

1           38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a  
2 technical college district, including debt service charges for district bonds and  
3 promissory notes for building programs or capital equipment, but excluding all  
4 expenditures relating to auxiliary enterprises and community service programs, all  
5 expenditures funded by or reimbursed with federal revenues, all receipts under sub.  
6 (6) and ss. 38.12 (9), 38.14 (3) and (9), 38.307, 118.15 (2) (a), 118.55 (7r), and 146.55  
7 (5), all receipts from grants awarded under ss. 38.04 (8), (19), (20), and (31), 38.14  
8 (11), 38.26, 38.27, ~~38.305~~, 38.31, 38.33, and 38.38, all fees collected under s. 38.24,  
9 and driver education and chauffeur training aids.

10           **SECTION 102.** 38.305 of the statutes, as affected by 2001 Wisconsin Act 16, is  
11 repealed.

12           **SECTION 103.** 38.307 of the statutes is created to read:

13           **38.307 Educational assistance for dislocated workers.** (1) Beginning in  
14 the 2002-03 school year, the board shall pay a student's tuition and fees at a district  
15 college under s. 38.24 (1m) if the student satisfies all of the following criteria:

16           (a) The student is a dislocated worker who has been referred to the district by  
17 a local work force development board established under 29 USC 2832.

18           (b) The student is enrolled in an associate degree program or a vocational  
19 diploma program.

20           (c) The student maintains a grade point average of at least 2.0.

21           (2) The board shall pay tuition and fees under this section from the  
22 appropriation under s. 20.292 (1) (eq). If the amount appropriated in any fiscal year  
23 is insufficient to pay the tuition and fees of all eligible students, the board shall fulfill  
24 requests for payment in the order in which they were received.

25           (4) The board shall promulgate rules to implement and administer this section.

1           **SECTION 104.** 47.03 (3) (d) of the statutes is amended to read:

2           47.03 (3) (d) Any person who violates this subsection shall be fined not more  
3 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

4           **SECTION 105.** 48.355 (2d) (b) 3. of the statutes is amended to read:

5           48.355 (2d) (b) 3. That the parent has committed a violation of s. 940.19 (3),  
6 1999 stats., a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or  
7 (2), 948.025 or 948.03 (2) (a) or (3) (a) or a violation of the law of any other state or  
8 federal law, if that violation would be a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225  
9 (1) or (2), 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a) if committed in this state,  
10 and that the violation resulted in great bodily harm, as defined in s. 939.22 (14), or  
11 in substantial bodily harm, as defined in s. 939.22 (38), to the child or another child  
12 of the parent.

13           **SECTION 106.** 48.415 (9m) (b) 2. of the statutes is amended to read:

14           48.415 (9m) (b) 2. The commission of a violation of s. 940.19 (3), 1999 stats.,  
15 a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025,  
16 948.03 (2) (a) or (3) (a), 948.05, 948.06 or 948.08 or a violation of the law of any other  
17 state or federal law, if that violation would be a violation of s. 940.19 (2), ~~(3)~~, (4) or  
18 (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (3) (a), 948.05, 948.06  
19 or 948.08 if committed in this state.

20           **SECTION 107.** 48.417 (1) (d) of the statutes is amended to read:

21           48.417 (1) (d) A court of competent jurisdiction has found that the parent has  
22 committed a violation of s. 940.19 (3), 1999 stats., a violation of s. 940.19 (2), ~~(3)~~, (4)  
23 or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a) or a  
24 violation of the law of any other state or federal law, if that violation would be a  
25 violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025 or

1 948.03 (2) (a) or (3) (a) if committed in this state, and that the violation resulted in  
2 great bodily harm, as defined in s. 939.22 (14), or in substantial bodily harm, as  
3 defined in s. 939.22 (38), to the child or another child of the parent.

4 **SECTION 108.** 48.561 (3) (a) (intro.) of the statutes, as affected by 2001  
5 Wisconsin Act 16, is renumbered 48.561 (3) (intro.) and amended to read:

6 48.561 (3) (intro.) A county having a population of 500,000 or more shall  
7 contribute ~~\$58,893,500~~ \$38,792,200 in each state fiscal year for the provision of child  
8 welfare services in that county by the department. That contribution shall be made  
9 as follows:

10 **SECTION 109.** 48.561 (3) (a) 1. of the statutes, as created by 2001 Wisconsin Act  
11 16, is renumbered 48.561 (3) (a).

12 **SECTION 110.** 48.561 (3) (a) 2. of the statutes, as created by 2001 Wisconsin Act  
13 16, is renumbered 48.561 (3) (bm).

14 **SECTION 111.** 48.561 (3) (a) 3. of the statutes, as created by 2001 Wisconsin Act  
15 16, is repealed.

16 **SECTION 112.** 48.561 (3) (b) of the statutes, as affected by 2001 Wisconsin Act  
17 16, is repealed.

18 **SECTION 113.** 48.57 (3p) (g) 2. of the statutes is amended to read:

19 48.57 (3p) (g) 2. The person has had imposed on him or her a penalty specified  
20 in s. 939.64, 1999 stats., or s. 939.641, 1999 stats., or s. 939.62, 939.621, 939.63,  
21 ~~939.64, 939.641 or 939.645~~ or has been convicted of a violation of the law of any other  
22 state or federal law under circumstances under which the person would be subject  
23 to a penalty specified in any of those sections if convicted in this state.

24 **SECTION 114.** 48.685 (1) (c) of the statutes is amended to read:

1           48.685 (1) (c) "Serious crime" means a violation of s. 940.19 (3), 1999 stats., a  
2 violation of s. 940.01, 940.02, 940.03, 940.05, 940.12, 940.19 (2), ~~(3)~~, (4), (5) or (6),  
3 940.22 (2) or (3), 940.225 (1), (2) or (3), 940.285 (2), 940.29, 940.295, 948.02 (1) or (2),  
4 948.025, 948.03 (2), 948.05, 948.055, 948.06, 948.07, 948.08, 948.11 (2) (a) or (am),  
5 948.12, 948.13, 948.21 (1) or 948.30 or a violation of the law of any other state or  
6 United States jurisdiction that would be a violation of s. 940.19 (3), 1999 stats., or  
7 a violation of s. 940.01, 940.02, 940.03, 940.05, 940.12, 940.19 (2), ~~(3)~~, (4), (5) or (6),  
8 940.22 (2) or (3), 940.225 (1), (2) or (3), 940.285 (2), 940.29, 940.295, 948.02 (1) or (2),  
9 948.025, 948.03 (2), 948.05, 948.055, 948.06, 948.07, 948.08, 948.11 (2) (a) or (am),  
10 948.12, 948.13, 948.21 (1) or 948.30 if committed in this state.

11           **SECTION 115.** 48.685 (5) (bm) 2. of the statutes is amended to read:

12           48.685 (5) (bm) 2. A violation of s. 940.19 (3), 1999 stats., or of s. 940.19 (2), ~~(3)~~,  
13 (4), (5) or (6) or 940.20 (1) or (1m), if the victim is the spouse of the person.

14           **SECTION 116.** 48.685 (5) (bm) 3. of the statutes is amended to read:

15           48.685 (5) (bm) 3. A violation of s. 943.23 (1m) or (1r), 1999 stats., or of s. 940.01,  
16 940.02, 940.03, 940.05, 940.06, 940.21, 940.225 (1), (2) or (3), 940.23, 940.305, 940.31,  
17 941.20 (2) or (3), 941.21, 943.10 (2), 943.23 (1g), ~~(1m) or (1r)~~ or 943.32 (2).

18           **SECTION 117.** 48.685 (5) (bm) 4. of the statutes is amended to read:

19           48.685 (5) (bm) 4. A violation of s. 940.19 (3), 1999 stats., or of s. 940.19 (2), ~~(3)~~,  
20 (4), (5) or (6), 940.20, 940.203, 940.205 or 940.207 or an offense under ch. 961 that  
21 is a felony, if committed not more than 5 years before the date of the investigation  
22 under sub. (2) (am).

23           **SECTION 118.** 49.141 (7) (a) of the statutes is amended to read:

24           49.141 (7) (a) A person who is convicted of violating sub. (6) in connection with  
25 the furnishing by that person of items or services for which payment is or may be

1     made under Wisconsin works may be fined not more than \$25,000 or imprisoned for  
2     not more than 7 years and 6 months or both is guilty of a Class H felony.

3             **SECTION 119.** 49.141 (7) (b) of the statutes is amended to read:

4             49.141 (7) (b) A person, other than a person under par. (a), who is convicted of  
5     violating sub. (6) may be fined not more than \$10,000 or imprisoned for not more than  
6     2 years 9 months or both.

7             **SECTION 120.** 49.141 (9) (a) of the statutes is amended to read:

8             49.141 (9) (a) Whoever solicits or receives any remuneration in cash or in-kind,  
9     in return for referring an individual to a person for the furnishing or arranging for  
10    the furnishing of any item or service for which payment may be made in whole or in  
11    part under Wisconsin works, or in return for purchasing, leasing, ordering, or  
12    arranging for or recommending purchasing, leasing, or ordering any good, facility,  
13    service, or item for which payment may be made in whole or in part under Wisconsin  
14    works, is guilty of a Class II felony, except that, notwithstanding the maximum fine  
15    specified in s. 939.50 (3) (h), the person may be fined not more than \$25,000 or  
16    imprisoned for not more than 7 years and 6 months or both.

17            **SECTION 121.** 49.141 (9) (b) of the statutes is amended to read:

18            49.141 (9) (b) Whoever offers or pays any remuneration in cash or in-kind to  
19    any person to induce the person to refer an individual to a person for the furnishing  
20    or arranging for the furnishing of any item or service for which payment may be made  
21    in whole or in part under Wisconsin works, or to purchase, lease, order, or arrange  
22    for or recommend purchasing, leasing, or ordering any good, facility, service or item  
23    for which payment may be made in whole or in part under any provision of Wisconsin  
24    works, is guilty of a Class H felony, except that, notwithstanding the maximum fine

1 specified in s. 939.50 (3) (h), the person may be fined not more than \$25,000 or  
2 imprisoned for not more than 7 years and 6 months or both.

3 **SECTION 122.** 49.141 (10) (b) of the statutes is amended to read:

4 49.141 (10) (b) A person who violates this subsection is guilty of a Class H  
5 felony, except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h),  
6 the person may be fined not more than \$25,000 or imprisoned for not more than 7  
7 years and 6 months or both.

8 **SECTION 123.** 49.195 (3n) (k) of the statutes is amended to read:

9 49.195 (3n) (k) Any person who removes, deposits or conceals or aids in  
10 removing, depositing or concealing any property upon which a levy is authorized  
11 under this subsection with intent to evade or defeat the assessment or collection of  
12 any debt ~~may be fined not more than \$5,000 or imprisoned for not more than 4 years~~  
13 ~~and 6 months or both, is guilty of a Class H felony and shall be liable to the state for~~  
14 assessed the costs of prosecution.

15 **SECTION 124.** 49.195 (3n) (r) of the statutes is amended to read:

16 49.195 (3n) (r) No employer may discharge or otherwise discriminate with  
17 respect to the terms and conditions of employment against any employee by reason  
18 of the fact that his or her earnings have been subject to levy for any one levy or  
19 because of compliance with any provision of this subsection. Any person who violates  
20 this paragraph ~~may be fined not more than \$1,000 or imprisoned for not more than~~  
21 ~~2 years or both~~ is guilty of a Class I felony.

22 **SECTION 125.** 49.45 (49) of the statutes is created to read:

23 49.45 (49) PRESCRIPTION DRUG PRIOR AUTHORIZATION. The secretary shall  
24 exercise his or her authority under s. 15.04 (1) (c) to create a prescription drug prior  
25 authorization committee to advise the department on issues related to prior

1 authorization decisions made concerning prescription drugs on behalf of medical  
2 assistance recipients. The secretary shall appoint as members at least all of the  
3 following:

4 (a) Two physicians, as defined in s. 448.01 (5), who are currently in practice.

5 (b) Two pharmacists, as defined in s. 450.01 (15).

6 (c) One advocate for recipients of medical assistance.

7 (d) One representative of the pharmaceutical manufacturing industry.

8 **SECTION 126.** 49.49 (1) (b) 1. of the statutes is amended to read:

9 49.49 (1) (b) 1. In the case of such a statement, representation, concealment,  
10 failure, or conversion by any person in connection with the furnishing by that person  
11 of items or services for which medical assistance is or may be made, a person  
12 ~~convicted of violating this subsection is guilty of a Class H felony, except that,~~  
13 notwithstanding the maximum fine specified in s. 939.50 (3) (h), the person may be  
14 fined not more than \$25,000 ~~or imprisoned for not more than 7 years and 6 months~~  
15 ~~or both.~~

16 **SECTION 127.** 49.49 (2) (a) of the statutes is amended to read:

17 49.49 (2) (a) *Solicitation or receipt of remuneration.* Any person who solicits  
18 or receives any remuneration, including any kickback, bribe, or rebate, directly or  
19 indirectly, overtly or covertly, in cash or in kind, in return for referring an individual  
20 to a person for the furnishing or arranging for the furnishing of any item or service  
21 for which payment may be made in whole or in part under a medical assistance  
22 program, or in return for purchasing, leasing, ordering, or arranging for or  
23 recommending purchasing, leasing, or ordering any good, facility, service, or item for  
24 which payment may be made in whole or in part under a medical assistance program,  
25 is guilty of a Class H felony, except that, notwithstanding the maximum fine specified

1 in s. 939.50 (3) (h), the person may be fined not more than \$25,000 or imprisoned for  
2 not more than 7 years and 6 months or both.

3 **SECTION 128.** 49.49 (2) (b) of the statutes is amended to read:

4 49.49 (2) (b) *Offer or payment of remuneration.* Whoever offers or pays any  
5 remuneration including any kickback, bribe, or rebate directly or indirectly, overtly  
6 or covertly, in cash or in kind to any person to induce such person to refer an  
7 individual to a person for the furnishing or arranging for the furnishing of any item  
8 or service for which payment may be made in whole or in part under a medical  
9 assistance program, or to purchase, lease, order, or arrange for or recommend  
10 purchasing, leasing, or ordering any good, facility, service or item for which payment  
11 may be made in whole or in part under a medical assistance program, is guilty of a  
12 Class H felony, except that, notwithstanding the maximum fine specified in s. 939.50  
13 (3) (h), the person may be fined not more than \$25,000 or imprisoned for not more  
14 than 7 years and 6 months or both.

15 **SECTION 129.** 49.49 (3) of the statutes is amended to read:

16 49.49 (3) **FRAUDULENT CERTIFICATION OF FACILITIES.** No person may knowingly  
17 and wilfully make or cause to be made, or induce or seek to induce the making of, any  
18 false statement or representation of a material fact with respect to the conditions or  
19 operation of any institution or facility in order that such institution or facility may  
20 qualify either upon initial certification or upon recertification as a hospital, skilled  
21 nursing facility, intermediate care facility, or home health agency. Violators of A  
22 person who violates this subsection is guilty of a Class H felony, except that,  
23 notwithstanding the maximum fine specified in s. 939.50 (3) (h), the person may be  
24 fined not more than \$25,000 or imprisoned for not more than 7 years and 6 months  
25 or both.



1           **SECTION 130.** 49.49 (3m) (b) of the statutes is amended to read:

2           49.49 (3m) (b) A person who violates this subsection is guilty of a Class H  
3 felony, except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h),  
4 the person may be fined not more than \$25,000 ~~or imprisoned for not more than 7~~  
5 ~~years and 6 months or both.~~

6           **SECTION 131.** 49.49 (4) (b) of the statutes is amended to read:

7           49.49 (4) (b) A person who violates this subsection is guilty of a Class H felony,  
8 except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h), the  
9 person may be fined not more than \$25,000 ~~or imprisoned for not more than 7 years~~  
10 ~~and 6 months or both.~~

11           **SECTION 132.** 49.68 (3) (a) of the statutes is amended to read:

12           49.68 (3) (a) Any Subject to s. 49.687 (6), any permanent resident of this state  
13 who suffers from chronic renal disease may be accepted into the dialysis treatment  
14 phase of the renal disease control program if the resident meets the standards set  
15 by rule under sub. (2) and the requirements specified in s. 49.687 and the rules  
16 promulgated under s. 49.687.

17           **SECTION 133.** 49.68 (3) (b) of the statutes, as affected by 2001 Wisconsin Act 16,  
18 is amended to read:

19           49.68 (3) (b) From the appropriation accounts under ss. 20.435 (4) (e) and (je),  
20 the state shall pay the cost of medical treatment required as a direct result of chronic  
21 renal disease of certified patients from the date of certification, including the cost of  
22 administering recombinant human erythropoietin to appropriate patients, whether  
23 the treatment is rendered in an approved facility in the state or in a dialysis or  
24 transplantation center ~~which~~ that is approved as such by a contiguous state, subject  
25 to the conditions specified under par. (d) and s. 49.687 (6). Approved facilities may

1 include a hospital in-center dialysis unit or a nonhospital dialysis center ~~which~~ that  
2 is closely affiliated with a home dialysis program supervised by an approved facility.  
3 Aid shall also be provided for all reasonable expenses incurred by a potential  
4 living-related donor, including evaluation, hospitalization, surgical costs, and  
5 postoperative follow-up to the extent that ~~these~~ those costs are not reimbursable  
6 under the federal medicare program, another state-funded health care assistance  
7 program, as defined by rule promulgated under s. 49.687 (4), or other insurance. In  
8 addition, all expenses incurred in the procurement, transportation, and preservation  
9 of cadaveric donor kidneys shall be covered to the extent that ~~these~~ those costs are  
10 not otherwise reimbursable. All donor-related costs are chargeable to the recipient  
11 and reimbursable under this subsection. The cost of travel, lodging, and meals for  
12 persons who must travel to receive inpatient or outpatient dialysis treatment for  
13 kidney disease are not reimbursable under this subsection.

14 **SECTION 134.** 49.68 (3) (d) 1. of the statutes is amended to read:

15 49.68 (3) (d) 1. No aid may be granted under this subsection unless the recipient  
16 has no other form of aid available from the federal medicare program, from another  
17 state-funded health care assistance program, as defined by rule promulgated under  
18 s. 49.687 (4), or from private health, accident, sickness, medical ~~and,~~ or hospital  
19 insurance coverage. If insufficient aid is available from other sources and if the  
20 recipient has paid an amount equal to the annual medicare deductible amount  
21 specified in subd. 2., the state shall pay the difference in cost to a qualified recipient.  
22 If at any time sufficient federal or private insurance aid or other state aid becomes  
23 available during the treatment period, state aid under this subsection shall be  
24 terminated or appropriately reduced. Any patient who is eligible for the federal  
25 medicare program shall register and pay the premium for medicare medical

1 insurance coverage where permitted, and shall pay an amount equal to the annual  
2 medicare deductible amounts required under 42 USC 1395e and 1395L (b), prior to  
3 becoming eligible for state aid under this subsection.

4 **SECTION 135.** 49.68 (3) (e) of the statutes is repealed.

5 **SECTION 136.** 49.683 (1) of the statutes is amended to read:

6 49.683 (1) The Subject to s. 49.687 (6), the department may provide financial  
7 assistance for costs of medical care of persons over the age of 18 years with the  
8 diagnosis of cystic fibrosis who meet financial requirements established by the  
9 department by rule under s. 49.687 (1) the requirements specified in s. 49.687 and  
10 the rules promulgated under s. 49.687.

11 **SECTION 137.** 49.683 (2) of the statutes, as affected by 2001 Wisconsin Act 16,  
12 is amended to read:

13 49.683 (2) Approved costs for medical care under sub. (1) shall be paid from the  
14 appropriation accounts under s. 20.435 (4) (e) and (je) to the extent that those costs  
15 are not reimbursable under the federal medicare program, any other state-funded  
16 health care assistance program, as defined by rule promulgated under s. 49.687 (4),  
17 or private health insurance coverage.

18 **SECTION 138.** 49.685 (4) of the statutes is amended to read:

19 49.685 (4) ELIGIBILITY. Any Subject to s. 49.687 (6), any permanent resident of  
20 this state who suffers from hemophilia or other related congenital bleeding disorder  
21 may participate in the program if that person meets the requirements of specified in  
22 this section and s. 49.687 and the standards set by rule rules promulgated under this  
23 section and s. 49.687. The person shall enter into an agreement with the  
24 comprehensive hemophilia treatment center for a maintenance program to be  
25 followed by that person as a condition for continued eligibility. The physician

1 director or a designee shall, at least once in each 6-month period, review the  
2 maintenance program and verify that the person is complying with the program.

3 **SECTION 139.** 49.685 (6) (b) of the statutes is amended to read:

4 49.685 (6) (b) Reimbursement ~~shall~~ may not be made under this section for any  
5 blood products or supplies ~~which~~ that are not purchased from or provided by a  
6 comprehensive hemophilia treatment center, or a source approved by the treatment  
7 center. Reimbursement ~~shall~~ may not be made under this section for any portion of  
8 the costs of blood products or supplies which that are payable under any ~~other state~~  
9 ~~or federal program, under any other state-funded health care assistance program,~~  
10 as defined by rule promulgated under s. 49.687 (4), or under any grant, contract and  
11 any other contractual, or other arrangement.

12 **SECTION 140.** 49.687 (title) of the statutes, as affected by 2001 Wisconsin Act  
13 16, is amended to read:

14 **49.687 (title) Disease aids; ~~patient requirements; rebate agreements~~**  
15 **cost-saving measures.**

16 **SECTION 141.** 49.687 (4) of the statutes is created to read:

17 49.687 (4) The department may provide assistance under s. 49.68, 49.683, or  
18 49.685 to a person only if the person has first applied for assistance under all other  
19 state-funded health care assistance programs for which the person may be eligible.  
20 The department shall promulgate a rule defining those other state-funded health  
21 care assistance programs and, in defining those programs, shall include the medical  
22 assistance program under subch. IV, the health insurance risk-sharing plan under  
23 ch. 149, the badger care health care program under s. 49.665, the prescription drug  
24 assistance for elderly persons program under s. 49.688, and any other state-funded

1 health care assistance program under which assistance may be payable for the  
2 treatment of kidney disease, cystic fibrosis, or hemophilia.

3 **SECTION 142.** 49.687 (5) of the statutes is created to read:

4 49.687 (5) The department shall promulgate rules to contain the cost of  
5 assistance provided under ss. 49.68, 49.683, and 49.685. Those rules may include  
6 managed care requirements.

7 **SECTION 143.** 49.687 (6) of the statutes is created to read:

8 49.687 (6) If the amounts available under s. 20.435 (4) (e) and (je) are  
9 insufficient to provide assistance under s. 49.68, 49.683, and 49.685 to all persons  
10 who are eligible to receive assistance under those sections, the department may  
11 establish waiting lists for the enrollment of those persons in the programs under  
12 those sections and may assign priorities to persons who are on those waiting lists  
13 based on criteria that the department shall promulgate by rule.

14 **SECTION 144.** 49.688 (9) (b) of the statutes, as created by 2001 Wisconsin Act  
15 16, is amended to read:

16 49.688 (9) (b) A person who is convicted of violating a rule promulgated by the  
17 department under par. (a) in connection with that person's furnishing of prescription  
18 drugs under this section is guilty of a Class H felony, except that, notwithstanding  
19 the maximum fine specified in s. 939.50 (3) (h), the person may be fined not more than  
20 \$25,000, ~~or imprisoned for not more than 7 years and 6 months, or both.~~

21 **SECTION 145.** 49.688 (9) (c) of the statutes, as created by 2001 Wisconsin Act  
22 16, is amended to read:

23 49.688 (9) (c) A person other than a person specified in par. (b) who is convicted  
24 of violating a rule promulgated by the department under par. (a) may be fined not

1 more than \$10,000, or imprisoned in the county jail for not more than one year, or  
2 both.

3 **SECTION 146.** 49.795 (8) (a) 2. of the statutes, as affected by 2001 Wisconsin Act  
4 16, is amended to read:

5 49.795 (8) (a) 2. If the value of the food coupons exceeds \$100, but is less than  
6 \$5,000, a person who violates this section ~~may be fined not more than \$10,000 or~~  
7 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class I felony.

8 **SECTION 147.** 49.795 (8) (b) 2. of the statutes, as affected by 2001 Wisconsin Act  
9 16, is amended to read:

10 49.795 (8) (b) 2. If the value of the food coupons exceeds \$100, but is less than  
11 \$5,000, a person who violates this section ~~may be fined not more than \$10,000 or~~  
12 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H  
13 felony.

14 **SECTION 148.** 49.795 (8) (c) of the statutes, as affected by 2001 Wisconsin Act  
15 16, is amended to read:

16 49.795 (8) (c) For any offense under this section, if the value of the food coupons  
17 is \$5,000 or more, a person who violates this section ~~may be fined not more than~~  
18 ~~\$250,000 or imprisoned for not more than 30 years or both~~ is guilty of a Class G felony.

19 **SECTION 149.** 49.95 (1) of the statutes is renumbered 49.95 (1) (intro.) and  
20 amended to read:

21 49.95 (1) (intro.) Any person who, with intent to secure public assistance under  
22 this chapter, whether for himself or herself or for some other person, wilfully makes  
23 any false representations ~~may, if~~ is subject to the following penalties:

24 (a) If the value of the assistance so secured does not exceed \$300, the person  
25 may be required to forfeit not more than \$1,000; if,

1           **(b)** If the value of the assistance exceeds \$300 but does not exceed \$1,000, the  
2 person may be fined not more than \$250 or imprisoned for not more than 6 months  
3 or both; if,

4           **(c)** If the value of the assistance exceeds \$1,000 but does not exceed \$2,500,  
5 \$2,000, the person may be fined not more than \$500 \$10,000 or imprisoned for not  
6 more than 7 years and 6 9 months or both; and if,

7           **(d)** If the value of the assistance exceeds \$2,500, be punished as prescribed  
8 under s. 943.20 (3) (e) \$2,000 but does not exceed \$5,000, the person is guilty of a  
9 Class I felony.

10           **SECTION 150.** 49.95 (1) (e) and (f) of the statutes are created to read:

11           49.95 (1) (c) If the value of the assistance exceeds \$5,000 but does not exceed  
12 \$10,000, the person is guilty of a Class H felony.

13           (f) If the value of the assistance exceeds \$10,000, the person is guilty of a Class  
14 G felony.

15           **SECTION 151.** 50.065 (1) (e) 1. of the statutes is amended to read:

16           50.065 (1) (e) 1. “Serious crime” means a violation of s. 940.19 (3), 1999 stats.,  
17 a violation of s. 940.01, 940.02, 940.03, 940.05, 940.12, 940.19 (2), (3), (4), (5) or (6),  
18 940.22 (2) or (3), 940.225 (1), (2) or (3), 940.285 (2), 940.29, 940.295, 948.02 (1),  
19 948.025 or 948.03 (2) (a), or a violation of the law of any other state or United States  
20 jurisdiction that would be a violation of s. 940.19 (3), 1999 stats., or a violation of s.  
21 940.01, 940.02, 940.03, 940.05, 940.12, 940.19 (2), (3), (4), (5) or (6), 940.22 (2) or (3),  
22 940.225 (1), (2) or (3), 940.285 (2), 940.29, 940.295, 948.02 (1), 948.025 or 948.03 (2)  
23 (a) if committed in this state.

24           **SECTION 152.** 51.15 (12) of the statutes is amended to read:

1           51.15 (12) PENALTY. Whoever signs a statement under sub. (4), (5) or (10)  
2 knowing the information contained therein to be false ~~may be fined not more than~~  
3 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a  
4 Class H felony.

5           **SECTION 153.** 55.06 (11) (am) of the statutes is amended to read:

6           55.06 (11) (am) Whoever signs a statement under par. (a) knowing the  
7 information contained therein to be false ~~may be fined not more than \$5,000 or~~  
8 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H  
9 felony.

10          **SECTION 154.** 66.0143 of the statutes is created to read:

11          **66.0143 Local appeals for exemption from state mandates. (1)**

12          DEFINITIONS. In this section:

13           (a) “Political subdivision” means a city, village, town, or county.

14           (b) “State mandate” means a state law that requires a political subdivision to  
15 engage in an activity or provide a service, or to increase the level of its activities or  
16 services.

17          **(2) APPEALS FOR EXEMPTIONS.** (a) A political subdivision may file a request with  
18 the department of revenue for a waiver from a state mandate, except for a state  
19 mandate that is related to any of the following:

20           1. Health.

21           2. Safety.

22           (b) An administrative agency, or the department of revenue, may grant a  
23 political subdivision a waiver from a state mandate as provided in par. (c).

24           (c) The political subdivision shall specify in its request for a waiver its reason  
25 for requesting the waiver. Upon receipt of a request for a waiver, the department of



1 revenue shall forward the request to the administrative agency which is responsible  
2 for administrating the state mandate. The agency shall determine whether to grant  
3 the waiver and shall notify the political subdivision and the department of revenue  
4 of its decision in writing. If no agency is responsible for administrating the state  
5 mandate, the department of revenue shall determine whether to grant the waiver  
6 and shall notify the political subdivision of its decision in writing.

7 (3) DURATION OF WAIVERS. A waiver is effective for 4 years. The administrative  
8 agency may renew the waiver for additional 4-year periods. If a waiver is granted  
9 by the department of revenue, the department may renew the waiver under this  
10 subsection.

11 (4) EVALUATION. By July 1, 2004, the department of revenue shall submit a  
12 report to the governor, and to the appropriate standing committees of the legislature  
13 under s. 13.172 (3). The report shall specify the number of waivers requested under  
14 this section, a description of each waiver request, the reason given for each waiver  
15 request, and the financial effects on the political subdivision of each waiver that was  
16 granted.

17 **SECTION 155.** 66.0602 of the statutes is created to read:

18 **66.0602 Limit on rate of tax levy increase.** (1) DEFINITIONS. In this section:

19 (a) "Debt levy" means the political subdivision purpose levy for debt service on  
20 loans under subch. II of ch. 24, bonds issued under s. 67.05, and promissory notes  
21 issued under s. 67.12 (12), less any revenues that abate the levy.

22 (b) "Debt levy rate" means the debt levy divided by the equalized value of the  
23 political subdivision exclusive of any tax incremental district value increment.

1 (c) "Inflation" means the percentage change in the U.S. bureau of labor  
2 statistics consumer price index for Milwaukee and Racine, all items, all urban  
3 consumers, or its successor index.

4 (d) "Municipality" means a city, village, or town.

5 (e) "Operating levy" means the political subdivision levy, less the debt levy.

6 (f) "Operating levy rate" means the total levy rate minus the debt levy rate.

7 (g) "Political subdivision" means a municipality or a county.

8 (h) "Population" has the meaning given in s. 990.01 (29).

9 (i) "Total levy rate" means the political subdivision purpose levy divided by the  
10 equalized value of the political subdivision exclusive of any tax incremental district  
11 value increment.

12 (2) LIMIT. Except as provided in sub. (3), no political subdivision whose total  
13 levy rate is equal to or greater than .001 may increase its operating levy rate, each  
14 year, by a percentage that exceeds the sum of all of the following percentages:

15 (a) The increase in inflation from June of the preceding year to June of the  
16 current year.

17 (b) The percentage increase in population in the political subdivision from  
18 preceding year to the current year.

19 (3) REFERENDUM, EXCEPTIONS. (a) 1. If the governing body of a political  
20 subdivision wishes to exceed the operating levy rate of increase limit otherwise  
21 applicable to the political subdivision under this section, it shall adopt a resolution  
22 to that effect. The resolution shall specify the operating levy rate and the percentage  
23 increase in the operating levy rate that the governing body wishes to impose. The  
24 governing body shall call a special election for the purpose of submitting the  
25 resolution to the electors of the political subdivision for a referendum on approval or

1 rejection. In lieu of calling a special election, the governing body may specify that  
2 the referendum be held at the next succeeding spring primary or election or  
3 September primary or general election to be held not earlier than 42 days after the  
4 adoption of the resolution of the governing body. The governing body shall file the  
5 resolution to be submitted to the electors as provided in s. 8.37.

6 2. The question submitted at the referendum shall be as follows: "Under state  
7 law, the operating levy rate of increase for the .... (name of political subdivision), for  
8 the tax to be imposed for the year .... (year), is limited to ....% (the amount calculated  
9 under sub. (2)) that results in an operating levy rate of \$.... per \$1,000 of equalized  
10 value. Notwithstanding the operating levy rate of increase limit, shall the .... (name  
11 of political subdivision) be allowed to exceed this operating levy rate of increase limit  
12 such that the operating levy rate of increase for the year .... (year) will be ....% (the  
13 amount specified in the governing body's resolution) that results in an operating levy  
14 rate of \$.... per \$1,000 of equalized value?"

15 3. Immediately after expiration of the time allowed to file a petition for a  
16 recount, the clerk of the political subdivision shall certify the results of the  
17 referendum to the department of revenue. If a petition for a recount is filed, the clerk  
18 shall make this certification immediately after the recount has been completed and  
19 the time allowed for filing an appeal has passed or, if appealed, immediately after the  
20 appeal is decided. A political subdivision may exceed the operating levy rate of  
21 increase limit otherwise applicable to it under this section in that year such that the  
22 operating levy rate of increase may not exceed the percentage approved by a majority  
23 of those voting on the question. The operating levy rate that results from approval  
24 in a referendum shall be the base rate to which the limit under sub. (2) is applied in  
25 the following year.

1 (b) 1. If a political subdivision transfers to another governmental unit  
2 responsibility for providing any service that the political subdivision provided in the  
3 preceding year, the levy rate of increase limit otherwise applicable under this section  
4 to the political subdivision in the current year is decreased to reflect the cost that the  
5 political subdivision would have incurred to provide that service, as determined by  
6 the department of revenue.

7 2. If a political subdivision increases the services that it provides by adding  
8 responsibility for providing a service transferred to it from another governmental  
9 unit in any year, the levy rate of increase limit otherwise applicable under this  
10 section to the political subdivision in the current year is increased to reflect the cost  
11 of that service, as determined by the department of revenue.

12 (c) This section does not apply to any county in which the operating levy that  
13 the county may impose under s. 59.605 is less than the operating levy that the county  
14 may impose under this section.

15 (d) The limitation in this section does not apply to any increase in a political  
16 subdivision's operating levy that results from complying with a court order.

17 (4) NOTIFICATION. Each year, not later than August 15, the department of  
18 revenue shall notify every political subdivision of the increase in inflation and  
19 population, as described in sub. (2), that applies to the political subdivision.

20 **SECTION 156.** 66.0901 (9) (a) of the statutes is amended to read:

21 66.0901 (9) (a) Notwithstanding sub. (1) (a), in this subsection, "municipality"  
22 does not include the ~~department of transportation~~ state.

23 **SECTION 157.** 66.1207 (1) (b) of the statutes is amended to read:

24 66.1207 (1) (b) Any person who secures or assists in securing dwelling  
25 accommodations under s. 66.1205 by intentionally making false representations in

1 order to receive at least \$2,500 but not more than \$25,000 in financial assistance for  
2 which the person would not otherwise be entitled ~~shall be fined not more than~~  
3 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

4 **SECTION 158.** 66.1207 (1) (c) of the statutes is amended to read:

5 66.1207 (1) (c) Any person who secures or assists in securing dwelling  
6 accommodations under s. 66.1205 by intentionally making false representations in  
7 order to receive more than \$25,000 in financial assistance for which the person would  
8 not otherwise be entitled ~~shall be fined not more than \$10,000 or imprisoned for not~~  
9 ~~more than 7 years and 6 months or both~~ is guilty of a Class H felony.

10 **SECTION 159.** 69.24 (1) (intro.) of the statutes is amended to read:

11 69.24 (1) (intro.) Any person who does any of the following ~~shall be fined not~~  
12 ~~more than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class  
13 I felony:

14 **SECTION 160.** 70.47 (18) (a) of the statutes is amended to read:

15 70.47 (18) (a) Whoever with intent to injure or defraud alters, damages,  
16 removes or conceals any of the items specified under subs. (8) (f) and (17) ~~may be fined~~  
17 ~~not more than \$1,000 or imprisoned for not more than 3 years or both~~ is guilty of a  
18 Class I felony.

19 **SECTION 161.** 71.01 (6) (g) of the statutes is repealed.

20 **SECTION 162.** 71.01 (6) (h) of the statutes is repealed.

21 **SECTION 163.** 71.01 (6) (i) of the statutes is amended to read:

22 71.01 (6) (i) For taxable years that begin after December 31, 1993, and before  
23 January 1, 1995, for natural persons and fiduciaries, except fiduciaries of nuclear  
24 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
25 Internal Revenue Code as amended to December 31, 1993, excluding sections 103,

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

1           **SECTION 164.** 71.01 (6) (j) of the statutes is amended to read:

2           71.01 (6) (j) For taxable years that begin after December 31, 1994, and before  
3           January 1, 1996, for natural persons and fiduciaries, except fiduciaries of nuclear  
4           decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
5           Internal Revenue Code as amended to December 31, 1994, excluding sections 103,  
6           104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and  
7           13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-117, P.L. 104-188,  
8           excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.  
9           104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and as  
10          indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.  
11          101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.  
12          102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
13          102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
14          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.  
15          104-117, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L.  
16          104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,  
17          and P.L. 106-554. The Internal Revenue Code applies for Wisconsin purposes at the  
18          same time as for federal purposes. Amendments to the federal Internal Revenue  
19          Code enacted after December 31, 1994, do not apply to this paragraph with respect  
20          to taxable years beginning after December 31, 1994, and before January 1, 1996,  
21          except that changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-117,  
22          P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.  
23          104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
24          106-554, and changes that indirectly affect the provisions applicable to this  
25          subchapter made by P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1202,

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

4 **SECTION 165.** 71.01 (6) (k) of the statutes is amended to read:

5 71.01 (6) (k) For taxable years that begin after December 31, 1995, and before  
6 January 1, 1997, for natural persons and fiduciaries, except fiduciaries of nuclear  
7 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
8 Internal Revenue Code as amended to December 31, 1995, excluding sections 103,  
9 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and  
10 13203 (d) of P.L. 103-66, and as amended by P.L. 104-117, P.L. 104-188, excluding  
11 sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.  
12 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
13 106-554, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
14 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.  
15 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
16 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
17 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
18 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and  
19 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
20 105-206 and, P.L. 105-277, and P.L. 106-554. The Internal Revenue Code applies  
21 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
22 federal Internal Revenue Code enacted after December 31, 1995, do not apply to this  
23 paragraph with respect to taxable years beginning after December 31, 1995, and  
24 before January 1, 1997, except that changes to the Internal Revenue Code made by  
25 P.L. 104-117, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of



1 P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206  
2 and, P.L. 105-277, and P.L. 106-554, and changes that indirectly affect the  
3 provisions applicable to this subchapter made by P.L. 104-117, P.L. 104-188,  
4 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191,  
5 P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
6 106-554, apply for Wisconsin purposes at the same time as for federal purposes.

7 **SECTION 166.** 71.01 (6) (L) of the statutes is amended to read:

8 71.01 (6) (L) For taxable years that begin after December 31, 1996, and before  
9 January 1, 1998, for natural persons and fiduciaries, except fiduciaries of nuclear  
10 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
11 Internal Revenue Code as amended to December 31, 1996, excluding sections 103,  
12 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
13 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
14 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277  
15 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L.  
16 107-16, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
17 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.  
18 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
19 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
20 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
21 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
22 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
23 105-34, P.L. 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16,  
24 excluding section 431 of P.L. 107-16. The Internal Revenue Code applies for  
25 Wisconsin purposes at the same time as for federal purposes. Amendments to the

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

10 **SECTION 167.** 71.01 (6) (m) of the statutes is amended to read:

11 71.01 (6) (m) For taxable years that begin after December 31, 1997, and before  
12 January 1, 1999, for natural persons and fiduciaries, except fiduciaries of nuclear  
13 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
14 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,  
15 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
16 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
17 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36  
18 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section  
19 431 of P.L. 107-16, and as indirectly affected 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. 101-280, P.L.  
21 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
22 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
23 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
24 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202  
25 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.

1 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L.  
2 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.  
3 107-16. The Internal Revenue Code applies for Wisconsin purposes at the same time  
4 as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
5 after December 31, 1997, do not apply to this paragraph with respect to taxable years  
6 beginning after December 31, 1997, and before January 1, 1999, except that  
7 changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L.  
8 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L.  
9 107-16, excluding section 431 of P.L. 107-16, and changes that indirectly affect the  
10 provisions applicable to this subchapter made by P.L. 105-178, P.L. 105-206, P.L.  
11 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L.  
12 107-16, excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the  
13 same time as for federal purposes.

14 **SECTION 168.** 71.01 (6) (n) of the statutes is amended to read:

15 71.01 (6) (n) For taxable years that begin after December 31, 1998, and before  
16 January 1, 2000, 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, 1998, 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. 106-36 and, P.L. 106-170, P.L. 106-230, P.L.  
22 106-519, 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 by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
24 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.  
25 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.

1 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
2 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
3 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
4 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
5 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170,  
6 P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding  
7 section 431 of P.L. 107-16. The Internal Revenue Code applies for Wisconsin  
8 purposes at the same time as for federal purposes. Amendments to the federal  
9 Internal Revenue Code enacted after December 31, 1998, do not apply to this  
10 paragraph with respect to taxable years beginning after December 31, 1998, and  
11 before January 1, 2000, except that changes to the Internal Revenue Code made by  
12 P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L.  
13 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and changes that  
14 indirectly affect the provisions applicable to this subchapter made by P.L. 106-36  
15 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, 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 169.** 71.01 (6) (o) of the statutes is amended to read:

19 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before  
20 January 1, 2001, 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, 1999, 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. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554,

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

21 **SECTION 170.** 71.01 (6) (p) of the statutes is created to read:

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

22 **SECTION 171.** 71.01 (6) (q) of the statutes is created to read:

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

1 as amended to December 31, 2001, excluding sections 103, 104, and 110 of P.L.  
2 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
3 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and section  
4 431 of P.L. 107-16, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L.  
5 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L.  
6 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
7 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
8 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
9 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202  
10 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
11 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.  
12 106-170, P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, P.L.  
13 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22. The  
14 Internal 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, 2001, do not apply to this paragraph with respect to taxable years  
17 beginning after December 31, 2001.

18 **SECTION 172.** 71.01 (7r) of the statutes is renumbered 71.01 (7r) (a) and  
19 amended to read:

20 71.01 (7r) (a) ~~Notwithstanding~~ For taxable years that begin after December 31,  
21 2000, and before January 1, 2002, notwithstanding sub. (6), for purposes of  
22 computing amortization or depreciation, "Internal Revenue Code" means either the  
23 federal Internal Revenue Code as amended to December 31, ~~1999~~ 2000, or the federal  
24 Internal Revenue Code in effect for the taxable year for which the return is filed,  
25 except that property that, under s. 71.02 (2) (d) 12., 1985 stats., is required to be

1 depreciated for taxable year 1986 under the Internal Revenue Code as amended to  
2 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
3 Code as amended to December 31, 1980.

4 **SECTION 173.** 71.01 (7r) (b) of the statutes is created to read:

5 71.01 (7r) (b) For taxable years that begin after December 31, 2001,  
6 notwithstanding sub. (6), for purposes of computing amortization or depreciation,  
7 "Internal Revenue Code" means either the federal Internal Revenue Code as  
8 amended to December 31, 2001, or the federal Internal Revenue Code in effect for the  
9 taxable year for which the return is filed, except that property that, under s. 71.02  
10 (2) (d) 12., 1985 stats., is required to be depreciated for taxable year 1986 under the  
11 Internal Revenue Code as amended to December 31, 1980, shall continue to be  
12 depreciated under the Internal Revenue Code as amended to December 31, 1980.

13 **SECTION 174.** 71.22 (4) (g) of the statutes is repealed.

14 **SECTION 175.** 71.22 (4) (h) of the statutes is repealed.

15 **SECTION 176.** 71.22 (4) (i) of the statutes is amended to read:

16 71.22 (4) (i) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
17 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after  
18 December 31, 1993, and before January 1, 1995, means the federal Internal  
19 Revenue Code as amended to December 31, 1993, excluding sections 103, 104, and  
20 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and  
21 13215 of P.L. 103-66, and as amended by P.L. 103-296, P.L. 103-337, P.L. 103-465,  
22 P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311  
23 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L.  
24 105-277, and P.L. 106-554, and as indirectly affected in the provisions applicable to  
25 this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803



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

21 **SECTION 177.** 71.22 (4) (j) of the statutes is amended to read:

22 71.22 (4) (j) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
23 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after  
24 December 31, 1994, and before January 1, 1996, means the federal Internal  
25 Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and

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

25 **SECTION 178.** 71.22 (4) (k) of the statutes is amended to read:

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

1 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 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 and, P.L. 105–277,  
3 and P.L. 106–554, apply for Wisconsin purposes at the same time as for federal  
4 purposes.

5 **SECTION 179.** 71.22 (4) (L) of the statutes is amended to read:

6 71.22 (4) (L) 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, 1996, and before January 1, 1998, means the federal Internal  
9 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and  
10 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
11 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
12 and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L.  
13 106–36, P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, and as  
14 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
15 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
16 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
17 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
18 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
19 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
20 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
21 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
22 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and,  
23 P.L. 106–36, P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16. The  
24 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
25 purposes. Amendments to the federal Internal Revenue Code enacted after

1 December 31, 1996, do not apply to this paragraph with respect to taxable years  
2 beginning after December 31, 1996, and before January 1, 1998, except that  
3 changes to the Internal Revenue Code made by P.L. 105-33, P.L. 105-34, P.L.  
4 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding  
5 section 431 of P.L. 107-16, and changes that indirectly affect the provisions  
6 applicable to this subchapter made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L.  
7 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of  
8 P.L. 107-16, apply for Wisconsin purposes at the same time as for federal purposes.

9 **SECTION 180.** 71.22 (4) (m) of the statutes is amended to read:

10 71.22 (4) (m) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
11 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after  
12 December 31, 1997, and before January 1, 1999, means the federal Internal  
13 Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and  
14 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
15 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188,  
16 and as amended 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, and as indirectly affected in the provisions applicable to this subchapter by  
19 P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2),  
20 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.  
21 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.  
22 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
23 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
24 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.  
25 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

1 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.  
2 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, P.L. 106-573,  
3 and P.L. 107-16, excluding section 431 of P.L. 107-16. The Internal Revenue Code  
4 applies for Wisconsin purposes at the same time as for federal purposes.  
5 Amendments to the federal Internal Revenue Code enacted after December 31, 1997,  
6 do not apply to this paragraph with respect to taxable years beginning after  
7 December 31, 1997, and before January 1, 1999, except that changes to the Internal  
8 Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and,  
9 P.L. 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of  
10 P.L. 107-16, and changes that indirectly affect the provisions applicable to this  
11 subchapter made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L.  
12 106-170, P.L. 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L.  
13 107-16, apply for Wisconsin purposes at the same time as for federal purposes.

14 **SECTION 181.** 71.22 (4) (n) of the statutes is amended to read:

15 71.22 (4) (n) 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, 1998, and before January 1, 2000, means the federal Internal  
18 Revenue Code as amended to December 31, 1998, 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. 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L.  
22 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and  
23 as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514,  
24 P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),  
25 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.

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

19 **SECTION 182.** 71.22 (4) (o) of the statutes is amended to read:

20 71.22 (4) (o) 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, 1999, and before January 1, 2001, means the federal Internal Revenue  
23 Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
24 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66  
25 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as

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

24 **SECTION 183.** 71.22 (4) (p) of the statutes is created to read:



1           71.22 (4) (p) 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, 2000, and before January 1, 2002, means the federal Internal Revenue  
4           Code as amended to December 31, 2000, 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. 107-16, excluding section 431 of P.L. 107-16, and P.L. 107-22, and  
8           as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514,  
9           P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),  
10          821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.  
11          101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
12          excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
13          103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
14          103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
15          excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
16          104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
17          105-277, P.L. 106-36, P.L. 106-170, P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L.  
18          106-554, P.L. 106-573, P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.  
19          107-22. The Internal Revenue Code applies for Wisconsin purposes at the same time  
20          as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
21          after December 31, 2000, do not apply to this paragraph with respect to taxable years  
22          beginning after December 31, 2000, and before January 1, 2002, except that changes  
23          to the Internal Revenue Code made by P.L. 107-16, excluding section 431 of P.L.  
24          107-16, and P.L. 107-22, and changes that indirectly affect the provisions applicable

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

3 **SECTION 184.** 71.22 (4) (q) of the statutes is created to read:

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

25 **SECTION 185.** 71.22 (4m) (e) of the statutes is repealed.

1           **SECTION 186.** 71.22 (4m) (f) of the statutes is repealed.

2           **SECTION 187.** 71.22 (4m) (g) of the statutes is amended to read:

3           71.22 (**4m**) (g) For taxable years that begin after December 31, 1993, and  
4 before January 1, 1995, "Internal Revenue Code", for corporations that are subject  
5 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
6 Internal Revenue Code as amended to December 31, 1993, excluding sections 103,  
7 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203  
8 (d), and 13215 of P.L. 103-66, and as amended by P.L. 103-296, P.L. 103-337, P.L.  
9 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding  
10 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206  
11 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected in the provisions  
12 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
13 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
14 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
15 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215  
16 of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding  
17 section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L.  
18 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
19 106-554. The Internal Revenue Code applies for Wisconsin purposes at the same  
20 time as for federal purposes. Amendments to the Internal Revenue Code enacted  
21 after December 31, 1993, do not apply to this paragraph with respect to taxable years  
22 beginning after December 31, 1993, and before January 1, 1995, except that  
23 changes to the Internal Revenue Code made by P.L. 103-296, P.L. 103-337, P.L.  
24 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding  
25 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206

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

7 **SECTION 188.** 71.22 (4m) (h) of the statutes is amended to read:

8 71.22 (4m) (h) For taxable years that begin after December 31, 1994, and  
9 before January 1, 1996, "Internal Revenue Code", for corporations that are subject  
10 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
11 Internal Revenue Code as amended to December 31, 1994, excluding sections 103,  
12 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding  
14 sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
15 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected  
16 in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, 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 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.  
22 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
23 106-554. The Internal Revenue Code applies for Wisconsin purposes at the same  
24 time as for federal purposes. Amendments to the Internal Revenue Code enacted  
25 after December 31, 1994, do not apply to this paragraph with respect to taxable years

1 beginning after December 31, 1994, and before January 1, 1996, except that  
2 changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding  
3 sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
4 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and changes that  
5 indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L.  
6 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.  
7 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
8 106-554, apply for Wisconsin purposes at the same time as for federal purposes.

9 **SECTION 189.** 71.22 (4m) (i) of the statutes is amended to read:

10 71.22 (4m) (i) For taxable years that begin after December 31, 1995, and before  
11 January 1, 1997, "Internal Revenue Code", for corporations that are subject to a tax  
12 on unrelated business income under s. 71.26 (1) (a), means the federal Internal  
13 Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and  
14 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)  
15 of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204,  
16 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34,  
17 P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected in the  
18 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647,  
19 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
20 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
21 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
22 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
23 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191,  
24 P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
25 106-554. The Internal Revenue Code applies for Wisconsin purposes at the same

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

12 **SECTION 190.** 71.22 (4m) (j) of the statutes is amended to read:

13 71.22 (4m) (j) For taxable years that begin after December 31, 1996, and before  
14 January 1, 1998, "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, 1996, excluding sections 103, 104, and  
17 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
18 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188  
19 and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and, P.L.  
20 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, and as  
21 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
22 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.  
23 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
24 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
25 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.

1 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)  
2 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,  
3 P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431  
4 of P.L. 107-16. The Internal Revenue Code applies for Wisconsin purposes at the  
5 same time as for federal purposes. Amendments to the Internal Revenue Code  
6 enacted after December 31, 1996, do not apply to this paragraph with respect to  
7 taxable years beginning after December 31, 1996, and before January 1, 1998,  
8 except that changes to the Internal Revenue Code made by P.L. 105-33, P.L. 105-34,  
9 P.L. 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16,  
10 excluding section 431 of P.L. 107-16, and changes that indirectly affect 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 191.** 71.22 (4m) (k) of the statutes is amended to read:

15 71.22 (4m) (k) For taxable years that begin after December 31, 1997, and  
16 before January 1, 1999, "Internal Revenue Code", for corporations that are subject  
17 to a tax on unrelated business income under s. 71.26 (1) (a), 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 in the provisions applicable to this  
24 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140,  
25 P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104,

1 and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
2 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.  
3 103-337, P.L. 103-465, P.L. 104-7, 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 Internal Revenue Code enacted after  
9 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 192.** 71.22 (4m) (L) of the statutes is amended to read:

19 71.22 (4m) (L) For taxable years that begin after December 31, 1998, and  
20 before January 1, 2000, "Internal Revenue Code", for corporations that are subject  
21 to a tax on unrelated business income under s. 71.26 (1) (a), 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 in the provisions applicable to this subchapter by  
3 P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,  
4 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
5 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
6 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
7 103-465, P.L. 104-7, 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 Internal  
13 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with  
14 respect to taxable years beginning after December 31, 1998, and before  
15 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
16 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573,  
17 and P.L. 107-16, excluding section 431 of P.L. 107-16, and changes that indirectly  
18 affect the provisions applicable to this subchapter made by P.L. 106-36 and, P.L.  
19 106-170, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L. 107-16,  
20 excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the same time  
21 as for federal purposes.

22 **SECTION 193.** 71.22 (4m) (m) of the statutes is amended to read:

23 71.22 (4m) (m) For taxable years that begin after December 31, 1999, and  
24 before January 1, 2001, "Internal Revenue Code", for corporations that are subject  
25 to a tax on unrelated business income under s. 71.26 (1) (a), 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 in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,  
7 P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508,  
8 P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
9 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
10 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.  
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 Internal Revenue Code enacted  
17 after December 31, 1999, do not apply to this paragraph with respect to taxable years  
18 beginning after December 31, 1999, and before January 1, 2001, except that changes  
19 to the Internal Revenue Code made by P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L.  
20 106-554, P.L. 106-573, and P.L. 107-16, excluding section 431 of P.L. 107-16, and  
21 changes that indirectly affect the provisions applicable to this subchapter made by  
22 P.L. 106-200, P.L. 106-230, P.L. 106-519, P.L. 106-554, P.L. 106-573, and P.L.  
23 107-16, excluding section 431 of P.L. 107-16, apply for Wisconsin purposes at the  
24 same time as for federal purposes.

25 **SECTION 194.** 71.22 (4m) (n) of the statutes is created to read:

**71.22 (4m) (n)** For taxable years that begin after December 31, 2000, and before January 1, 2002, “Internal Revenue Code,” for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 2000, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as amended by P.L. 107–16, excluding section 431 of P.L. 107–16, and P.L. 107–22, and as indirectly affected in the provisions applicable to this subchapter 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, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 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. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–519, P.L. 106–554, P.L. 106–573, P.L. 107–16, excluding section 431 of P.L. 107–16, and P.L. 107–22. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2000, do not apply to this paragraph with respect to taxable years beginning after December 31, 2000, 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.

1           **SECTION 195.** 71.22 (4m) (o) of the statutes is created to read:

2           **71.22 (4m) (o)** For taxable years that begin after December 31, 2001, “Internal  
3           Revenue Code,” for corporations that are subject to a tax on unrelated business  
4           income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended  
5           to December 31, 2001, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
6           13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
7           1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and section 431 of P.L. 107–16,  
8           and as indirectly affected in the provisions applicable to this subchapter 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. 101–508, 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. 104–188, 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. 107–15, P.L.  
17          107–16, excluding section 431 of P.L. 107–16, and P.L. 107–22. The Internal Revenue  
18          Code applies for Wisconsin purposes at the same time as for federal purposes.  
19          Amendments to the Internal Revenue Code enacted after December 31, 2001, do not  
20          apply to this paragraph with respect to taxable years beginning after  
21          December 31, 2001.

22           **SECTION 196.** 71.26 (2) (b) 7. of the statutes is repealed.

23           **SECTION 197.** 71.26 (2) (b) 8. of the statutes is repealed.

24           **SECTION 198.** 71.26 (2) (b) 9. of the statutes is amended to read:

1           71.26 (2) (b) 9. For taxable years that begin after December 31, 1993, and  
2 before January 1, 1995, for a corporation, conduit or common law trust which  
3 qualifies as a regulated investment company, real estate mortgage investment  
4 conduit or real estate investment trust under the Internal Revenue Code as amended  
5 to December 31, 1993, excluding sections 103, 104, and 110 of P.L. 102-227 and  
6 sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103-66, and  
7 as amended by P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding  
8 section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L.  
9 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
10 106-554, and as indirectly affected in the provisions applicable to this subchapter  
11 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,  
12 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
13 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
14 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103-66, P.L. 103-296, P.L. 103-337,  
15 P.L. 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding  
16 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206  
17 and, P.L. 105-277, and P.L. 106-554, "net income" means the federal regulated  
18 investment company taxable income, federal real estate mortgage investment  
19 conduit taxable income or federal real estate investment trust taxable income of the  
20 corporation, conduit or trust as determined under the Internal Revenue Code as  
21 amended to December 31, 1993, excluding sections 103, 104, and 110 of P.L. 102-227  
22 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103-66,  
23 and as amended by P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding  
24 section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311 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, and as indirectly affected in the provisions applicable to this subchapter  
2 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,  
3 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
4 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
5 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103-66, P.L. 103-296, P.L. 103-337,  
6 P.L. 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, except that property that, under s. 71.02 (1) (c)  
9 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986  
10 under the Internal Revenue Code as amended to December 31, 1980, shall continue  
11 to be depreciated under the Internal Revenue Code as amended to  
12 December 31, 1980, and except that the appropriate amount shall be added or  
13 subtracted to reflect differences between the depreciation or adjusted basis for  
14 federal income tax purposes and the depreciation or adjusted basis under this  
15 chapter of any property disposed of during the taxable year. The Internal Revenue  
16 Code as amended to December 31, 1993, excluding sections 103, 104, and 110 of P.L.  
17 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L.  
18 103-66, and as amended by P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7,  
19 excluding section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311 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, and as indirectly affected in the provisions applicable to this  
22 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140,  
23 P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104,  
24 and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
25 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103-66, P.L. 103-296,

1 P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L.  
2 104-188, excluding section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
3 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, applies for Wisconsin  
4 purposes at the same time as for federal purposes. Amendments to the Internal  
5 Revenue Code enacted after December 31, 1993, do not apply to this subdivision with  
6 respect to taxable years that begin after December 31, 1993, and before  
7 January 1, 1995, except that changes to the Internal Revenue Code made by P.L.  
8 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7,  
9 P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193,  
10 P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and changes that  
11 indirectly affect the provisions applicable to this subchapter made by P.L. 103-296,  
12 P.L. 103-337, P.L. 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L.  
13 104-188, excluding section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
14 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, apply for Wisconsin  
15 purposes at the same time as for federal purposes.

16 **SECTION 199.** 71.26 (2) (b) 10. of the statutes is amended to read:

17 71.26 (2) (b) 10. For taxable years that begin after December 31, 1994, and  
18 before January 1, 1996, for a corporation, conduit or common law trust which  
19 qualifies as a regulated investment company, real estate mortgage investment  
20 conduit or real estate investment trust under the Internal Revenue Code as amended  
21 to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102-227 and  
22 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as  
23 amended by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605  
24 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L.  
25 105-277, and P.L. 106-554, 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 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34,  
7 P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, "net income" means the federal  
8 regulated investment company taxable income, federal real estate mortgage  
9 investment conduit taxable income or federal real estate investment trust taxable  
10 income of the corporation, conduit or trust as determined under the Internal  
11 Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and  
12 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)  
13 of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding sections 1202,  
14 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L.  
15 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected in the  
16 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647,  
17 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
18 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
19 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
20 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
21 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.  
22 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, except that  
23 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated  
24 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to  
25 December 31, 1980, shall continue to be depreciated under the Internal Revenue



1 Code as amended to December 31, 1980, and except that the appropriate amount  
2 shall be added or subtracted to reflect differences between the depreciation or  
3 adjusted basis for federal income tax purposes and the depreciation or adjusted basis  
4 under this chapter of any property disposed of during the taxable year. The 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 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
12 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
13 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
14 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
15 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.  
16 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, applies for  
17 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
18 Internal Revenue Code enacted after December 31, 1994, do not apply to this  
19 subdivision with respect to taxable years that begin after December 31, 1994, and  
20 before January 1, 1996, except that changes made by P.L. 104-7, P.L. 104-188,  
21 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.  
22 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, and  
23 changes that indirectly affect the provisions applicable to this subchapter made by  
24 P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311 and 1605 of P.L.  
25 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,

**BILL**

1 and P.L. 106-554, apply for Wisconsin purposes at the same time as for federal  
2 purposes.

3 **SECTION 200.** 71.26 (2) (b) 11. of the statutes is amended to read:

4 71.26 (2) (b) 11. For taxable years that begin after December 31, 1995, and  
5 before January 1, 1997, for a corporation, conduit or common law trust which  
6 qualifies as a regulated investment company, real estate mortgage investment  
7 conduit or real estate investment trust under the Internal Revenue Code as amended  
8 to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and  
9 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as  
10 amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L.  
11 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and,  
12 P.L. 105-277, and P.L. 106-554, and as indirectly affected in the provisions  
13 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
14 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
15 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
16 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
17 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
18 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191,  
19 P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
20 106-554, “net income” means the federal regulated investment company taxable  
21 income, federal real estate mortgage investment conduit taxable income or federal  
22 real estate investment trust taxable income of the corporation, conduit or trust as  
23 determined under the Internal Revenue Code as amended to December 31, 1995,  
24 excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d),  
25 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by 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, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
3 106-554, and as indirectly affected in the provisions applicable to this subchapter  
4 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,  
5 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
6 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
7 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
8 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and  
9 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
10 105-206 and, P.L. 105-277, and P.L. 106-554, except that property that, under s.  
11 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983  
12 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall  
13 continue to be depreciated under the Internal Revenue Code as amended to  
14 December 31, 1980, and except that the appropriate amount shall be added or  
15 subtracted to reflect differences between the depreciation or adjusted basis for  
16 federal income tax purposes and the depreciation or adjusted basis under this  
17 chapter of any property disposed of during the taxable year. The Internal Revenue  
18 Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L.  
19 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
20 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311,  
21 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
22 105-206 and, P.L. 105-277, and P.L. 106-554, and as indirectly affected in the  
23 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647,  
24 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
25 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.

1 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
2 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
3 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191,  
4 P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.  
5 106-554, applies for Wisconsin purposes at the same time as for federal purposes.  
6 Amendments to the Internal Revenue Code enacted after December 31, 1995, do not  
7 apply to this subdivision with respect to taxable years that begin after  
8 December 31, 1995, and before January 1, 1997, except that changes to the Internal  
9 Revenue Code made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and  
10 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
11 105-206 and, P.L. 105-277, and P.L. 106-554, and changes that indirectly affect the  
12 provisions applicable to this subchapter made by P.L. 104-188, excluding sections  
13 1123, 1202, 1204, 1311 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
14 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, apply for  
15 Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 201.** 71.26 (2) (b) 12. of the statutes is amended to read:

17 71.26 (2) (b) 12. For taxable years that begin after December 31, 1996, and  
18 before January 1, 1998, for a corporation, conduit or common law trust which  
19 qualifies as a regulated investment company, real estate mortgage investment  
20 conduit, real estate investment trust or financial asset securitization investment  
21 trust under the Internal Revenue Code as amended to December 31, 1996, excluding  
22 sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d),  
23 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
24 1605 (d) of P.L. 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206,  
25 P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and P.L. 107-16, excluding section 431