

1           **\*b0685/1.3\* SECTION 2175db.** 71.26 (2) (b) 8. of the statutes is amended to  
2 read:

3           71.26 (2) (b) 8. For taxable years that begin after December 31, 1992, and  
4 before January 1, 1994, for a corporation, conduit or common law trust which  
5 qualifies as a regulated investment company, real estate mortgage investment  
6 conduit or real estate investment trust under the Internal Revenue Code as amended  
7 to December 31, 1992, excluding sections 103, 104, and 110 of P.L. 102–227, and as  
8 amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1., 13113, 13150, 13171,  
9 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311  
10 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554,  
11 excluding sections 162 and 165 of P.L. 106–554, and as indirectly affected in the  
12 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
13 P.L. 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 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and  
16 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L.  
17 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding  
18 sections 162 and 165 of P.L. 106–554, “net income” means the federal regulated  
19 investment company taxable income, federal real estate mortgage investment  
20 conduit taxable income or federal real estate investment trust taxable income of the  
21 corporation, conduit or trust as determined under the Internal Revenue Code as  
22 amended to December 31, 1992, excluding sections 103, 104, and 110 of P.L. 102–227,  
23 and as amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150,  
24 13171, 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding  
25 section 1311 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.

1     106-554, excluding sections 162 and 165 of P.L. 106-554, and as indirectly affected  
2     in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L.  
3     100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.  
4     102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
5     102-486, P.L. 103-66, excluding sections 13101 (a) and (c) 1., 13113, 13150, 13171,  
6     13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188, excluding section 1311  
7     of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554,  
8     excluding sections 162 and 165 of P.L. 106-554, except that property that, under s.  
9     71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983  
10    to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall  
11    continue 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, 1992, excluding sections 103, 104, and 110 of P.L.  
17    102-227, and as amended by P.L. 103-66, excluding sections 13101 (a) and (c) 1,  
18    13113, 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188,  
19    excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,  
20    and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and as indirectly  
21    affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,  
22    P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508,  
23    P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
24    102-486, P.L. 103-66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171,  
25    13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188, excluding section 1311

1 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554,  
2 excluding sections 162 and 165 of P.L. 106–554, applies for Wisconsin purposes at the  
3 same time as for federal purposes. Amendments to the Internal Revenue Code  
4 enacted after December 31, 1992, do not apply to this subdivision with respect to  
5 taxable years that begin after December 31, 1992, and before January 1, 1994,  
6 except that changes to the Internal Revenue Code made by P.L. 103–66, P.L.  
7 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 105–34, P.L.  
8 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.  
9 106–554, and changes that indirectly affect the provisions applicable to this  
10 subchapter made by P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311  
11 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554,  
12 excluding sections 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the  
13 same time as for federal purposes.

14 \*b0685/1.3\* SECTION 2175dc. 71.26 (2) (b) 9. of the statutes is amended to  
15 read:

16 71.26 (2) (b) 9. For taxable years that begin after December 31, 1993, and  
17 before January 1, 1995, for a corporation, conduit or common law trust which  
18 qualifies as a regulated investment company, real estate mortgage investment  
19 conduit or real estate investment trust under the Internal Revenue Code as amended  
20 to December 31, 1993, excluding sections 103, 104, and 110 of P.L. 102–227 and  
21 sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103–66, and  
22 as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding  
23 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.  
24 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.  
25 106–554, excluding sections 162 and 165 of P.L. 106–554, and as indirectly affected

1 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.  
2 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
3 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
4 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, 13203  
5 (d), and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,  
6 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.  
7 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277,  
8 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, “net income”  
9 means the federal regulated investment company taxable income, federal real estate  
10 mortgage investment conduit taxable income or federal real estate investment trust  
11 taxable income of the corporation, conduit or trust as determined under the Internal  
12 Revenue Code as amended to December 31, 1993, excluding sections 103, 104, and  
13 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and  
14 13215 of P.L. 103–66, and as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465,  
15 P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311  
16 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L.  
17 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and as  
18 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
19 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
20 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
21 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
22 13174, 13203 (d), and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465,  
23 P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311  
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, excluding sections 162 and 165 of P.L. 106–554, except

1 that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be  
2 depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as  
3 amended to December 31, 1980, shall continue to be depreciated under the Internal  
4 Revenue Code as amended to December 31, 1980, and except that the appropriate  
5 amount shall be added or subtracted to reflect differences between the depreciation  
6 or adjusted basis for federal income tax purposes and the depreciation or adjusted  
7 basis under this chapter of any property disposed of during the taxable year. The  
8 Internal Revenue Code as amended to December 31, 1993, excluding sections 103,  
9 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203  
10 (d), and 13215 of P.L. 103–66, and as amended by P.L. 103–296, P.L. 103–337, P.L.  
11 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding  
12 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206  
13 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
14 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
15 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
16 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
17 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
18 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337,  
19 P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding  
20 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206  
21 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
22 applies for Wisconsin purposes at the same time as for federal purposes.  
23 Amendments to the Internal Revenue Code enacted after December 31, 1993, do not  
24 apply to this subdivision with respect to taxable years that begin after  
25 December 31, 1993, and before January 1, 1995, except that changes to the Internal

1 Revenue Code made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,  
2 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.  
3 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277,  
4 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and changes that  
5 indirectly affect the provisions applicable to this subchapter made by P.L. 103–296,  
6 P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L.  
7 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
8 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162  
9 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time as for federal  
10 purposes.

11 **\*b0685/1.3\* SECTION 2175dd.** 71.26 (2) (b) 10. of the statutes is amended to  
12 read:

13 71.26 (2) (b) 10. For taxable years that begin after December 31, 1994, and  
14 before January 1, 1996, for a corporation, conduit or common law trust which  
15 qualifies as a regulated investment company, real estate mortgage investment  
16 conduit or real estate investment trust under the Internal Revenue Code as amended  
17 to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102–227 and  
18 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and as  
19 amended by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605  
20 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L.  
21 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and as  
22 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
23 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
24 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
25 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),

1 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
2 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188,  
3 P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.  
4 106–554, excluding sections 162 and 165 of P.L. 106–554, “net income” means the  
5 federal regulated investment company taxable income, federal real estate mortgage  
6 investment conduit taxable income or federal real estate investment trust taxable  
7 income of the corporation, conduit or trust as determined under the Internal  
8 Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and  
9 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)  
10 of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding sections 1202,  
11 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.  
12 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.  
13 106–554, and as indirectly affected in the provisions applicable to this subchapter  
14 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,  
15 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
16 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
17 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
18 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of  
19 P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L.  
20 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, except  
21 that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be  
22 depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as  
23 amended to December 31, 1980, shall continue to be depreciated under the Internal  
24 Revenue Code as amended to December 31, 1980, and except that the appropriate  
25 amount shall be added or subtracted to reflect differences between the depreciation

1 or adjusted basis for federal income tax purposes and the depreciation or adjusted  
2 basis under this chapter of any property disposed of during the taxable year. The  
3 Internal Revenue Code as amended to December 31, 1994, excluding sections 103,  
4 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and  
5 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding  
6 sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
7 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162  
8 and 165 of P.L. 106–554, and as indirectly affected in the provisions applicable to this  
9 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
10 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
11 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
12 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
13 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204,  
14 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, excluding sections 162 and 165 of P.L.  
16 106–554, applies for Wisconsin purposes at the same time as for federal purposes.  
17 Amendments to the Internal Revenue Code enacted after December 31, 1994, do not  
18 apply to this subdivision with respect to taxable years that begin after  
19 December 31, 1994, and before January 1, 1996, except that changes made by P.L.  
20 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188,  
21 P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.  
22 106–554, excluding sections 162 and 165 of P.L. 106–554, and changes that indirectly  
23 affect the provisions applicable to this subchapter made by P.L. 104–7, P.L. 104–188,  
24 excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L.  
25 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding



1 sections 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time  
2 as for federal purposes.

3 **\*b0685/1.3\* SECTION 2175de.** 71.26 (2) (b) 11. of the statutes is amended to  
4 read:

5 71.26 (2) (b) 11. For taxable years that begin after December 31, 1995, and  
6 before January 1, 1997, for a corporation, conduit or common law trust which  
7 qualifies as a regulated investment company, real estate mortgage investment  
8 conduit or real estate investment trust under the Internal Revenue Code as amended  
9 to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102–227 and  
10 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and as  
11 amended by P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L.  
12 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and,  
13 P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and  
14 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,  
15 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,  
16 P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
17 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
18 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
19 104–7, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L.  
20 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and,  
21 P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, “net  
22 income” means the federal regulated investment company taxable income, federal  
23 real estate mortgage investment conduit taxable income or federal real estate  
24 investment trust taxable income of the corporation, conduit or trust as determined  
25 under the Internal Revenue Code as amended to December 31, 1995, excluding

1 sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),  
2 13174, and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–188, excluding  
3 sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.  
4 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.  
5 106–554, excluding sections 162 and 165 of P.L. 106–554, and as indirectly affected  
6 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.  
7 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
8 102–227, 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, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.  
12 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277,  
13 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, except that  
14 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated  
15 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to  
16 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
17 Code as amended to December 31, 1980, and except that the appropriate amount  
18 shall be added or subtracted to reflect differences between the depreciation or  
19 adjusted basis for federal income tax purposes and the depreciation or adjusted basis  
20 under this chapter of any property disposed of during the taxable year. The Internal  
21 Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and  
22 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)  
23 of P.L. 103–66, and as amended by P.L. 104–188, excluding sections 1123, 1202, 1204,  
24 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34,  
25 P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165

1 of P.L. 106-554, 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, 1202,  
7 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
8 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, excluding sections 162  
9 and 165 of P.L. 106-554, applies for Wisconsin purposes at the same time as for  
10 federal purposes. Amendments to the Internal Revenue Code enacted after  
11 December 31, 1995, do not apply to this subdivision with respect to taxable years  
12 that begin after December 31, 1995, and before January 1, 1997, except that  
13 changes to the Internal Revenue Code made by P.L. 104-188, excluding sections  
14 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
15 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, excluding  
16 sections 162 and 165 of P.L. 106-554, and changes that indirectly affect the  
17 provisions applicable to this subchapter made by P.L. 104-188, excluding sections  
18 1123, 1202, 1204, 1311 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
19 105-33, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, excluding  
20 sections 162 and 165 of P.L. 106-554, apply for Wisconsin purposes at the same time  
21 as for federal purposes.

22 \*b0685/1.3\* SECTION 2175df. 71.26 (2) (b) 12. of the statutes is amended to  
23 read:

24 71.26 (2) (b) 12. For taxable years that begin after December 31, 1996, and  
25 before January 1, 1998, for a corporation, conduit or common law trust which

1 qualifies as a regulated investment company, real estate mortgage investment  
2 conduit, real estate investment trust or financial asset securitization investment  
3 trust under the Internal Revenue Code as amended to December 31, 1996, excluding  
4 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
5 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
6 1605 (d) of P.L. 104–188, and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206,  
7 P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of  
8 P.L. 106–554, and as indirectly affected in the provisions applicable to this  
9 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
10 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
11 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
12 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
13 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
14 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
15 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554,  
16 excluding sections 162 and 165 of P.L. 106–554, “net income” means the federal  
17 regulated investment company taxable income, federal real estate mortgage  
18 investment conduit taxable income, federal real estate investment trust or financial  
19 asset securitization investment trust taxable income of the corporation, conduit or  
20 trust as determined under the Internal Revenue Code as amended to  
21 December 31, 1996, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
22 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66 and sections 1123  
23 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188 and as amended by P.L.  
24 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554,  
25 excluding sections 162 and 165 of P.L. 106–554, and as indirectly affected in the

1 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
2 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
3 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
4 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
5 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
6 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
7 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and,  
8 P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, except  
9 that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be  
10 depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as  
11 amended to December 31, 1980, shall continue to be depreciated under the Internal  
12 Revenue Code as amended to December 31, 1980, and except that the appropriate  
13 amount shall be added or subtracted to reflect differences between the depreciation  
14 or adjusted basis for federal income tax purposes and the depreciation or adjusted  
15 basis under this chapter of any property disposed of during the taxable year. The  
16 Internal Revenue Code as amended to December 31, 1996, excluding sections 103,  
17 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
18 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
19 104–188, and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277  
20 and, P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
21 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
22 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
23 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
24 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
25 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.

1 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
2 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
3 105–34, P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding  
4 sections 162 and 165 of P.L. 106–554, applies for Wisconsin purposes at the same  
5 time as for federal purposes. Amendments to the Internal Revenue Code enacted  
6 after December 31, 1996, do not apply to this subdivision with respect to taxable  
7 years that begin after December 31, 1996, and before January 1, 1998, except that  
8 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.  
9 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162  
10 and 165 of P.L. 106–554, and changes that indirectly affect the provisions applicable  
11 to this subchapter made by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and,  
12 P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, apply  
13 for Wisconsin purposes at the same time as for federal purposes.

14 \*b0685/1.3\* SECTION 2175dg. 71.26 (2) (b) 13. of the statutes is amended to  
15 read:

16 71.26 (2) (b) 13. For taxable years that begin after December 31, 1997, and  
17 before January 1, 1999, for a corporation, conduit or common law trust which  
18 qualifies as a regulated investment company, real estate mortgage investment  
19 conduit, real estate investment trust or financial asset securitization investment  
20 trust under the Internal Revenue Code as amended to December 31, 1997, excluding  
21 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
22 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
23 1605 (d) of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L.  
24 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–554, excluding sections 162 and  
25 165 of P.L. 106–554, and P.L. 106–573, and as indirectly affected in the provisions

1 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
2 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
3 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
4 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
5 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
6 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
7 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
8 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, excluding sections 162 and  
9 165 of P.L. 106-554, and P.L. 106-573, “net income” means the federal regulated  
10 investment company taxable income, federal real estate mortgage investment  
11 conduit taxable income, federal real estate investment trust or financial asset  
12 securitization investment trust taxable income of the corporation, conduit or trust  
13 as determined under the Internal Revenue Code as amended to December 31, 1997,  
14 excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171  
15 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311,  
16 and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L.  
17 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, excluding sections 162 and  
18 165 of P.L. 106-554, and P.L. 106-573, and as indirectly affected in the provisions  
19 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
20 101-73, 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. 105-178, P.L. 105-206, P.L.

1 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–554, excluding sections 162 and  
2 165 of P.L. 106–554, and P.L. 106–573, except that property that, under s. 71.02 (1)  
3 (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986  
4 under the Internal Revenue Code as amended to December 31, 1980, shall continue  
5 to be depreciated under the Internal Revenue Code as amended to  
6 December 31, 1980, and except that the appropriate amount shall be added or  
7 subtracted to reflect differences between the depreciation or adjusted basis for  
8 federal income tax purposes and the depreciation or adjusted basis under this  
9 chapter of any property disposed of during the taxable year. The Internal Revenue  
10 Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L.  
11 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
12 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
13 amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170,  
14 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and  
15 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,  
16 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,  
17 P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
18 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
19 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
20 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)  
21 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178,  
22 P.L. 105–206, P.L. 105–277, P.L. 106–36 and and, P.L. 106–170, P.L. 106–554,  
23 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, applies for  
24 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
25 Internal Revenue Code enacted after December 31, 1997, do not apply to this



1 subdivision with respect to taxable years that begin after December 31, 1997, and  
2 before January 1, 1999, except that changes to the Internal Revenue Code made by  
3 P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170, P.L.  
4 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573 and  
5 changes that indirectly affect the provisions applicable to this subchapter made by  
6 P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and and, P.L. 106–170, P.L.  
7 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573 apply for  
8 Wisconsin purposes at the same time as for federal purposes.

9 **\*b0685/1.3\* SECTION 2175dgm.** 71.26 (2) (b) 14. of the statutes is amended to  
10 read:

11 71.26 (2) (b) 14. For taxable years that begin after December 31, 1998, and  
12 before January 1, 2000, for a corporation, conduit or common law trust which  
13 qualifies as a regulated investment company, real estate mortgage investment  
14 conduit, real estate investment trust or financial asset securitization investment  
15 trust under the Internal Revenue Code as amended to December 31, 1998, excluding  
16 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
17 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
18 1605 (d) of P.L. 104–188, and as amended by P.L. 106–36 and, P.L. 106–170, P.L.  
19 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.  
20 106–573, and as indirectly affected in the provisions applicable to this subchapter  
21 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,  
22 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
23 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
24 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
25 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),

1 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
2 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170,  
3 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.  
4 106–573, “net income” means the federal regulated investment company taxable  
5 income, federal real estate mortgage investment conduit taxable income, federal real  
6 estate investment trust or financial asset securitization investment trust taxable  
7 income of the corporation, conduit or trust as determined under the Internal  
8 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and  
9 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
10 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
11 and as amended by P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
12 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and as indirectly  
13 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
14 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,  
15 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
16 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
17 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.  
18 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
19 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
20 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
21 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, except that  
22 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated  
23 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to  
24 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
25 Code as amended to December 31, 1980, and except that the appropriate amount

1 shall be added or subtracted to reflect differences between the depreciation or  
2 adjusted basis for federal income tax purposes and the depreciation or adjusted basis  
3 under this chapter of any property disposed of during the taxable year. The Internal  
4 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and  
5 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
6 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
7 and as amended by P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
8 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and as indirectly  
9 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
10 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,  
11 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
12 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
14 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
15 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
16 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
17 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, applies for  
18 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
19 Internal Revenue Code enacted after December 31, 1998, do not apply to this  
20 subdivision with respect to taxable years that begin after December 31, 1998, and  
21 before January 1, 2000, except that changes to the Internal Revenue Code made by  
22 P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162  
23 and 165 of P.L. 106–554, and P.L. 106–573 and changes that indirectly affect the  
24 provisions applicable to this subchapter made by P.L. 106–36 and, P.L. 106–170, P.L.

1 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.  
2 106-573 apply for Wisconsin purposes at the same time as for federal purposes.

3 \*b0685/1.3\* SECTION 2175dh. 71.26 (2) (b) 15. of the statutes is amended to  
4 read:

5 71.26 (2) (b) 15. For taxable years that begin after December 31, 1999, and  
6 before January 1, 2001, for a corporation, conduit or common law trust which  
7 qualifies as a regulated investment company, real estate mortgage investment  
8 conduit, real estate investment trust or financial asset securitization investment  
9 trust under the Internal Revenue Code as amended to December 31, 1999, excluding  
10 sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d),  
11 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
12 1605 (d) of P.L. 104-188, and as amended by P.L. 106-200, P.L. 106-230, P.L.  
13 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573, 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, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.  
16 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
17 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
18 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
19 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
20 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
21 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-200,  
22 P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.  
23 106-573, “net income” means the federal regulated investment company taxable  
24 income, federal real estate mortgage investment conduit taxable income, federal real  
25 estate investment trust or financial asset securitization investment trust taxable

1 income of the corporation, conduit or trust as determined under the Internal  
2 Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and  
3 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
4 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
5 and as amended by P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding sections 162  
6 and 165 of P.L. 106–554, and P.L. 106–573, and as indirectly affected in the  
7 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
8 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
9 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
10 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
11 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
12 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
13 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
14 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–554,  
15 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, except that  
16 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated  
17 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to  
18 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
19 Code as amended to December 31, 1980, and except that the appropriate amount  
20 shall be added or subtracted to reflect differences between the depreciation or  
21 adjusted basis for federal income tax purposes and the depreciation or adjusted basis  
22 under this chapter of any property disposed of during the taxable year. The Internal  
23 Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and  
24 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
25 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,

1 and as amended by P.L. 106-200, P.L. 106-230, P.L. 106-554, excluding sections 162  
2 and 165 of P.L. 106-554, and P.L. 106-573, and as indirectly affected in the  
3 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647,  
4 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
5 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
6 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
7 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
8 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
9 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
10 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-200, P.L. 106-230, P.L. 106-554,  
11 excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573, applies for  
12 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
13 Internal Revenue Code enacted after December 31, 1999, do not apply to this  
14 subdivision with respect to taxable years that begin after December 31, 1999, and  
15 before January 1, 2001, except that changes to the Internal Revenue Code made by  
16 P.L. 106-200, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.  
17 106-554, and P.L. 106-573 and changes that indirectly affect the provisions  
18 applicable to this subchapter made by P.L. 106-200, P.L. 106-230, P.L. 106-554,  
19 excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573 apply for Wisconsin  
20 purposes at the same time as for federal purposes.

21 **\*b0685/1.3\* SECTION 2175j.** 71.26 (2) (b) 16. of the statutes is created to read:  
22 71.26 (2) (b) 16. For taxable years that begin after December 31, 2000, for a  
23 corporation, conduit, or common law trust which qualifies as a regulated investment  
24 company, real estate mortgage investment conduit, real estate investment trust, or  
25 financial asset securitization investment trust under the Internal Revenue Code as

1 amended to December 31, 2000, excluding sections 103, 104, and 110 of P.L. 102–227,  
2 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66 and sections  
3 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188 and as indirectly  
4 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
5 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,  
6 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
7 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
8 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.  
9 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
10 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
11 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L.  
12 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, “net  
13 income” means the federal regulated investment company taxable income, federal  
14 real estate mortgage investment conduit taxable income, federal real estate  
15 investment trust or financial asset securitization investment trust taxable income  
16 of the corporation, conduit, or trust as determined under the Internal Revenue Code  
17 as amended to December 31, 2000, excluding sections 103, 104, and 110 of P.L.  
18 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
19 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
20 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
21 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
22 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
23 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
24 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
25 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605

1 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
2 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–200, P.L.  
3 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.  
4 106–573, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is  
5 required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue  
6 Code as amended to December 31, 1980, shall continue to be depreciated under the  
7 Internal Revenue Code as amended to December 31, 1980, and except that the  
8 appropriate amount shall be added or subtracted to reflect differences between the  
9 depreciation or adjusted basis for federal income tax purposes and the depreciation  
10 or adjusted basis under this chapter of any property disposed of during the taxable  
11 year. The Internal Revenue Code as amended to December 31, 2000, excluding  
12 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
13 13174, and 13203 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311,  
14 and 1605 (d) of P.L. 104–188, and as indirectly affected in the provisions applicable  
15 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
16 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
17 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
18 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
19 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
20 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
21 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
22 106–36, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding sections  
23 162 and 165 of P.L. 106–554, and P.L. 106–573, applies for Wisconsin purposes at the  
24 same time as for federal purposes. Amendments to the Internal Revenue Code



1 enacted after December 31, 2000, do not apply to this subdivision with respect to  
2 taxable years that begin after December 31, 2000.”.

3 ✓ \*b0685/1.4\* 1023. Page 965, line 16: after that line insert:

4 \*b0685/1.4\* “SECTION 2176d. 71.26 (3) (y) of the statutes is amended to read:

5 71.26 (3) (y) A corporation may compute amortization and depreciation under  
6 either the federal Internal Revenue Code as amended to December 31, ~~1999~~ 2000,  
7 or the federal Internal Revenue Code in effect for the taxable year for which the  
8 return is filed, except that property first placed in service by the taxpayer on or after  
9 January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br),  
10 1985 stats., is required to be depreciated under the Internal Revenue Code as  
11 amended to December 31, 1980, and property first placed in service in taxable year  
12 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985  
13 stats., is required to be depreciated under the Internal Revenue Code as amended  
14 to December 31, 1980, shall continue to be depreciated under the Internal Revenue  
15 Code as amended to December 31, 1980.”.

16 ✓ \*b0681/1.2\* 1024. Page 969, line 16: after “(7),” insert “a dislocated worker,  
17 as defined in 29 USC 2801 (9).”.

18 ✓ \*b0680/2.3\* 1025. Page 970, line 7: before “(f)” insert “(e),”.

19 ✓ \*b0680/2.4\* 1026. Page 970, line 8: after that line insert:

20 “(d) Partnerships, limited liability companies, and tax-option corporations  
21 may not claim the credit under this subsection, but the eligibility for, and the amount  
22 of, the credit are based on their payment of amounts under par. (a). A partnership,  
23 limited liability company, or tax-option corporation shall compute the amount of  
24 credit that each of its partners, members, or shareholders may claim and shall

1 provide that information to each of them. Partners, members of limited liability  
2 companies, and shareholders of tax-option corporations may claim the credit in  
3 proportion to their ownership interest.”.

4 ✓\*b0685/1.5\***1027**. Page 970, line 17: after that line insert:

5 \*b0685/1.5\* “SECTION 2182d. 71.34 (1g) (g) of the statutes is repealed.

6 \*b0685/1.5\* SECTION 2182db. 71.34 (1g) (h) of the statutes is amended to read:

7 71.34 (1g) (h) “Internal Revenue Code” for tax-option corporations, for taxable  
8 years that begin after December 31, 1992, and before January 1, 1994, means the  
9 federal Internal Revenue Code as amended to December 31, 1992, excluding  
10 sections 103, 104 and 110 of P.L. 102–227, and as amended by P.L. 103–66, excluding  
11 sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103–66,  
12 P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 105–34, P.L.  
13 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.  
14 106–554, and as indirectly affected in the provisions applicable to this subchapter  
15 by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d)  
16 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
17 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
18 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
19 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171,  
20 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311  
21 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554,  
22 excluding sections 162 and 165 of P.L. 106–554, except that section 1366 (f) (relating  
23 to pass-through of items to shareholders) is modified by substituting the tax under  
24 s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code

1 applies for Wisconsin purposes at the same time as for federal purposes.  
2 Amendments to the federal Internal Revenue Code enacted after  
3 December 31, 1992, do not apply to this paragraph with respect to taxable years  
4 beginning after December 31, 1992, and before January 1, 1994, except that  
5 changes to the Internal Revenue Code made by P.L. 103–66, P.L. 103–465, P.L.  
6 104–188, excluding section 1311 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L.  
7 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and  
8 changes that indirectly affect the provisions applicable to this subchapter made by  
9 P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.  
10 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162  
11 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time as for federal  
12 purposes.

13 **\*b0685/1.5\* SECTION 2182dc.** 71.34 (1g) (i) of the statutes is amended to read:

14 71.34 (1g) (i) “Internal Revenue Code” for tax-option corporations, for taxable  
15 years that begin after December 31, 1993, and before January 1, 1995, means the  
16 federal Internal Revenue Code as amended to December 31, 1993, excluding  
17 sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),  
18 13174, 13203 (d), and 13215 of P.L. 103–66, and as amended by P.L. 103–296, P.L.  
19 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188,  
20 excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.  
21 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.  
22 106–554, and as indirectly affected in the provisions applicable to this subchapter  
23 by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d)  
24 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
25 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.

1 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
2 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, 13203  
3 (d), and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,  
4 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.  
5 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277,  
6 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, except that section  
7 1366 (f) (relating to pass-through of items to shareholders) is modified by  
8 substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The  
9 Internal 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, 1993, do not apply to this paragraph with respect to taxable years  
12 beginning after December 31, 1993, and before January 1, 1995, except that  
13 changes to the Internal Revenue Code made by P.L. 103–296, P.L. 103–337, P.L.  
14 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding  
15 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206  
16 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
17 and changes that indirectly affect the provisions applicable to this subchapter made  
18 by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L.  
19 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L.  
20 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding  
21 sections 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time  
22 as for federal purposes.

23 \*b0685/1.5\* SECTION 2182dd. 71.34 (1g) (j) of the statutes is amended to read:

24 71.34 (1g) (j) “Internal Revenue Code” for tax-option corporations, for taxable  
25 years that begin after December 31, 1994, and before January 1, 1996, means the

1 federal Internal Revenue Code as amended to December 31, 1994, excluding  
2 sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),  
3 13174, and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188,  
4 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.  
5 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding  
6 sections 162 and 165 of P.L. 106–554, and as indirectly affected in the provisions  
7 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding  
8 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514  
9 and section 1008 (g) (5) of 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 1202, 1204, 1311, and 1605 of  
14 P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L.  
15 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, except  
16 that section 1366 (f) (relating to pass-through of items to shareholders) is modified  
17 by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375.  
18 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
19 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
20 December 31, 1994, do not apply to this paragraph with respect to taxable years  
21 beginning after December 31, 1994, and before January 1, 1996, except changes to  
22 the Internal Revenue Code made by P.L. 104–7, P.L. 104–188, excluding sections  
23 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34,  
24 P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165  
25 of P.L. 106–554, and changes that indirectly affect the provisions applicable to this

1 subchapter made by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311  
2 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and,  
3 P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
4 apply for Wisconsin purposes at the same time as for federal purposes.

5 \*b0685/1.5\* SECTION 2182de. 71.34 (1g) (k) of the statutes is amended to read:

6 71.34 (1g) (k) “Internal Revenue Code” for tax-option corporations, for taxable  
7 years that begin after December 31, 1995, and before January 1, 1997, means the  
8 federal Internal Revenue Code as amended to December 31, 1995, excluding  
9 sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),  
10 13174, and 13203 (d) of P.L. 103–66, and as amended by 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, excluding sections 162 and 165 of P.L. 106–554, and as indirectly affected  
14 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.  
15 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823  
16 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
17 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
18 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
19 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
20 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
21 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
22 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding  
23 sections 162 and 165 of P.L. 106–554, except that section 1366 (f) (relating to  
24 pass-through of items to shareholders) is modified by substituting the tax under s.  
25 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies

1 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
2 federal Internal Revenue Code enacted after December 31, 1995, do not apply to this  
3 paragraph with respect to taxable years beginning after December 31, 1995, and  
4 before January 1, 1997, except that changes to the Internal Revenue Code made by  
5 P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188,  
6 P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L.  
7 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and  
8 changes that indirectly affect the provisions applicable to this subchapter made by  
9 P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188,  
10 P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L.  
11 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, apply for  
12 Wisconsin purposes at the same time as for federal purposes.

13 **\*b0685/1.5\* SECTION 2182df.** 71.34 (1g) (L) of the statutes is amended to read:

14 71.34 (1g) (L) “Internal Revenue Code” for tax-option corporations, for taxable  
15 years that begin after December 31, 1996, and before January 1, 1998, means the  
16 federal Internal Revenue Code as amended to December 31, 1996, excluding  
17 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
18 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
19 1605 (d) of P.L. 104–188, and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206,  
20 P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of  
21 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 excluding sections 803 (d) (2)  
23 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008  
24 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
25 101–508, 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. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
4 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
5 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162  
6 and 165 of P.L. 106–554, except that section 1366 (f) (relating to pass-through of  
7 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes  
8 under sections 1374 and 1375. 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, 1996, do not apply to this  
11 paragraph with respect to taxable years beginning after December 31, 1996, and  
12 before January 1, 1998, except that changes to the Internal Revenue Code made by  
13 P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L.  
14 106–554, excluding sections 162 and 165 of P.L. 106–554, and changes that indirectly  
15 affect the provisions applicable to this subchapter made by P.L. 105–33, P.L. 105–34,  
16 P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections  
17 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time as for  
18 federal purposes.

19 \*b0685/1.5\* SECTION 2182dg. 71.34 (1g) (m) of the statutes is amended to read:  
20 71.34 (1g) (m) “Internal Revenue Code” for tax-option corporations, for taxable  
21 years that begin after December 31, 1997, and before January 1, 1999, means the  
22 federal Internal Revenue Code as amended to December 31, 1997, excluding sections  
23 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
24 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
25 of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.



1     106-36 and, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L.  
2     106-554, and P.L. 106-573, and as indirectly affected in the provisions applicable to  
3     this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803  
4     (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section  
5     1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239,  
6     P.L. 101-508, 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. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
10    (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
11    105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554,  
12    excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573, except that section  
13    1366 (f) (relating to pass-through of items to shareholders) is modified by  
14    substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The  
15    Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
16    purposes. Amendments to the federal Internal Revenue Code enacted after  
17    December 31, 1997, do not apply to this paragraph with respect to taxable years  
18    beginning after December 31, 1997, and before January 1, 1999, except that  
19    changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L.  
20    105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, excluding sections 162 and  
21    165 of P.L. 106-554, and P.L. 106-573 and changes that indirectly affect the  
22    provisions applicable to this subchapter made by P.L. 105-178, P.L. 105-206, P.L.  
23    105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-554, excluding sections 162 and  
24    165 of P.L. 106-554, and P.L. 106-573 apply for Wisconsin purposes at the same time  
25    as for federal purposes.

1           **\*b0685/1.5\* SECTION 2182dh.** 71.34 (1g) (n) of the statutes is amended to read:  
2           71.34 (1g) (n) “Internal Revenue Code” for tax-option corporations, for taxable  
3 years that begin after December 31, 1998, and before January 1, 2000, means the  
4 federal Internal Revenue Code as amended to December 31, 1998, excluding sections  
5 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
6 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
7 of P.L. 104–188, and as amended by P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L.  
8 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and as  
9 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
10 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
11 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
12 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
13 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
14 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
15 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
16 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
17 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
18 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding  
19 sections 162 and 165 of P.L. 106–554, and P.L. 106–573, except that section 1366 (f)  
20 (relating to pass-through of items to shareholders) is modified by substituting the  
21 tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue  
22 Code applies for Wisconsin purposes at the same time as for federal purposes.  
23 Amendments to the federal Internal Revenue Code enacted after December 31, 1998,  
24 do not apply to this paragraph with respect to taxable years beginning after  
25 December 31, 1998, and before January 1, 2000, except that changes to the Internal

1 Revenue Code made by P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
2 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573 and changes that  
3 indirectly affect the provisions applicable to this subchapter made by P.L. 106–36  
4 and, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
5 106–554, and P.L. 106–573 apply for Wisconsin purposes at the same time as for  
6 federal purposes.

7 **\*b0685/1.5\* SECTION 2182dj.** 71.34 (1g) (o) of the statutes is amended to read:

8 71.34 (1g) (o) “Internal Revenue Code” for tax-option corporations, for taxable  
9 years that begin after December 31, 1999, and before January 1, 2001, means the  
10 federal Internal Revenue Code as amended to December 31, 1999, excluding sections  
11 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
12 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
13 of P.L. 104–188, and as amended by P.L. 106–200, P.L. 106–230, P.L. 106–554,  
14 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and as indirectly  
15 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
16 P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
17 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
18 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
19 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
20 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
21 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
22 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
23 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
24 106–36 and, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding  
25 sections 162 and 165 of P.L. 106–554, and P.L. 106–573, except that section 1366 (f)

1 (relating to pass-through of items to shareholders) is modified by substituting the  
2 tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue  
3 Code applies for Wisconsin purposes at the same time as for federal purposes.  
4 Amendments to the federal Internal Revenue Code enacted after December 31, 1999,  
5 do not apply to this paragraph with respect to taxable years beginning after  
6 December 31, 1999, and before January 1, 2001, except that changes to the Internal  
7 Revenue Code made by P.L. 106-200, P.L. 106-230, P.L. 106-554, excluding sections  
8 162 and 165 of P.L. 106-554, and P.L. 106-573 and changes that indirectly affect the  
9 provisions applicable to this subchapter made by P.L. 106-200, P.L. 106-230, P.L.  
10 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573 apply for  
11 Wisconsin purposes at the same time as for federal purposes.

12 \*b0685/1.5\* SECTION 2182dk. 71.34 (1g) (p) of the statutes is created to read:  
13 71.34 (1g) (p) "Internal Revenue Code" for tax-option corporations, for taxable  
14 years that begin after December 31, 2000, means the federal Internal Revenue Code  
15 as amended to December 31, 2000, excluding sections 103, 104, and 110 of P.L.  
16 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66  
17 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as  
18 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
19 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
20 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.  
21 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
22 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
23 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
24 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
25 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.

1 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
2 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–554,  
3 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, except that section  
4 1366 (f) (relating to pass-through of items to shareholders) is modified by  
5 substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The  
6 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
7 purposes. Amendments to the federal Internal Revenue Code enacted after  
8 December 31, 2000, do not apply to this paragraph with respect to taxable years  
9 beginning after December 31, 2000.

10 \*b0685/1.5\* SECTION 2182dL. 71.365 (1m) of the statutes is amended to read:

11 71.365 (1m) TAX-OPTION CORPORATIONS; DEPRECIATION. A tax-option corporation  
12 may compute amortization and depreciation under either the federal Internal  
13 Revenue Code as amended to December 31, ~~1999~~ 2000, or the federal Internal  
14 Revenue Code in effect for the taxable year for which the return is filed, except that  
15 property first placed in service by the taxpayer on or after January 1, 1983, but  
16 before January 1, 1987, that, under s. 71.04 (15) (b) and (br), 1985 stats., is required  
17 to be depreciated under the Internal Revenue Code as amended to  
18 December 31, 1980, and property first placed in service in taxable year 1981 or  
19 thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is  
20 required to be depreciated under the Internal Revenue Code as amended to  
21 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
22 Code as amended to December 31, 1980. Any difference between the adjusted basis  
23 for federal income tax purposes and the adjusted basis under this chapter shall be  
24 taken into account in determining net income or loss in the year or years for which  
25 the gain or loss is reportable under this chapter. If that property was placed in

1 service by the taxpayer during taxable year 1986 and thereafter but before the  
2 property is used in the production of income subject to taxation under this chapter,  
3 the property's adjusted basis and the depreciation or other deduction schedule are  
4 not required to be changed from the amount allowable on the owner's federal income  
5 tax returns for any year because the property is used in the production of income  
6 subject to taxation under this chapter. If that property was acquired in a transaction  
7 in taxable year 1986 or thereafter in which the adjusted basis of the property in the  
8 hands of the transferee is the same as the adjusted basis of the property in the hands  
9 of the transferor, the Wisconsin adjusted basis of that property on the date of transfer  
10 is the adjusted basis allowable under the Internal Revenue Code as defined for  
11 Wisconsin purposes for the property in the hands of the transferor.

12 \*b0685/1.5\* SECTION 2182dm. 71.42 (2) (f) of the statutes is repealed.

13 \*b0685/1.5\* SECTION 2182dn. 71.42 (2) (g) of the statutes is amended to read:

14 71.42 (2) (g) For taxable years that begin after December 31, 1992, and before  
15 January 1, 1994, "Internal Revenue Code" means the federal Internal Revenue Code  
16 as amended to December 31, 1992, excluding sections 103, 104, and 110 of P.L.  
17 102-227, and as amended by P.L. 103-66, excluding sections 13101 (a) and (c) 1,  
18 13113, 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188,  
19 excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,  
20 and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and as indirectly  
21 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.  
22 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and  
23 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
24 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L.  
25 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L.

1 105–206 and P.L. 105–277 and, P.L. 105–277, and P.L. 106–554, excluding sections  
2 162 and 165 of P.L. 106–554, except that “Internal Revenue Code” does not include  
3 section 847 of the federal Internal Revenue Code. 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  
6 December 31, 1992, do not apply to this paragraph with respect to taxable years  
7 beginning after December 31, 1992, and before January 1, 1994, except that  
8 changes to the Internal Revenue Code made by P.L. 103–66, P.L. 103–465, P.L.  
9 104–188, excluding section 1311 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L.  
10 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and  
11 changes that indirectly affect the federal Internal Revenue Code made by P.L.  
12 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.  
13 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162  
14 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time as for federal  
15 purposes.

16 \*b0685/1.5\* SECTION 2182dp. 71.42 (2) (h) of the statutes is amended to read:  
17 71.42 (2) (h) For taxable years that begin after December 31, 1993, and before  
18 January 1, 1995, “Internal Revenue Code” means the federal Internal Revenue Code  
19 as amended to December 31, 1993 excluding sections 103, 104, and 110 of P.L.  
20 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L.  
21 103–66, and as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,  
22 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.  
23 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277,  
24 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and as indirectly  
25 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.

1 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
2 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486 and P.L. 103–66, excluding sections  
3 13113, 13150 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103–66, P.L. 103–296,  
4 P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L.  
5 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
6 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162  
7 and 165 of P.L. 106–554, except that “Internal Revenue Code” does not include  
8 section 847 of the federal Internal Revenue Code. The Internal Revenue Code  
9 applies for Wisconsin purposes at the same time as for federal purposes.  
10 Amendments to the federal Internal Revenue Code enacted after  
11 December 31, 1993, do not apply to this paragraph with respect to taxable years  
12 beginning after December 31, 1993, and before January 1, 1995, except that  
13 changes to the Internal Revenue Code made by P.L. 103–296, P.L. 103–337, P.L.  
14 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding  
15 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206  
16 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
17 and changes that indirectly affect the provisions applicable to this subchapter made  
18 by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L.  
19 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L.  
20 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding  
21 sections 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time  
22 as for federal purposes.

23 \*b0685/1.5\* SECTION 2182dq. 71.42 (2) (i) of the statutes is amended to read:

24 71.42 (2) (i) For taxable years that begin after December 31, 1994, and before  
25 January 1, 1996, “Internal Revenue Code” means the federal Internal Revenue Code



1 as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L.  
2 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
3 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204,  
4 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L.  
5 105-206 and, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L.  
6 106-554, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
7 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
8 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
9 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
10 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
11 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L.  
12 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, excluding  
13 sections 162 and 165 of P.L. 106-554, except that “Internal Revenue Code” does not  
14 include section 847 of the federal Internal Revenue Code. The Internal Revenue  
15 Code applies for Wisconsin purposes at the same time as for federal purposes.  
16 Amendments to the federal Internal Revenue Code enacted after  
17 December 31, 1994, do not apply to this paragraph with respect to taxable years  
18 beginning after December 31, 1994, and before January 1, 1996, except that  
19 changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding  
20 sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
21 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, excluding sections 162  
22 and 165 of P.L. 106-554, and changes that indirectly affect the provisions applicable  
23 to this subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204,  
24 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L.

1 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.  
2 106–554, apply for Wisconsin purposes at the same time as for federal purposes.

3 \*b0685/1.5\* SECTION 2182dr. 71.42 (2) (j) of the statutes is amended to read:

4 71.42 (2) (j) For taxable years that begin after December 31, 1995, and before  
5 January 1, 1997, “Internal Revenue Code” means the federal Internal Revenue Code  
6 as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L.  
7 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
8 103–66, and as amended by P.L. 104–188, excluding sections 1123, 1202, 1204, 1311,  
9 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.  
10 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.  
11 106–554, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
12 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
13 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
14 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
15 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
16 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191,  
17 P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, except that “Internal  
19 Revenue Code” does not include section 847 of the federal Internal Revenue Code.  
20 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
21 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
22 December 31, 1995, do not apply to this paragraph with respect to taxable years  
23 beginning after December 31, 1995, and before January 1, 1997, except that  
24 changes to the Internal Revenue Code made by P.L. 104–188, excluding sections  
25 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.

1 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding  
2 sections 162 and 165 of P.L. 106–554, and changes that indirectly affect the  
3 provisions applicable to this subchapter made by P.L. 104–188, excluding sections  
4 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
5 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding  
6 sections 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time  
7 as for federal purposes.

8 \*b0685/1.5\* SECTION 2182ds. 71.42 (2) (k) of the statutes is amended to read:  
9 71.42 (2) (k) For taxable years that begin after December 31, 1996, and before  
10 January 1, 1998, “Internal Revenue Code” means the federal Internal Revenue Code  
11 as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L.  
12 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
13 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
14 amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L. 106–36,  
15 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and as indirectly  
16 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
17 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
18 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
19 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
20 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
21 (c) 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
22 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554,  
23 excluding sections 162 and 165 of P.L. 106–554, except that “Internal Revenue Code”  
24 does not include section 847 of the federal Internal Revenue Code. The Internal  
25 Revenue Code applies for Wisconsin purposes at the same time as for federal

1 purposes. Amendments to the federal Internal Revenue Code enacted after  
2 December 31, 1996, do not apply to this paragraph with respect to taxable years  
3 beginning after December 31, 1996, and before January 1, 1998, except that  
4 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.  
5 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162  
6 and 165 of P.L. 106–554, and changes that indirectly affect the provisions applicable  
7 to this subchapter made by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and,  
8 P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, apply  
9 for Wisconsin purposes at the same time as for federal purposes.

10 \*b0685/1.5\* SECTION 2182dt. 71.42 (2) (L) of the statutes is amended to read:

11 71.42 (2) (L) For taxable years that begin after December 31, 1997, and before  
12 January 1, 1999, “Internal Revenue Code” means the federal Internal Revenue Code  
13 as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L.  
14 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
15 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
16 amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170,  
17 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and  
18 as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
19 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
20 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
21 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
22 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
23 1123 (b), 1202 (c) 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
24 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
25 106–36 and, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L.

1 106-554, and P.L. 106-573, except that “Internal Revenue Code” does not include  
2 section 847 of the federal Internal Revenue Code. The Internal Revenue Code  
3 applies for Wisconsin purposes at the same time as for federal purposes.  
4 Amendments to the federal Internal Revenue Code enacted after December 31, 1997,  
5 do not apply to this paragraph with respect to taxable years beginning after  
6 December 31, 1997, and before January 1, 1999, except that changes to the Internal  
7 Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and,  
8 P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.  
9 106-573 and changes that indirectly affect the provisions applicable to this  
10 subchapter made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L.  
11 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.  
12 106-573 apply for Wisconsin purposes at the same time as for federal purposes.

13 **\*b0685/1.5\* SECTION 2182du.** 71.42 (2) (m) of the statutes is amended to read:  
14 71.42 (2) (m) For taxable years that begin after December 31, 1998, and before  
15 January 1, 2000, “Internal Revenue Code” means the federal Internal Revenue Code  
16 as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L.  
17 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66  
18 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as  
19 amended by P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding  
20 sections 162 and 165 of P.L. 106-554, and P.L. 106-573, and as indirectly affected by  
21 P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,  
22 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
23 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
24 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
25 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c) 1204 (f),

1 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
2 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170,  
3 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.  
4 106–573, except that “Internal Revenue Code” does not include section 847 of the  
5 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
6 purposes at the same time as for federal purposes. Amendments to the federal  
7 Internal Revenue Code enacted after December 31, 1998, do not apply to this  
8 paragraph with respect to taxable years beginning after December 31, 1998, and  
9 before January 1, 2000, except that changes to the Internal Revenue Code made by  
10 P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162  
11 and 165 of P.L. 106–554, and P.L. 106–573 and changes that indirectly affect the  
12 provisions applicable to this subchapter made by P.L. 106–36 and, P.L. 106–170, P.L.  
13 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.  
14 106–573 apply for Wisconsin purposes at the same time as for federal purposes.

15 **\*b0685/1.5\* SECTION 2182dv.** 71.42 (2) (n) of the statutes is amended to read:  
16 71.42 (2) (n) For taxable years that begin after December 31, 1999, and before  
17 January 1, 2001, “Internal Revenue Code” means the federal Internal Revenue Code  
18 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
19 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
20 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
21 amended by P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding sections 162 and  
22 165 of P.L. 106–554, and P.L. 106–573, and as indirectly affected by P.L. 99–514, P.L.  
23 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
24 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
25 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),

1 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
2 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c) 1204 (f), 1311, and 1605 (d)  
3 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178,  
4 P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–200, P.L.  
5 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.  
6 106–573, except that “Internal Revenue Code” does not include section 847 of the  
7 federal Internal Revenue Code. 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, 1999, do not apply to this  
10 paragraph with respect to taxable years beginning after December 31, 1999, and  
11 before January 1, 2001, except that changes to the Internal Revenue Code made by  
12 P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
13 106–554, and P.L. 106–573 and changes that indirectly affect the provisions  
14 applicable to this subchapter made by P.L. 106–200, P.L. 106–230, P.L. 106–554,  
15 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573 apply for Wisconsin  
16 purposes at the same time as for federal purposes.

17 **\*b0685/1.5\* SECTION 2182dw.** 71.42 (2) (o) of the statutes is created to read:  
18 71.42 (2) (o) For taxable years that begin after December 31, 2000, “Internal  
19 Revenue Code” means the federal Internal Revenue Code as amended to  
20 December 31, 2000, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
21 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66 and sections 1123  
22 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as indirectly affected  
23 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,  
24 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
25 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150

1 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
2 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c) 1204 (f),  
3 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
4 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
5 106–200, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
6 and P.L. 106–573, except that “Internal Revenue Code” does not include section 847  
7 of the federal Internal Revenue Code. The Internal Revenue Code applies for  
8 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
9 federal Internal Revenue Code enacted after December 31, 2000, do not apply to this  
10 paragraph with respect to taxable years beginning after December 31, 2000.”

11 ✓\*b0685/1.6\* **1028.** Page 970, line 23: after that line insert:

12 \*b0685/1.6\* “SECTION 2184r. 71.45 (2) (a) 13. of the statutes is amended to  
13 read:

14 71.45 (2) (a) 13. By adding or subtracting, as appropriate, the difference  
15 between the depreciation deduction under the federal Internal Revenue Code as  
16 amended to December 31, ~~1999~~ 2000, and the depreciation deduction under the  
17 federal Internal Revenue Code in effect for the taxable year for which the return is  
18 filed, so as to reflect the fact that the insurer may choose between these 2 deductions,  
19 except that property first placed in service by the taxpayer on or after  
20 January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br),  
21 1985 stats., is required to be depreciated under the Internal Revenue Code as  
22 amended to December 31, 1980, and property first placed in service in taxable year  
23 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985  
24 stats., is required to be depreciated under the Internal Revenue Code as amended



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

3 ✓\*b0679/3.31\***1029**. Page 972, line 21: delete “2002, and before January 1,  
4 2004,” and substitute “2003, and before January 1, 2005,”.

5 ✓\*b0679/3.32\***1030**. Page 973, line 1: delete “2003” and substitute “2004”.

6 ✓\*b0679/3.33\* **1031**. Page 973, line 2: delete “2005” and substitute “2006”.

7 ✓\*b0679/3.34\* **1032**. Page 973, line 7: delete “2004” and substitute “2005”.

8 ✓\*b0679/3.35\* **1033**. Page 973, line 10: after that line insert:

9 \*b0679/3.35\* **SECTION 2188m**. 71.45 (3e) of the statutes is created to read:

10 71.45 (3e) APPORTIONMENT FORMULA COMPUTATION. (a) 1. For taxable years  
11 beginning before January 1, 2006, if both the numerator and the denominator used  
12 to determine the percentage under sub. (3) (a) related to a taxpayer’s net income are  
13 zero, the percentage under sub. (3) (a) is eliminated from the apportionment formula  
14 to determine the taxpayer’s income under sub. (3).

15 2. For taxable years beginning after December 31, 2005, if both the numerator  
16 and the denominator used to determine the percentage under sub. (3) (a) related to  
17 a taxpayer’s net income are zero, none of the taxpayer’s net income is apportioned  
18 to this state.

19 (b) 1. For taxable years beginning before January 1, 2006, if the numerator  
20 used to determine the percentage under sub. (3) (a) related to a taxpayer’s net income  
21 is a negative number and the denominator used to determine the percentage under  
22 sub. (3) (a) related to a taxpayer’s net income is not zero, the percentage under sub.  
23 (3) (a) is zero.

1           2. For taxable years beginning after December 31, 2005, if the numerator used  
2 to determine the percentage under sub. (3) (a) related to a taxpayer's net income is  
3 a negative number and the denominator used to determine the percentage under  
4 sub. (3) (a) related to a taxpayer's net income is not zero, none of the taxpayer's net  
5 income is apportioned to this state.

6           (c) 1. For taxable years beginning before January 1, 2006, if the numerator used  
7 to determine the percentage under sub. (3) (a) related to a taxpayer's net income is  
8 a positive number and the denominator used to determine the percentage under sub.  
9 (3) (a) related to a taxpayer's net income is zero or a negative number, the percentage  
10 under sub. (3) (a) is one.

11           2. For taxable years beginning after December 31, 2005, if the numerator used  
12 to determine the percentage under sub. (3) (a) related to a taxpayer's net income is  
13 a positive number and the denominator used to determine the percentage under sub.  
14 (3) (a) related to a taxpayer's net income is zero or a negative number, all of the  
15 taxpayer's net income is apportioned to this state.”.

16           √\*b0681/1.3\* **1034.** Page 978, line 3: after “(7),” insert “a dislocated worker,  
17 as defined in 29 USC 2801 (9).”.

18           √\*b0680/2.5\* **1035.** Page 978, line 19: before “(f)” insert “(e).”.

19           √\*b0680/2.6\* **1036.** Page 978, line 20: after that line insert:

20           “(d) Partnerships, limited liability companies, and tax-option corporations  
21 may not claim the credit under this subsection, but the eligibility for, and the amount  
22 of, the credit are based on their payment of amounts under par. (a). A partnership,  
23 limited liability company, or tax-option corporation shall compute the amount of  
24 credit that each of its partners, members, or shareholders may claim and shall

1 provide that information to each of them. Partners, members of limited liability  
2 companies, and shareholders of tax-option corporations may claim the credit in  
3 proportion to their ownership interest.”.

4 ✓ \*b0172/1.1\* **1037**. Page 979, line 1: delete the material beginning with that  
5 line and ending with page 980, line 17.

6 ✓ \*b0604/1.8\* **1038**. Page 980, line 18: delete lines 18 to 21.

7 ✓ \*b0303/1.2\* **1039**. Page 980, line 21: after that line insert:

8 \*b0303/1.2\* “SECTION 2200f. 71.93 (1) (a) 6. of the statutes is created to read:  
9 71.93 (1) (a) 6. An amount owed to the department of military affairs under s.  
10 21.49 (3m) (b).”.

11 ✓ \*b0625/3.25\* **1040**. Page 980, line 21: after that line insert:

12 \*b0625/3.25\* “SECTION 2200c. 71.93 (1) (a) 4. of the statutes is amended to  
13 read:

14 71.93 (1) (a) 4. An amount that the department of workforce development may  
15 recover under s. ~~49.125~~ or 49.195 (3) or 49.793, if the department of workforce  
16 development has certified the amount under s. 49.85.”.

17 ✓ \*b0677/2.1\* **1041**. Page 980, line 21: after that line insert:

18 \*b0677/2.1\* “SECTION 2200d. 72.01 (11m) of the statutes is created to read:

19 72.01 (11m) “Federal credit” means, for deaths occurring before October 1,  
20 2002, the federal estate tax credit in effect on December 31, 2000, and for deaths  
21 occurring after September 30, 2002, the federal estate tax credit in effect on the day  
22 of the decedent’s death.

23 \*b0677/2.1\* SECTION 2200e. 72.01 (11n) of the statutes is created to read:

1           72.01 (11n) “Federal estate tax” means, for deaths occurring before October 1,  
2           2002, the federal estate tax in effect on December 31, 2000, and for deaths occurring  
3           after September 30, 2002, the federal estate tax in effect on the day of the decedent’s  
4           death.

5           **\*b0677/2.1\* SECTION 2200g.** 72.02 of the statutes is amended to read:

6           **72.02 Estate tax imposed.** An estate tax is imposed upon the transfer of all  
7           property that is subject to a federal estate tax and that has a taxable situs in this  
8           state. The tax imposed is equal to the federal credit allowed for state death taxes  
9           against the federal estate tax as finally determined. If only a portion of a decedent’s  
10          property has a taxable situs in this state, the tax imposed is the amount obtained by  
11          multiplying the federal credit allowed for state death taxes by a fraction the  
12          numerator of which is the value of the decedent’s estate that has a taxable situs in  
13          this state and the denominator of which is the total value of the property in the estate  
14          that qualifies for the federal credit allowed for state death taxes.

15          **\*b0677/2.1\* SECTION 2200k.** 72.30 (1) of the statutes is renumbered 72.30 (1)  
16          (a) and amended to read:

17          72.30 (1) (a) If Except as provided in par. (b), if a federal estate tax return is  
18          required, the personal representative, special administrator, trustee, distributee or  
19          other person interested shall prepare the return for the tax under this chapter,  
20          compute the tax due under this chapter and on or before the due date, as extended,  
21          of the federal estate tax return file the return for the tax under this chapter, a copy  
22          of the federal estate tax return and a copy of all documents submitted with the  
23          federal estate tax return.

24          **\*b0677/2.1\* SECTION 2200L.** 72.30 (1) (b) of the statutes is created to read:

1           72.30 (1) (b) For deaths occurring after December 31, 2001, and before October  
2 1, 2002, the personal representative, special administrator, trustee, distributee, or  
3 other person interested shall prepare the return for the tax under this chapter in the  
4 manner prescribed by the department.”.

5           √\*b0494/1.1\* **1042**. Page 983, line 15: after that line insert:

6           \*b0494/1.1\* “SECTION 2204m. 73.03 (46) of the statutes is repealed.”.

7           √\*b0686/1.1\* **1043**. Page 983, line 20: after that line insert:

8           \*b0686/1.1\* “SECTION 2205m. 73.03 (56) of the statutes is created to read:

9           73.03 (56) To work with the Internal Revenue Service and the University of  
10 Wisconsin—Extension to undertake a program that accomplishes all of the following:

11           (a) Promotes volunteering among the state’s financial and legal professionals  
12 in the volunteer income tax assistance program.

13           (b) Provides training for the volunteers.

14           (c) Assists in the creation of mobile sites that offer assistance to individuals who  
15 are eligible to participate in the volunteer income tax assistance program and who  
16 reside in rural and underserved areas.”.

17           √\*b0061/2.16\* **1044**. Page 983, line 21: delete the material beginning with  
18 that line and ending with page 984, line 4.

19           √\*b0495/1.1\* **1045**. Page 984, line 9: delete that line and substitute  
20 “allowable rate of increase under ~~s. 121.85 (6) (ar) and~~ subch. VII of ch. 121”.

21           √\*b0495/1.2\* **1046**. Page 984, line 10: delete “(2m) (d)”.

22           √\*b0179/1.2\* **1047**. Page 984, line 21: delete the material beginning with that  
23 line and ending with page 985, line 6.

1 ✓ **\*b0179/1.3\* 1048.** ✓ Page 985, line 20: delete the material beginning with that  
2 line and ending with page 986, line 15.

3 ✓ **\*b0179/1.4\* 1049.** ✓ Page 987, line 4: delete the material beginning with that  
4 line and ending with page 988, line 10.

5 ✓ **\*b0174/1.3\* 1050.** ✓ Page 988, line 11: delete the material beginning with that  
6 line and ending with page 989, line 21.

7 ✓ **\*b0176/1.1\* 1051.** ✓ Page 989, line 24: delete the material beginning with that  
8 line and ending with page 991, line 9.

9 ✓ **\*b0177/1.1\* 1052.** ✓ Page 991, line 10: delete the material beginning with that  
10 line and ending with page 992, line 6.

11 ✓ **\*b0569/2.1\* 1053.** ✓ Page 992, line 14: delete lines 14 to 25.

12 ✓ **\*b0569/2.2\* 1054.** ✓ Page 993, line 1: delete lines 1 to 3.

13 ✓ **\*b0569/2.3\* 1055.** ✓ Page 993, line 23: after that line insert:

14 **\*b0569/2.3\* "SECTION 2234m.** 76.28 (1) (gm) of the statutes is renumbered  
15 76.28 (1) (gm) (intro.) and amended to read:

16 76.28 (1) (gm) (intro.) "Qualified wholesale electric company" means any all of  
17 the following:

18 1. Any person that owns or operates facilities for the generation and sale of  
19 electricity to a public utility, as defined in s. 196.01 (5), or to any other entity that sells  
20 electricity directly to the public, except that "qualified wholesale electric company"  
21 does not include any person that sells less than 95% of its net production of electricity  
22 or that does not own, operate, or control electric generating facilities that have a total  
23 power production capacity of at least 50 megawatts.

1           **\*b0569/2.3\* SECTION 2234n.** 76.28 (1) (gm) 2. of the statutes is created to read:  
2           76.28 (1) (gm) 2. A wholesale merchant plant, as defined in s. 196.491 (1) (w),  
3 that has a total power production capacity of at least 50 megawatts.”.

4           ✓**\*b0678/1.1\* 1056.** Page 994, line 4: delete “, excluding gross revenues under  
5 s. 76.29,” and substitute “; excluding for the tax period, as defined in s. 76.29 (1) (f),  
6 gross revenues that are subject to the license fee under s. 76.29;”.

7           ✓**\*b0678/1.2\* 1057.** Page 994, line 21: delete “January 1, 2003, to December  
8 31, 2008” and substitute “January 1, 2004, to December 31, 2009”.

9           ✓**\*b0678/1.3\* 1058.** Page 994, line 24: delete “2004” and substitute “2005”.

10          ✓**\*b0678/1.4\* 1059.** Page 994, line 25: delete “2009” and substitute “2010”.

11          ✓**\*b0678/1.5\* 1060.** Page 995, line 4: after “paid.” insert “Gross revenues  
12 earned by a light, heat, and power company after December 31, 2009, are subject to  
13 the license fee imposed under s. 76.28 (2). Gross revenues earned by an electric  
14 cooperative after December 31, 2009, are subject to the license fee imposed under s.  
15 76.48 (1r).”.

16          ✓**\*b0521/3.7\* 1061.** Page 995, line 6: after that line insert:

17           **\*b0521/3.7\* “SECTION 2236m.** 76.31 of the statutes is created to read:

18           **76.31 Determination of ad valorem tax receipts for hub facility**  
19 **exemptions.** By July 1, 2004, and every July 1 thereafter, the department shall  
20 determine the total amount of the tax imposed under subch. I of ch. 76 that was paid  
21 by each air carrier company, as defined in s. 70.11 (42) (a) 1., whose property is  
22 exempt from taxation under s. 70.11 (42) (b) for the most recent taxable year that the  
23 air carrier company paid the tax imposed under subch. I of ch. 76. The total amount

1 determined under this section shall be transferred under s. 20.855 (4) (fm) to the  
2 transportation fund.”.

3 ✓ \*b0678/1.6\* **1062**. Page 995, line 10: delete the material beginning with “,  
4 excluding” and ending with “76.29.” on line 11 and substitute “:excluding for the tax  
5 period, as defined in s. 76.29 (1) (f), gross revenues that are subject to the license fee  
6 under s. 76.29.”.

7 ✓ \*b0190/1.1\* **1063**. Page 995, line 20: delete the material beginning with that  
8 line and ending with page 997, line 5.

9 ✓ \*b0691/2.1\* **1064**. Page 998, line 4: delete the material beginning with  
10 “~~Except~~” and ending with “~~the The~~” on line 6 and substitute “Except for installing or  
11 applying tangible personal property which, when installed or applied, will constitute  
12 an addition or capital improvement of real property, the”.

13 ✓ \*b0338/1.1\* **1065**. Page 999, line 13: after that line insert:

14 \*b0338/1.1\* “**SECTION 2245d.** 77.52 (2) (a) 10. of the statutes, as affected by  
15 2001 Wisconsin Act .... (this act), is amended to read:

16 77.52 (2) (a) 10. The repair, service, alteration, fitting, cleaning, painting,  
17 coating, towing, inspection and maintenance of all items of tangible personal  
18 property unless, at the time of such repair, service, alteration, fitting, cleaning,  
19 painting, coating, towing, inspection or maintenance, a sale in this state of the type  
20 of property repaired, serviced, altered, fitted, cleaned, painted, coated, towed,  
21 inspected or maintained would have been exempt to the customer from sales taxation  
22 under this subchapter, other than the exempt sale of a motor vehicle or truck body  
23 to a nonresident under s. 77.54 (5) (a) and other than nontaxable sales under s. 77.51  
24 (14r). For purposes of this paragraph, the following items shall be deemed to have



1 retained their character as tangible personal property, regardless of the extent to  
2 which any such item is fastened to, connected with or built into real property:  
3 furnaces, boilers, stoves, ovens, including associated hoods and exhaust systems,  
4 heaters, air conditioners, humidifiers, dehumidifiers, refrigerators, coolers, freezers,  
5 water pumps, water heaters, water conditioners and softeners, clothes washers,  
6 clothes dryers, dishwashers, garbage disposal units, radios and radio antennas,  
7 incinerators, television receivers and antennas, record players, tape players,  
8 jukeboxes, vacuum cleaners, furniture and furnishings, carpeting and rugs,  
9 bathroom fixtures, sinks, awnings, blinds, gas and electric logs, heat lamps,  
10 electronic dust collectors, grills and rotisseries, bar equipment, intercoms,  
11 recreational, sporting, gymnasium and athletic goods and equipment including by  
12 way of illustration but not of limitation bowling alleys, golf practice equipment, pool  
13 tables, punching bags, ski tows and swimming pools; equipment in offices, business  
14 facilities, schools and hospitals but not in residential facilities including personal  
15 residences, apartments, long-term care facilities, as defined under s. 16.009 (1) (em),  
16 state institutions, as defined under s. 101.123 (1) (i), Type 1 secured correctional  
17 facilities, as defined in s. 938.02 (19), or similar facilities, including by way of  
18 illustration but not of limitation lamps, chandeliers, and fans, venetian blinds,  
19 canvas awnings, office and business machines, ice and milk dispensers,  
20 beverage-making equipment, vending machines, soda fountains, steam warmers  
21 and tables, compressors, condensing units and evaporative condensers, pneumatic  
22 conveying systems; laundry, dry cleaning, and pressing machines, power tools,  
23 burglar alarm and fire alarm fixtures, electric clocks and electric signs. “Service”  
24 does not include services performed by veterinarians.”

1        ✓ \*b0691/2.2\* **1066**. Page 999, line 13: after “veterinarians.” insert “The tax  
2        imposed under this subsection applies to the repair, service, alteration, fitting,  
3        cleaning, painting, coating, towing, inspection, or maintenance of items listed in this  
4        subdivision, regardless of whether the installation or application of tangible  
5        personal property related to the items is an addition to or a capital improvement of  
6        real property, except that the tax imposed under this subsection does not apply to the  
7        original installation or the complete replacement of an item listed in this subdivision,  
8        if such installation or replacement is a real property construction activity under s.  
9        77.51 (2).”

10        ✓ \*b0695/1.1\* **1067**. Page 999, line 16: after that line insert:

11        \*b0695/1.1\* “SECTION 2246m. 77.54 (45) of the statutes is amended to read:

12        77.54 (45) The gross receipts from the sale of and the use or other consumption  
13        of a onetime license or similar right to purchase admission to professional football  
14        games at a football stadium, as defined in s. 229.821 (6), that is granted by a  
15        municipality; a local professional football stadium district; or a professional football  
16        team or related party, as defined in s. 229.821 (12); if the person who buys the license  
17        or right is entitled, at the time the license or right is transferred to the person, to  
18        purchase admission to at least 3 professional football games in this state during one  
19        football season. ~~The exemption under this subsection does not apply to a license or~~  
20        ~~right that is sold after December 31, 2003.”~~

21        ✓ \*b0521/3.8\* **1068**. Page 999, line 17: delete lines 17 to 22.

22        ✓ \*b0475/3.1\* **1069**. Page 999, line 22: after that line insert:

23        \*b0475/3.1\* “SECTION 2247d. 77.82 (1) (a) 2. of the statutes is amended to read:

1           77.82 (1) (a) 2. At least ~~80%~~ 65% of the parcel must be producing or capable of  
2 producing a minimum of 20 cubic feet of merchantable timber per acre per year.

3           **\*b0475/3.1\* SECTION 2247h.** 77.82 (1) (b) 1. of the statutes is amended to read:

4           77.82 (1) (b) 1. A parcel of which more than ~~20%~~ 35% consists of land that is  
5 unsuitable for producing merchantable timber, including water, marsh, muskeg,  
6 bog, rock outcrops, or sand dunes, ~~farmland, roadway or railroad and utility~~  
7 ~~rights-of-way.~~

8           **\*b0475/3.1\* SECTION 2247p.** 77.82 (1) (b) 1g. of the statutes is created to read:

9           77.82 (1) (b) 1g. A parcel of which more than 20% consists of land that is  
10 farmland, roadway, or a railroad or utility right-of-way or that is not capable of  
11 producing merchantable timber because the production would affect the land's  
12 natural resources including land that contains sensitive soil, as determined by the  
13 department, endangered species as defined in s. 29.604 (2) (a), threatened species,  
14 as defined in s. 29.604 (2) (b), or an archeological site, or land that lacks sound  
15 forestry regeneration options, as determined by the department.

16           **\*b0475/3.1\* SECTION 2247t.** 77.82 (7) (a) 3. of the statutes is amended to read:

17           77.82 (7) (a) 3. That a stand of merchantable timber will be developed on at  
18 least ~~80%~~ 65% of the land within a reasonable period of time.”.

19           **\*b0630/1.1\* 1070.** Page 999, line 22: after that line insert:

20           **\*b0630/1.1\* “SECTION 2247m.** 77.76 (3) of the statutes is amended to read:

21           77.76 (3) From the appropriation under s. 20.835 (4) (g) the department shall  
22 distribute 98.25% of the county taxes reported for each enacting county, minus the  
23 county portion of the retailers' discounts, to the county and shall indicate the taxes  
24 reported by each taxpayer, no later than ~~the end of the 3rd month~~ 75 days following

1 the ~~end~~ last day of the calendar quarter in which such amounts were reported. In  
2 this subsection, the “county portion of the retailers’ discount” is the amount  
3 determined by multiplying the total retailers’ discount by a fraction the numerator  
4 of which is the gross county sales and use taxes payable and the denominator of  
5 which is the sum of the gross state and county sales and use taxes payable. The  
6 county taxes distributed shall be increased or decreased to reflect subsequent  
7 refunds, audit adjustments and all other adjustments of the county taxes previously  
8 distributed. Interest paid on refunds of county sales and use taxes shall be paid from  
9 the appropriation under s. 20.835 (4) (g) at the rate paid by this state under s. 77.60  
10 (1) (a). The county may retain the amount it receives or it may distribute all or a  
11 portion of the amount it receives to the towns, villages, cities and school districts in  
12 the county. Any county receiving a report under this subsection is subject to the  
13 duties of confidentiality to which the department of revenue is subject under s. 77.61  
14 (5).”.

15 ✓ \*b0289/4.3\* **1071**. Page 1000, line 20: after that line insert:

16 \*b0289/4.3\* **SECTION 2250m.** 77.994 (1) of the statutes is repealed and  
17 recreated to read:

18 77.994 (1) Except as provided in sub. (2) and subject to sub. (3), a municipality  
19 or a county all of which is included in a premier resort area under s. 66.1113 may, by  
20 ordinance, impose a tax at a rate of 0.5% of the gross receipts from the sale, lease,  
21 or rental in the municipality or county of goods or services that are taxable under  
22 subch. III made by businesses that are classified in the North American Industry  
23 Classification System, 1997 edition, published by the U.S. office of management and  
24 budget, under the following industry numbers:

- 1 (a) 452990 — All other general merchandise stores.
- 2 (b) 445292 — Confectionery and nut stores.
- 3 (c) 445299 — All other specialty food stores.
- 4 (d) 311811 — Retail bakeries.
- 5 (e) 447100 — Gasoline stations.
- 6 (f) 722110 — Full-service restaurants.
- 7 (g) 722210 — Limited-service eating places.
- 8 (h) 722300 — Special food services.
- 9 (i) 722410 — Drinking places.
- 10 (j) 446110 — Pharmacies and drug stores.
- 11 (k) 445310 — Beer, wine, and liquor stores.
- 12 (L) 451110 — Sporting goods stores.
- 13 (m) 443130 — Camera and photographic supply stores.
- 14 (n) 453220 — Gift, novelty, and souvenir stores.
- 15 (o) 721110 — Hotels and motels.
- 16 (p) 721120 — Casino hotels.
- 17 (q) 721191 — Bed-and-breakfast inns.
- 18 (r) 721199 — All other traveler accommodations.
- 19 (s) 721214 — Recreational and vacation camps.
- 20 (t) 721211 — Recreational vehicle parks and campgrounds.
- 21 (u) 711212 — Racetracks.
- 22 (v) 713910 — Golf courses and country clubs.
- 23 (w) 713100 — Amusement parks and arcades.
- 24 (x) 713200 — Gambling industries.
- 25 (y) 713920 — Skiing facilities.

1 (z) 713990 — All other amusement and recreation industries.

2 \*b0289/4.3\* SECTION 2250n. 77.994 (3) of the statutes is created to read:

3 77.994 (3) If a premier resort area has imposed a tax under this subchapter that  
4 is based on the standard industrial classification manual, 1987 edition, published by  
5 the U.S. office of management and budget, the tax imposed by the premier resort  
6 area applies to the businesses specified under sub. (1).”

7 \*b0235/1.5\* 1072. Page 1001, line 17: delete the material beginning with  
8 that line and ending with page 1003, line 10.

9 \*b0235/1.6\* 1073. Page 1003, line 13: delete “and.” and substitute “and”.

10 \*b0235/1.7\* 1074. Page 1003, line 11: delete lines 11 to 23.

11 \*b0235/1.9\* 1075. Page 1003, line 24: delete the material beginning with  
12 that line and ending with page 1007, line 12.

13 \*b0235/1.10\* 1076. Page 1007, line 20: delete the material beginning with  
14 “In Beginning” and ending with “years.” on line 25 and substitute “In 1995 and  
15 subsequent years, the total amounts to be distributed under ss. 79.03, 79.04, and  
16 79.06 from s. 20.835 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to  
17 counties.”.

18 \*b0235/1.11\* 1077. Page 1008, line 1: delete lines 1 to 4.

19 \*b0569/2.4\* 1078. Page 1008, line 5: delete lines 5 to 11.

20 \*b0569/2.5\* 1079. Page 1008, line 22: delete the material beginning with  
21 that line and ending with page 1010, line 7.

22 \*b0569/2.6\* 1080. Page 1010, line 21: delete the material beginning with  
23 “and” and ending with “s. 196.491 (1) (w).” on line 22.