beginning after December 31, 1994, and before January 1, 1996,
25 except that changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-117,

1 P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.
2 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.
3 106-554, and changes that indirectly affect the provisions applicable to this
4 subchapter made by P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1202,
5 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L.
6 105-206 and, P.L. 105-277, and P.L. 106-554, apply for Wisconsin purposes at the
7 same time as for federal purposes.

8 **SECTION 5.** 71.01 (6) (k) of the statutes is amended to read:

9 71.01 (6) (k) For taxable years that begin after December 31, 1995, and before
10 January 1, 1997, for natural persons and fiduciaries, except fiduciaries of nuclear
11 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
12 Internal Revenue Code as amended to December 31, 1995, excluding sections 103,
13 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and
14 13203 (d) of P.L. 103-66, and as amended by P.L. 104-117, P.L. 104-188, excluding
15 sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.
16 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.
17 106-554, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.
18 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.
19 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
20 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
21 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
22 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and
23 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
24 105-206 and, P.L. 105-277, and P.L. 106-554. The Internal Revenue Code applies
25 for Wisconsin purposes at the same time as for federal purposes. Amendments to the

1 federal Internal Revenue Code enacted after December 31, 1995, do not apply to this
2 paragraph with respect to taxable years beginning after December 31, 1995, and
3 before January 1, 1997, except that changes to the Internal Revenue Code made by
4 P.L. 104-117, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of
5 P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206
6 and, P.L. 105-277, and P.L. 106-554, and changes that indirectly affect the
7 provisions applicable to this subchapter made by P.L. 104-117, P.L. 104-188,
8 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191,
9 P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.
10 106-554, apply for Wisconsin purposes at the same time as for federal purposes.

11 **SECTION 6.** 71.01 (6) (L) of the statutes is amended to read:

12 71.01 (6) (L) For taxable years that begin after December 31, 1996, and before
13 January 1, 1998, for natural persons and fiduciaries, except fiduciaries of nuclear
14 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
15 Internal Revenue Code as amended to December 31, 1996, excluding sections 103,
16 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
17 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
18 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277
19 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L.
20 107-16, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.
21 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.
22 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
23 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
24 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
25 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),

1 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
2 105-34, P.L. 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16,
3 excluding section 431 of P.L. 107-16. The Internal Revenue Code applies for
4 Wisconsin purposes at the same time as for federal purposes. Amendments to the
5 federal Internal Revenue Code enacted after December 31, 1996, do not apply to this
6 paragraph with respect to taxable years beginning after December 31, 1996, and
7 before January 1, 1998, except that changes to the Internal Revenue Code made by
8 P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554,
9 and P.L. 107-16, excluding section 431 of P.L. 107-16, and changes that indirectly
10 affect the provisions applicable to this subchapter made by P.L. 105-33, P.L. 105-34,
11 P.L. 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16,
12 excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the same time
13 as for federal purposes.

14 **SECTION 7.** 71.01 (6) (m) of the statutes is amended to read:

15 71.01 (6) (m) For taxable years that begin after December 31, 1997, and before
16 January 1, 1999, for natural persons and fiduciaries, except fiduciaries of nuclear
17 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
18 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
19 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
20 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
21 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36
22 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section
23 431 of P.L. 107-16, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L.
24 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L.
25 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.

1 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
2 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
3 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202
4 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
5 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L.
6 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.
7 107-16. The Internal Revenue Code applies for Wisconsin purposes at the same time
8 as for federal purposes. Amendments to the federal Internal Revenue Code enacted
9 after December 31, 1997, do not apply to this paragraph with respect to taxable years
10 beginning after December 31, 1997, and before January 1, 1999, except that
11 changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L.
12 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L.
13 107-16, excluding section 431 of P.L. 107-16, and changes that indirectly affect the
14 provisions applicable to this subchapter made by P.L. 105-178, P.L. 105-206, P.L.
15 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L.
16 107-16, excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the
17 same time as for federal purposes.

18 **SECTION 8.** 71.01 (6) (n) of the statutes is amended to read:

19 71.01 (6) (n) For taxable years that begin after December 31, 1998, and before
20 January 1, 2000, for natural persons and fiduciaries, except fiduciaries of nuclear
21 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
22 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,
23 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
24 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
25 104-188, and as amended by P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L.

1 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.
2 107-16, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.
3 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.
4 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
5 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
6 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
7 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
8 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
9 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170,
10 P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding
11 section 431 of P.L. 107-16. The Internal Revenue Code applies for Wisconsin
12 purposes at the same time as for federal purposes. Amendments to the federal
13 Internal Revenue Code enacted after December 31, 1998, do not apply to this
14 paragraph with respect to taxable years beginning after December 31, 1998, and
15 before January 1, 2000, except that changes to the Internal Revenue Code made by
16 P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L.
17 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and changes that
18 indirectly affect the provisions applicable to this subchapter made by P.L. 106-36
19 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L.
20 107-16, excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the
21 same time as for federal purposes.

22 **SECTION 9.** 71.01 (6) (o) of the statutes is amended to read:

23 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before
24 January 1, 2001, for natural persons and fiduciaries, except fiduciaries of nuclear
25 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal

1 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
2 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
3 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
4 104-188, and as amended by P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554,
5 P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and as indirectly
6 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.
7 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227,
8 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
9 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
10 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L.
11 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
12 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.
13 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-200, P.L. 106-230,
14 P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of
15 P.L. 107-16. The Internal Revenue Code applies for Wisconsin purposes at the same
16 time as for federal purposes. Amendments to the federal Internal Revenue Code
17 enacted after December 31, 1999, do not apply to this paragraph with respect to
18 taxable years beginning after December 31, 1999, and before January 1, 2001,
19 except that changes to the Internal Revenue Code made by P.L. 106-200, P.L.
20 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding
21 section 431 of P.L. 107-16, and changes that indirectly affect the provisions
22 applicable to this subchapter made by P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L.
23 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, apply
24 for Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 10.** 71.01 (6) (p) of the statutes is created to read:

1 71.01 (6) (p) For taxable years that begin after December 31, 2000, and before
2 January 1, 2002, for natural persons and fiduciaries, except fiduciaries of nuclear
3 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
4 Internal Revenue Code as amended to December 31, 2000, excluding sections 103,
5 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
6 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
7 104-188, and as amended by P.L. 107-16, excluding section 431 of P.L. 107-16, and
8 P.L. 107-22, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647,
9 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508,
10 P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
11 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
12 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
13 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
14 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
15 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
16 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-16,
17 excluding section 431 of P.L. 107-16, and P.L. 107-22. The Internal Revenue Code
18 applies for Wisconsin purposes at the same time as for federal purposes.
19 Amendments to the federal Internal Revenue Code enacted after December 31, 2000,
20 do not apply to this paragraph with respect to taxable years beginning after
21 December 31, 2000, and before January 1, 2002, except that changes to the Internal
22 Revenue Code made by P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
23 107-22, and changes that indirectly affect the provisions applicable to this
24 subchapter made by P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
25 107-22, apply for Wisconsin purposes at the same time as for federal purposes.

1 **SECTION 11.** 71.01 (6) (q) of the statutes is created to read:

2 71.01 (6) (q) For taxable years that begin after December 31, 2001, for natural
3 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or
4 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code
5 as amended to December 31, 2001, excluding sections 103, 104, and 110 of P.L.
6 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
7 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and section
8 431 of P.L. 107–16, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L.
9 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L.
10 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
11 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
12 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
13 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202
14 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
15 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
16 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–519, P.L. 106–554, P.L. 106–573, P.L.
17 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, and P.L. 107–22. The
18 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
19 purposes. Amendments to the federal Internal Revenue Code enacted after
20 December 31, 2001, do not apply to this paragraph with respect to taxable years
21 beginning after December 31, 2001.

22 **SECTION 12.** 71.01 (7r) of the statutes is renumbered 71.01 (7r) (a) and amended
23 to read:

24 71.01 (7r) (a) ~~Notwithstanding~~ For taxable years that begin after December 31,
25 2000, and before January 1, 2002, notwithstanding sub. (6), for purposes of

1 computing amortization or depreciation, “Internal Revenue Code” means either the
2 federal Internal Revenue Code as amended to December 31, ~~1999~~ 2000, or the federal
3 Internal Revenue Code in effect for the taxable year for which the return is filed,
4 except that property that, under s. 71.02 (2) (d) 12., 1985 stats., is required to be
5 depreciated for taxable year 1986 under the Internal Revenue Code as amended to
6 December 31, 1980, shall continue to be depreciated under the Internal Revenue
7 Code as amended to December 31, 1980.

8 **SECTION 13.** 71.01 (7r) (b) of the statutes is created to read:

9 71.01 (7r) (b) For taxable years that begin after December 31, 2001,
10 notwithstanding sub. (6), for purposes of computing amortization or depreciation,
11 “Internal Revenue Code” means either the federal Internal Revenue Code as
12 amended to December 31, 2001, or the federal Internal Revenue Code in effect for the
13 taxable year for which the return is filed, except that property that, under s. 71.02
14 (2) (d) 12., 1985 stats., is required to be depreciated for taxable year 1986 under the
15 Internal Revenue Code as amended to December 31, 1980, shall continue to be
16 depreciated under the Internal Revenue Code as amended to December 31, 1980.

17 **SECTION 14.** 71.22 (4) (g) of the statutes is repealed.

18 **SECTION 15.** 71.22 (4) (h) of the statutes is amended to read:

19 71.22 (4) (h) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
20 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
21 December 31, 1992, and before January 1, 1994, means the federal Internal
22 Revenue Code as amended to December 31, 1992, excluding sections 103, 104, and
23 110 of P.L. 102–227, and as amended by P.L. 103–66, excluding sections 13101 (a) and
24 (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L.
25 104–188, excluding section 1311 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L.

1 105-277, and P.L. 106-554, and as indirectly affected in the provisions applicable to
2 this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803
3 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section
4 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239,
5 P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
6 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13101 (a) and (c) 1, 13113,
7 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188,
8 excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,
9 and P.L. 106-554. The Internal Revenue Code applies for Wisconsin purposes at the
10 same time as for federal purposes. Amendments to the federal Internal Revenue
11 Code enacted after December 31, 1992, do not apply to this paragraph with respect
12 to taxable years beginning after December 31, 1992, and before January 1, 1994,
13 except that changes to the Internal Revenue Code made by P.L. 103-66, P.L.
14 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L.
15 105-206 and, P.L. 105-277, and P.L. 106-554, and changes that indirectly affect the
16 provisions applicable to this subchapter made by P.L. 103-66, P.L. 103-465, P.L.
17 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L.
18 105-277, and P.L. 106-554, apply for Wisconsin purposes at the same time as for
19 federal purposes.

20 **SECTION 16.** 71.22 (4) (i) of the statutes is amended to read:

21 71.22 (4) (i) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
22 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after
23 December 31, 1993, and before January 1, 1995, means the federal Internal
24 Revenue Code as amended to December 31, 1993, excluding sections 103, 104, and
25 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and

1 13215 of P.L. 103-66, and as amended by P.L. 103-296, P.L. 103-337, P.L. 103-465,
2 P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311
3 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L.
4 105-277, and P.L. 106-~~544~~⁵⁵⁴, and as indirectly affected in the provisions applicable to
5 this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803
6 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section
7 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239,
8 P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
9 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
10 13174, 13203 (d), and 13215 of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465,
11 P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311
12 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L.
13 105-277, and P.L. 106-554. The Internal Revenue Code applies for Wisconsin
14 purposes at the same time as for federal purposes. Amendments to the federal
15 Internal Revenue Code enacted after December 31, 1993, do not apply to this
16 paragraph with respect to taxable years beginning after December 31, 1993, and
17 before January 1, 1995, except that changes to the Internal Revenue Code made by
18 P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding section 1 of P.L.
19 104-7, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 104-191, P.L.
20 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-~~544~~⁵⁵⁴, and
21 changes that indirectly affect the provisions applicable to this subchapter made by
22 P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding section 1 of P.L.
23 104-7, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 104-191, P.L.
24 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, apply for
25 Wisconsin purposes at the same time as for federal purposes.

1 **SECTION 17.** 71.22 (4) (j) of the statutes is amended to read:

2 71.22 (4) (j) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
3 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
4 December 31, 1994, and before January 1, 1996, means the federal Internal
5 Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and
6 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)
7 of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding sections 1202,
8 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
9 105–206 and, P.L. 105–277, and P.L. 106–554, and as indirectly affected in the
10 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647
11 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
12 of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.
13 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and
14 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
15 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
16 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204,
17 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
18 105–206 and, P.L. 105–277, and P.L. 106–554. The Internal Revenue Code applies
19 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
20 federal Internal Revenue Code enacted after December 31, 1994, do not apply to this
21 paragraph with respect to taxable years beginning after December 31, 1994, and
22 before January 1, 1996, except that changes to the Internal Revenue Code made by
23 P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L.
24 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277,
25 and P.L. 106–554, and changes that indirectly affect the provisions applicable to this

1 subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311,
2 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and,
3 P.L. 105-277, and P.L. 106-554, apply for Wisconsin purposes at the same time as
4 for federal purposes.

5 **SECTION 18.** 71.22 (4) (k) of the statutes is amended to read:

6 71.22 (4) (k) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
7 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after
8 December 31, 1995, and before January 1, 1997, means the federal Internal
9 Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and
10 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)
11 of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204,
12 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34,
13 P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected in the
14 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647
15 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
16 of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.
17 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and
18 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
19 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.
20 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202,
21 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
22 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554. The Internal Revenue
23 Code applies for Wisconsin purposes at the same time as for federal purposes.
24 Amendments to the federal Internal Revenue Code enacted after
25 December 31, 1995, do not apply to this paragraph with respect to taxable years

1 beginning after December 31, 1995, and before January 1, 1997, except that
2 changes to the Internal Revenue Code made by P.L. 104-188, excluding sections
3 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
4 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and changes
5 that indirectly affect the provisions applicable to this subchapter made by P.L.
6 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.
7 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,
8 and P.L. 106-554, apply for Wisconsin purposes at the same time as for federal
9 purposes.

10 **SECTION 19.** 71.22 (4) (L) of the statutes is amended to read:

11 71.22 (4) (L) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
12 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after
13 December 31, 1996, and before January 1, 1998, means the federal Internal
14 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and
15 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
16 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188,
17 and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and, P.L.
18 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, and as
19 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
20 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
21 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.
22 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
23 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
24 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
25 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,

1 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
2 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and,
3 P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16. The
4 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
5 purposes. Amendments to the federal Internal Revenue Code enacted after
6 December 31, 1996, do not apply to this paragraph with respect to taxable years
7 beginning after December 31, 1996, and before January 1, 1998, except that
8 changes to the Internal Revenue Code made by P.L. 105-33, P.L. 105-34, P.L.
9 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding
10 section 431 of P.L. 107-16, and changes that indirectly affect the provisions
11 applicable to this subchapter made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L.
12 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of
13 P.L. 107-16, apply for Wisconsin purposes at the same time as for federal purposes.

14 **SECTION 20.** 71.22 (4) (m) of the statutes is amended to read:

15 71.22 (4) (m) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
16 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after
17 December 31, 1997, and before January 1, 1999, means the federal Internal
18 Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and
19 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
20 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188,
21 and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L.
22 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.
23 107-16, and as indirectly affected in the provisions applicable to this subchapter by
24 P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2),
25 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.

1 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.
2 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
3 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
4 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
5 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
6 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.
7 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573,
8 and P.L. 107-16, excluding section 431 of P.L. 107-16. The Internal Revenue Code
9 applies for Wisconsin purposes at the same time as for federal purposes.
10 Amendments to the federal Internal Revenue Code enacted after December 31, 1997,
11 do not apply to this paragraph with respect to taxable years beginning after
12 December 31, 1997, and before January 1, 1999, except that changes to the Internal
13 Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and,
14 P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of
15 P.L. 107-16, and changes that indirectly affect the provisions applicable to this
16 subchapter made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L.
17 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.
18 107-16, apply for Wisconsin purposes at the same time as for federal purposes.

19 **SECTION 21.** 71.22 (4) (n) of the statutes is amended to read:

20 71.22 (4) (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
21 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after
22 December 31, 1998, and before January 1, 2000, means the federal Internal
23 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and
24 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
25 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188,

1 and as amended by P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L.
2 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and
3 as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514,
4 P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),
5 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.
6 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
7 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
8 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
9 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,
10 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
11 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.
12 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554,
13 P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16. The Internal
14 Revenue Code applies for Wisconsin purposes at the same time as for federal
15 purposes. Amendments to the federal Internal Revenue Code enacted after
16 December 31, 1998, do not apply to this paragraph with respect to taxable years
17 beginning after December 31, 1998, and before January 1, 2000, except that
18 changes to the Internal Revenue Code made by P.L. 106-36 and, P.L. 106-170, P.L.
19 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding
20 section 431 of P.L. 107-16, and changes that indirectly affect the provisions
21 applicable to this subchapter made by P.L. 106-36 and, P.L. 106-170, P.L. 106-230,
22 P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of
23 P.L. 107-16, apply for Wisconsin purposes at the same time as for federal purposes.

24 **SECTION 22.** 71.22 (4) (o) of the statutes is amended to read:

1 71.22 (4) (o) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
2 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
3 December 31, 1999, and before January 1, 2001, means the federal Internal Revenue
4 Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
5 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
6 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
7 amended by P.L. 106–200, P.L. 106–230, P.L. 106–519, P.L. 106–554, P.L. 106–573,
8 and P.L. 107–16, excluding section 431 of P.L. 107–16, and as indirectly affected in
9 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
10 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823
11 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.
12 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
13 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
14 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
15 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
16 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
17 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
18 106–36 and, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–519, P.L. 106–554,
19 P.L. 106–573, and P.L. 107–16, excluding section 431 of P.L. 107–16. The Internal
20 Revenue Code applies for Wisconsin purposes at the same time as for federal
21 purposes. Amendments to the federal Internal Revenue Code enacted after
22 December 31, 1999, do not apply to this paragraph with respect to taxable years
23 beginning after December 31, 1999, and before January 1, 2001, except that changes
24 to the Internal Revenue Code made by P.L. 106–200, P.L. 106–230, P.L. 106–519, P.L.
25 106–554, P.L. 106–573, and P.L. 107–16, excluding section 431 of P.L. 107–16, and

1 changes that indirectly affect the provisions applicable to this subchapter made by
2 P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L.
3 107-16, excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the
4 same time as for federal purposes.

5 **SECTION 23.** 71.22 (4) (p) of the statutes is created to read:

6 71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
7 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after
8 December 31, 2000, and before January 1, 2002, means the federal Internal Revenue
9 Code as amended to December 31, 2000, excluding sections 103, 104, and 110 of P.L.
10 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
11 *and* sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as
12 amended by P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22, and
13 as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514,
14 P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),
15 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.
16 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
17 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
18 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
19 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,
20 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
21 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.
22 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L.
23 106-554, P.L. 106-573, P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
24 107-22. The Internal Revenue Code applies for Wisconsin purposes at the same time
25 as for federal purposes. Amendments to the federal Internal Revenue Code enacted

1 after December 31, 2000, do not apply to this paragraph with respect to taxable years
2 beginning after December 31, 2000, and before January 1, 2002, except that changes
3 to the Internal Revenue Code made by P.L. 107-16, excluding section 431 of P.L.
4 107-16, and P.L. 107-22, and changes that indirectly affect the provisions applicable
5 to this subchapter made by P.L. 107-16, excluding section 431 of P.L. 107-16, and
6 P.L. 107-22, apply for Wisconsin purposes at the same time as for federal purposes.

7 **SECTION 24.** 71.22 (4) (q) of the statutes is created to read:

8 71.22 (4) (q) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
9 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after
10 December 31, 2001, means the federal Internal Revenue Code as amended to
11 December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102-227, sections
12 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
13 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section 431 of P.L. 107-16,
14 and as indirectly affected in the provisions applicable to this subchapter by P.L.
15 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812
16 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.
17 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.
18 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
19 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
20 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
21 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
22 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.
23 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-200, P.L. 106-230, P.L.
24 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-15, P.L. 107-16, excluding section 431
25 of P.L. 107-16, and P.L. 107-22. The Internal Revenue Code applies for Wisconsin

1 purposes at the same time as for federal purposes. Amendments to the federal
2 Internal Revenue Code enacted after December 31, 2001, do not apply to this
3 paragraph with respect to taxable years beginning after December 31, 2001.

4 **SECTION 25.** 71.22 (4m) (e) of the statutes is repealed.

5 **SECTION 26.** 71.22 (4m) (f) of the statutes is amended to read:

6 71.22 (4m) (f) For taxable years that begin after December 31, 1992, and before
7 January 1, 1994, "Internal Revenue Code", for corporations that are subject to a tax
8 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
9 Revenue Code as amended to December 31, 1992, excluding sections 103, 104, and
10 110 of P.L. 102-227, and as amended by P.L. 103-66, excluding sections 13101 (a) and
11 (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L.
12 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L.
13 105-277, and P.L. 106-554, and as indirectly affected in the provisions applicable to
14 this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
15 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections
16 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding
17 sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103-66,
18 P.L. 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L.
19 105-206 and, P.L. 105-277, and P.L. 106-554. The Internal Revenue Code applies
20 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
21 Internal Revenue Code enacted after December 31, 1992, do not apply to this
22 paragraph with respect to taxable years beginning after December 31, 1992, and
23 before January 1, 1994, except that changes to the Internal Revenue Code made by
24 P.L. 103-66, P.L. 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L.
25 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and changes that

1 indirectly affect the provisions applicable to this subchapter made by P.L. 103-66,
2 P.L. 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L.
3 105-206 and, P.L. 105-277, and P.L. 106-554, apply for Wisconsin purposes at the
4 same time as for federal purposes.

5 **SECTION 27.** 71.22 (4m) (g) of the statutes is amended to read:

6 71.22 (4m) (g) For taxable years that begin after December 31, 1993, and
7 before January 1, 1995, "Internal Revenue Code", for corporations that are subject
8 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
9 Internal Revenue Code as amended to December 31, 1993, excluding sections 103,
10 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203
11 (d), and 13215 of P.L. 103-66, and as amended by P.L. 103-296, P.L. 103-337, P.L.
12 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding
13 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206
14 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected in the provisions
15 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.
16 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
17 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
18 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215
19 of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding
20 section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L.
21 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.
22 106-554. The Internal Revenue Code applies for Wisconsin purposes at the same
23 time as for federal purposes. Amendments to the Internal Revenue Code enacted
24 after December 31, 1993, do not apply to this paragraph with respect to taxable years
25 beginning after December 31, 1993, and before January 1, 1995, except that

1 changes to the Internal Revenue Code made by P.L. 103-296, P.L. 103-337, P.L.
2 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding
3 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206
4 and, P.L. 105-277, and P.L. 106-554, and changes that indirectly affect the
5 provisions applicable to this subchapter made by P.L. 103-296, P.L. 103-337, P.L.
6 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding
7 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206
8 and, P.L. 105-277, and P.L. 106-554, apply for Wisconsin purposes at the same time
9 as for federal purposes.

10 SECTION 28. 71.22 (4m) (h) of the statutes is amended to read:

11 71.22 (4m) (h) For taxable years that begin after December 31, 1994, and
12 before January 1, 1996, "Internal Revenue Code", for corporations that are subject
13 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
14 Internal Revenue Code as amended to December 31, 1994, excluding sections 103,
15 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and
16 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding
17 sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
18 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected
19 in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L.
20 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.
21 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
22 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
23 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
24 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.
25 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.

1 106-554. The Internal Revenue Code applies for Wisconsin purposes at the same
2 time as for federal purposes. Amendments to the Internal Revenue Code enacted
3 after December 31, 1994, do not apply to this paragraph with respect to taxable years
4 beginning after December 31, 1994, and before January 1, 1996, except that
5 changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding
6 sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
7 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and changes that
8 indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L.
9 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.
10 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.
11 106-554, apply for Wisconsin purposes at the same time as for federal purposes.

12 **SECTION 29.** 71.22 (4m) (i) of the statutes is amended to read:

13 71.22 (4m) (i) For taxable years that begin after December 31, 1995, and before
14 January 1, 1997, "Internal Revenue Code", for corporations that are subject to a tax
15 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
16 Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and
17 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)
18 of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204,
19 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34,
20 P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected in the
21 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647,
22 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
23 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
24 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
25 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,

1 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191,
2 P.L. 104-193, PL. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.
3 106-554. The Internal Revenue Code applies for Wisconsin purposes at the same
4 time as for federal purposes. Amendments to the Internal Revenue Code enacted
5 after December 31, 1995, do not apply to this paragraph with respect to taxable years
6 beginning after December 31, 1995, and before January 1, 1997, except that
7 changes to the Internal Revenue Code made by P.L. 104-188, excluding sections
8 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
9 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and changes
10 that indirectly affect the provisions applicable to this subchapter made by P.L.
11 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.
12 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,
13 and P.L. 106-554, apply for Wisconsin purposes at the same time as for federal
14 purposes.

15 **SECTION 30.** 71.22 (4m) (j) of the statutes is amended to read:

16 71.22 (4m) (j) For taxable years that begin after December 31, 1996, and before
17 January 1, 1998, "Internal Revenue Code", for corporations that are subject to a tax
18 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
19 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and
20 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
21 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188
22 and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and, P.L.
23 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, and as
24 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
25 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.

1 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
2 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
3 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
4 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)
5 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206,
6 P.L. 105–277 and, P.L. 106–36, P.L. 106–554, and P.L. 107–16, excluding section 431
7 of P.L. 107–16. The Internal Revenue Code applies for Wisconsin purposes at the
8 same time as for federal purposes. Amendments to the Internal Revenue Code
9 enacted after December 31, 1996, do not apply to this paragraph with respect to
10 taxable years beginning after December 31, 1996, and before January 1, 1998,
11 except that changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34,
12 P.L. 105–206, P.L. 105–277 and, P.L. 106–36, P.L. 106–554, and P.L. 107–16,
13 excluding section 431 of P.L. 107–16, and changes that indirectly affect provisions
14 applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L.
15 105–277 and, P.L. 106–36, P.L. 106–554, and P.L. 107–16, excluding section 431 of
16 P.L. 107–16, apply for Wisconsin purposes at the same time as for federal purposes.

17 **SECTION 31.** 71.22 (4m) (k) of the statutes is amended to read:

18 71.22 (4m) (k) For taxable years that begin after December 31, 1997, and
19 before January 1, 1999, “Internal Revenue Code”, for corporations that are subject
20 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
21 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
22 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
23 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
24 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36
25 and, P.L. 106–170, P.L. 106–554, P.L. 106–573, and P.L. 107–16, excluding section

1 431 of P.L. 107-16, and as indirectly affected in the provisions applicable to this
2 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140,
3 P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104,
4 and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
5 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.
6 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202
7 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
8 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L.
9 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.
10 107-16. The Internal Revenue Code applies for Wisconsin purposes at the same time
11 as for federal purposes. Amendments to the Internal Revenue Code enacted after
12 December 31, 1997, do not apply to this paragraph with respect to taxable years
13 beginning after December 31, 1997, and before January 1, 1999, except that
14 changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L.
15 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L.
16 107-16, excluding section 431 of P.L. 107-16, and changes that indirectly affect the
17 provisions applicable to this subchapter made by P.L. 105-178, P.L. 105-206, P.L.
18 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L.
19 107-16, excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the
20 same time as for federal purposes.

21 **SECTION 32.** 71.22 (4m) (L) of the statutes is amended to read:

22 71.22 (4m) (L) For taxable years that begin after December 31, 1998, and
23 before January 1, 2000, "Internal Revenue Code", for corporations that are subject
24 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
25 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,

1 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
2 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
3 104-188, and as amended by P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L.
4 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.
5 107-16, and as indirectly affected in the provisions applicable to this subchapter by
6 P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
7 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
8 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
9 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
10 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
11 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
12 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170,
13 P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding
14 section 431 of P.L. 107-16. The Internal Revenue Code applies for Wisconsin
15 purposes at the same time as for federal purposes. Amendments to the Internal
16 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with
17 respect to taxable years beginning after December 31, 1998, and before
18 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.
19 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573,
20 and P.L. 107-16, excluding section 431 of P.L. 107-16, and changes that indirectly
21 affect the provisions applicable to this subchapter made by P.L. 106-36 and, P.L.
22 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16,
23 excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the same time
24 as for federal purposes.

25 **SECTION 33.** 71.22 (4m) (m) of the statutes is amended to read:

1 71.22 (4m) (m) For taxable years that begin after December 31, 1999, and
2 before January 1, 2001, "Internal Revenue Code", for corporations that are subject
3 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
4 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
5 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
6 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
7 104-188, and as amended by P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554,
8 P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and as indirectly
9 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,
10 P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508,
11 P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
12 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
13 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
14 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
15 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.
16 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-200, P.L. 106-230,
17 P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of
18 P.L. 107-16. The Internal Revenue Code applies for Wisconsin purposes at the same
19 time as for federal purposes. Amendments to the Internal Revenue Code enacted
20 after December 31, 1999, do not apply to this paragraph with respect to taxable years
21 beginning after December 31, 1999, and before January 1, 2001, except that changes
22 to the Internal Revenue Code made by P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L.
23 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and
24 changes that indirectly affect the provisions applicable to this subchapter made by
25 P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L.

1 107-16, excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the
2 same time as for federal purposes.

3 **SECTION 34.** 71.22 (4m) (n) of the statutes is created to read:

4 71.22 (4m) (n) For taxable years that begin after December 31, 2000, and
5 before January 1, 2002, “Internal Revenue Code,” for corporations that are subject
6 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
7 Internal Revenue Code as amended to December 31, 2000, excluding sections 103,
8 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
9 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
10 104-188, and as amended by P.L. 107-16, excluding section 431 of P.L. 107-16, and
11 P.L. 107-22, and as indirectly affected in the provisions applicable to this subchapter
12 by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
13 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
14 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
15 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
16 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
17 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
18 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
19 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-16,
20 excluding section 431 of P.L. 107-16, and P.L. 107-22. The Internal Revenue Code
21 applies for Wisconsin purposes at the same time as for federal purposes.
22 Amendments to the Internal Revenue Code enacted after December 31, 2000, do not
23 apply to this paragraph with respect to taxable years beginning after
24 December 31, 2000, and before January 1, 2002, except that changes to the Internal
25 Revenue Code made by P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.

1 107-22, and changes that indirectly affect the provisions applicable to this
2 subchapter made by P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
3 107-22, apply for Wisconsin purposes at the same time as for federal purposes.

4 **SECTION 35.** 71.22 (4m) (o) of the statutes is created to read:

5 71.22 (4m) (o) For taxable years that begin after December 31, 2001, "Internal
6 Revenue Code," for corporations that are subject to a tax on unrelated business
7 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended
8 to December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102-227, sections
9 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
10 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section 431 of P.L. 107-16,
11 and as indirectly affected in the provisions applicable to this subchapter by P.L.
12 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.
13 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
14 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
15 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
16 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
17 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
18 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
19 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L. 107-15, P.L.
20 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22. The Internal Revenue
21 Code applies for Wisconsin purposes at the same time as for federal purposes.
22 Amendments to the Internal Revenue Code enacted after December 31, 2001, do not
23 apply to this paragraph with respect to taxable years beginning after
24 December 31, 2001.

25 **SECTION 36.** 71.26 (2) (b) 7. of the statutes is repealed.