

1 **SECTION 101.** 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 102.** 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 103.** 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 104.** 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 105.** 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 106.** 48.561 (3) (a) 1. of the statutes, as created by 2001 Wisconsin Act
11 16, is renumbered 48.561 (3) (a).

12 **SECTION 107.** 48.561 (3) (a) 2. of the statutes, as created by 2001 Wisconsin Act
13 16, is renumbered 48.561 (3) (bm).

14 **SECTION 108.** 48.561 (3) (a) 3. of the statutes, as created by 2001 Wisconsin Act
15 16, is repealed.

16 **SECTION 109.** 48.561 (3) (b) of the statutes, as affected by 2001 Wisconsin Act
17 16, is repealed.

18 **SECTION 110.** 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 111.** 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 112.** 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 113.** 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 114.** 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 115.** 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 116. 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 117. 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 H 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 118. 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 119.** 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 120.** 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 121.** 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 122.** 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 123.** 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 124.** 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 125.** 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 126.** 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 127.** 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 128.** 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 129.** 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 130.** 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 131.** 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 132.** 49.68 (3) (e) of the statutes is repealed.

5 **SECTION 133.** 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 134.** 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 135.** 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 136.** 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 137.** 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 138.** 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 139.** 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 140.** 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 141.** 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 142.** 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 143.** 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 144.** 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 145.** 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 146.** 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 147.** 49.95 (1) (e) and (f) of the statutes are created to read:

11 49.95 (1) (e) 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 148.** 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 149.** 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 150.** 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 151.** 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 152.** 66.0602 of the statutes is created to read:

18 **66.0602 Limit on ^{operating} ~~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 (b) ~~(a)~~ "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 (c) ~~(a)~~ "Municipality" means a city, village, or town.

5 (d) ~~(a)~~ "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 (e) ~~(a)~~ "Political subdivision" means a municipality or a county.

8 (f) ~~(a)~~ "Population" ~~has the meaning given in s. 990.01 (20)~~

9 (g) ~~(a)~~ "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 ^{the} 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

means the number of persons residing in the political subdivision
as determined by the department of administration under s. 16.96

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~~ 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~~ increase limit, shall the (name
11 of political subdivision) be allowed to exceed this operating levy ~~rate~~ increase limit
12 such that the operating levy ~~rate~~ 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~~
21 increase limit otherwise applicable to it under this section in that year such that the
22 operating levy ~~rate~~ 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.

operating levy

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~~ ^{operating} 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~~ ^{operating} 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 153.** 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 154.** 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

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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 155.** 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 156.** 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 157.** 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 158.** 71.01 (6) (g) of the statutes is repealed.

20 **SECTION 159.** 71.01 (6) (h) of the statutes is repealed.

21 **SECTION 160.** 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 161.** 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 162.** 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 163.** 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 164.** 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 165.** 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 166.** 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 167.** 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 168.** 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 169.** 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 170.** 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 171.** 71.22 (4) (g) of the statutes is repealed.

14 **SECTION 172.** 71.22 (4) (h) of the statutes is repealed.

15 **SECTION 173.** 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 174.** 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 amendeded 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 175.** 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 176.** 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 177.** 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 178.** 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 179.** 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 180.** 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 181.** 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 182.** 71.22 (4m) (e) of the statutes is repealed.

1 **SECTION 183.** 71.22 (4m) (f) of the statutes is repealed.

2 **SECTION 184.** 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 185.** 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 185.** 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 187.** 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 188.** 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 189.** 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 190.** 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 191.** 71.22 (4m) (n) of the statutes is created to read:

1 71.22 (4m) (n) For taxable years that begin after December 31, 2000, and
2 before January 1, 2002, "Internal Revenue Code," for corporations that are subject
3 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
4 Internal Revenue Code as amended to December 31, 2000, excluding sections 103,
5 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
6 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
7 104-188, and as amended by P.L. 107-16, excluding section 431 of P.L. 107-16, and
8 P.L. 107-22, and as indirectly affected in the provisions applicable to this subchapter
9 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,
10 P.L. 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. 107-16,
17 excluding section 431 of P.L. 107-16, and P.L. 107-22. The Internal Revenue Code
18 applies for Wisconsin purposes at the same time as for federal purposes.
19 Amendments to the Internal Revenue Code enacted after December 31, 2000, do not
20 apply to this paragraph with respect to taxable years beginning after
21 December 31, 2000, and before January 1, 2002, except that changes to the Internal
22 Revenue Code made by P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
23 107-22, and changes that indirectly affect the provisions applicable to this
24 subchapter made by P.L. 107-16, excluding section 431 of P.L. 107-16, and P.L.
25 107-22, apply for Wisconsin purposes at the same time as for federal purposes.

1 **SECTION 192.** 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 193.** 71.26 (2) (b) 7. of the statutes is repealed.

23 **SECTION 194.** 71.26 (2) (b) 8. of the statutes is repealed.

24 **SECTION 195.** 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,

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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 196.** 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

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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,

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

3 **SECTION 197.** 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 1993
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 198.** 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

1 of P.L. 107-16, and as indirectly affected in the provisions applicable to this
2 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140,
3 P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104,
4 and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
5 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.
6 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202
7 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
8 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and
9 P.L. 107-16, excluding section 431 of P.L. 107-16, "net income" means the federal
10 regulated investment company taxable income, federal real estate mortgage
11 investment conduit taxable income, federal real estate investment trust or financial
12 asset securitization investment trust taxable income of the corporation, conduit or
13 trust as determined under the Internal Revenue Code as amended to
14 December 31, 1996, excluding sections 103, 104, and 110 of P.L. 102-227, sections
15 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123
16 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188 and as amended by P.L.
17 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and, P.L. 106-36, P.L. 106-554, and
18 P.L. 107-16, excluding section 431 of P.L. 107-16, and as indirectly affected in the
19 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647,
20 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
21 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
22 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
23 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,
24 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
25 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and,