

1 70.995 (12) (b) The department of revenue shall allow an extension to April 1
2 of the due date for filing the report forms required under par. (a) if a written
3 application for an extension, stating the reason for the request, is filed with the
4 department on or before March 1.

5 *~~0543/3.15~~* SECTION 2130. 70.995 (12) (c) of the statutes is amended to read:

6 70.995 (12) (c) Unless the taxpayer shows that the failure is due to reasonable
7 cause, if a taxpayer fails to file any form required under par. (a) for property that the
8 department of revenue assessed during the previous year by the due date or by any
9 extension of the due date that has been granted, the taxpayer shall pay to the
10 department of revenue a penalty of the greater of \$10 or 0.05% of the previous year's
11 full value assessment not to exceed \$1,000. ~~If the form required under par. (a) for~~
12 ~~property that the department of revenue assessed during the previous year is not~~
13 ~~filed within 30 days after the due date or within 30 days after any extension, the~~
14 ~~taxpayer shall pay to the department of revenue a 2nd penalty of the greater of \$10~~
15 ~~or 0.05% of the previous year's full value assessment not to exceed \$1,000~~ \$25 if the
16 form is filed 1 to 10 days late; \$50 or 0.05% of the previous year's assessment,
17 whichever is greater, but not more than \$250, if the form is filed 11 to 30 days late;
18 and \$100 or 0.1% of the previous year's assessment, whichever is greater, but not
19 more than \$750, if the form is filed more than 30 days late. Penalties are due 30 days
20 after they are assessed and are delinquent if not paid on or before that date. The
21 department may refund all or part of any penalty it assesses under this paragraph
22 if it finds reasonable grounds for late filing.

23 *b0685/1.1* SECTION 2130d. 71.01 (6) (g) of the statutes is repealed.

24 *b0685/1.1* SECTION 2130db. 71.01 (6) (h) of the statutes is amended to read:

1 71.01 (6) (h) For taxable years that begin after December 31, 1992, and before
2 January 1, 1994, for natural persons and fiduciaries, except fiduciaries of nuclear
3 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
4 Internal Revenue Code as amended to December 31, 1992, excluding sections 103,
5 104, and 110 of P.L. 102–227, and as amended by P.L. 103–66, excluding sections
6 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103–66, P.L.
7 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 105–34, P.L.
8 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
9 106–554, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
10 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.
11 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
12 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113,
13 13150, 13171, 13174, and 13203 of P.L. 103–66, P.L. 104–188, excluding section 1311
14 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554,
15 excluding sections 162 and 165 of P.L. 106–554. The Internal Revenue Code applies
16 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
17 federal Internal Revenue Code enacted after December 31, 1992, do not apply to this
18 paragraph with respect to taxable years beginning after December 31, 1992, and
19 before January 1, 1994, except that changes to the Internal Revenue Code made by
20 P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, 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. 103–66, P.L. 103–465, P.L. 104–188, excluding
24 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, apply for Wisconsin
2 purposes at the same time as for federal purposes.

3 *b0685/1.1* SECTION 2130dd. 71.01 (6) (i) of the statutes is amended to read:

4 71.01 (6) (i) For taxable years that begin after December 31, 1993, and before
5 January 1, 1995, for natural persons and fiduciaries, except fiduciaries of nuclear
6 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
7 Internal Revenue Code as amended to December 31, 1993, excluding sections 103,
8 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203
9 (d), and 13215 of P.L. 103-66 and as amended by P.L. 103-296, P.L. 103-337, P.L.
10 103-465, P.L. 104-7, excluding section 1 of P.L. 104-7, P.L. 104-188, excluding
11 section 1311 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206
12 and, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,
13 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73,
14 P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90,
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, 13203
17 (d), and 13215 of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7,
18 excluding section 1 of P.L. 104-7, P.L. 104-188, excluding section 1311 of P.L.
19 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,
20 and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554. The Internal
21 Revenue Code applies for Wisconsin purposes at the same time as for federal
22 purposes. Amendments to the federal Internal Revenue Code enacted after
23 December 31, 1993, do not apply to this paragraph with respect to taxable years
24 beginning after December 31, 1993, and before January 1, 1995, except that
25 changes to the Internal Revenue Code made by P.L. 103-296, P.L. 103-337, P.L.

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

10 *b0685/1.1* SECTION 2130df. 71.01 (6) (j) of the statutes is amended to read:

11 71.01 (6) (j) For taxable years that begin after December 31, 1994, and before
12 January 1, 1996, for natural persons and fiduciaries, except fiduciaries of nuclear
13 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
14 Internal Revenue Code as amended to December 31, 1994, excluding sections 103,
15 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and
16 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–117, P.L. 104–188,
17 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.
18 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding
19 sections 162 and 165 of P.L. 106–554, and as indirectly affected by P.L. 99–514, P.L.
20 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
21 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and
22 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
23 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
24 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections
25 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34,

1 P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165
2 of P.L. 106–554. The Internal Revenue Code applies for Wisconsin purposes at the
3 same time as for federal purposes. Amendments to the federal Internal Revenue
4 Code enacted after December 31, 1994, do not apply to this paragraph with respect
5 to taxable years beginning after December 31, 1994, and before January 1, 1996,
6 except that changes to the Internal Revenue Code made by P.L. 104–7, P.L. 104–117,
7 P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.
8 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.
9 106–554, excluding sections 162 and 165 of P.L. 106–554, and changes that indirectly
10 affect the provisions applicable to this subchapter made by P.L. 104–7, P.L. 104–117,
11 P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.
12 104–191, P.L. 104–193, 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, apply for Wisconsin
14 purposes at the same time as for federal purposes.

15 *b0685/1.1* SECTION 2130dh. 71.01 (6) (k) of the statutes is amended to read:
16 71.01 (6) (k) For taxable years that begin after December 31, 1995, and before
17 January 1, 1997, for natural persons and fiduciaries, except fiduciaries of nuclear
18 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
19 Internal Revenue Code as amended to December 31, 1995, excluding sections 103,
20 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and
21 13203 (d) of P.L. 103–66, and as amended by P.L. 104–117, P.L. 104–188, excluding
22 sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.
23 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.
24 106–554, excluding sections 162 and 165 of P.L. 106–554, and as indirectly affected
25 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,

1 P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding
2 sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66,
3 excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
4 P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188,
5 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191,
6 P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.
7 106–554, excluding sections 162 and 165 of P.L. 106–554. The Internal Revenue
8 Code applies for Wisconsin purposes at the same time as for federal purposes.
9 Amendments to the federal Internal Revenue Code enacted after
10 December 31, 1995, do not apply to this paragraph with respect to taxable years
11 beginning after December 31, 1995, and before January 1, 1997, except that
12 changes to the Internal Revenue Code made by P.L. 104–117, P.L. 104–188, excluding
13 sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.
14 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.
15 106–554, excluding sections 162 and 165 of P.L. 106–554, and changes that indirectly
16 affect the provisions applicable to this subchapter made by P.L. 104–117, P.L.
17 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.
18 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277,
19 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, apply for
20 Wisconsin purposes at the same time as for federal purposes.

21 ***b0685/1.1* SECTION 2130dj.** 71.01 (6) (L) of the statutes is amended to read:
22 71.01 (6) (L) For taxable years that begin after December 31, 1996, and before
23 January 1, 1998, for natural persons and fiduciaries, except fiduciaries of nuclear
24 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
25 Internal Revenue Code as amended to December 31, 1996, excluding sections 103,

1 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
2 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
3 104–188, and as amendeded by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277
4 and, P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
5 and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73,
6 P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90,
7 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
8 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
9 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.
10 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
11 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
12 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162
13 and 165 of P.L. 106–554. The Internal Revenue Code applies for Wisconsin purposes
14 at the same time as for federal purposes. Amendments to the federal Internal
15 Revenue Code enacted after December 31, 1996, do not apply to this paragraph with
16 respect to taxable years beginning after December 31, 1996, and before
17 January 1, 1998, except that changes to the Internal Revenue Code made by P.L.
18 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554,
19 excluding sections 162 and 165 of P.L. 106–554, and changes that indirectly affect the
20 provisions applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L.
21 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162
22 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time as for federal
23 purposes.

24 *b0685/1.1* SECTION 2130dL. 71.01 (6) (m) of the statutes is amended to read:

1 71.01 (6) (m) For taxable years that begin after December 31, 1997, and before
2 January 1, 1999, for natural persons and fiduciaries, except fiduciaries of nuclear
3 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
4 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
5 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
6 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
7 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36
8 and, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and
9 P.L. 106–573, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647,
10 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508,
11 P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
12 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
13 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
14 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
15 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
16 105–34, 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. The
18 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
19 purposes. Amendments to the federal Internal Revenue Code enacted after
20 December 31, 1997, do not apply to this paragraph with respect to taxable years
21 beginning after December 31, 1997, and before January 1, 1999, except that
22 changes to the Internal Revenue Code 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 and changes that indirectly affect the
25 provisions applicable to this subchapter made by 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 apply for Wisconsin purposes at the same time
3 as for federal purposes.

4 *b0685/1.1* SECTION 2130dn. 71.01 (6) (n) of the statutes is amended to read:
5 71.01 (6) (n) For taxable years that begin after December 31, 1998, and before
6 January 1, 2000, for natural persons and fiduciaries, except fiduciaries of nuclear
7 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
8 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,
9 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
10 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
11 104-188, and as amended by P.L. 106-36 and, P.L. 106-170, P.L. 106-230, P.L.
12 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573, and as
13 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
14 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.
15 102-227, 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.
18 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
19 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
20 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170, P.L. 106-230,
21 P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573. The
22 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
23 purposes. Amendments to the federal Internal Revenue Code enacted after
24 December 31, 1998, do not apply to this paragraph with respect to taxable years
25 beginning after December 31, 1998, and before January 1, 2000, except that

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

7 ***b0685/1.1* SECTION 2130dp.** 71.01 (6) (o) of the statutes is amended to read:

8 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before
9 January 1, 2001, for natural persons and fiduciaries, except fiduciaries of nuclear
10 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
11 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
12 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
13 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
14 104–188, and as amended by P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding
15 sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and as indirectly affected by
16 P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,
17 P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding
18 sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66,
19 excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
20 P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188,
21 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
22 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
23 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–554,
24 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573. 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, 1999, do not apply to this paragraph with respect to taxable years
3 beginning after December 31, 1999, and before January 1, 2001, except that changes
4 to the Internal Revenue Code made by P.L. 106–200, P.L. 106–230, P.L. 106–554,
5 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573 and changes that
6 indirectly affect the provisions applicable to this subchapter made by P.L. 106–200,
7 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
8 106–573 apply for Wisconsin purposes at the same time as for federal purposes.

9 ***b0685/1.1* SECTION 2130dr.** 71.01 (6) (p) of the statutes is created to read:
10 71.01 (6) (p) For taxable years that begin after December 31, 2000, for natural
11 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or
12 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code
13 as amended to December 31, 2000, 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 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
17 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.
18 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
19 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
20 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
21 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
22 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
23 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–200, P.L.
24 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
25 106–573. The Internal Revenue Code applies for Wisconsin purposes at the same

1 time as for federal purposes. Amendments to the federal Internal Revenue Code
2 enacted after December 31, 2000, do not apply to this paragraph with respect to
3 taxable years beginning after December 31, 2000.

4 ***b0685/1.1* SECTION 2130dt.** 71.01 (7r) of the statutes is amended to read:

5 71.01 (7r) Notwithstanding sub. (6), for purposes of computing amortization
6 or depreciation, “Internal Revenue Code” means either the federal Internal Revenue
7 Code as amended to December 31, ~~1999~~ 2000, or the federal Internal Revenue Code
8 in effect for the taxable year for which the return is filed, except that property that,
9 under s. 71.02 (2) (d) 12., 1985 stats., is required to be depreciated for taxable year
10 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.

13 ***-1059/6.1* SECTION 2131.** 71.04 (4) of the statutes is renumbered 71.04 (4)
14 (intro.) and amended to read:

15 71.04 (4) NONRESIDENT ALLOCATION AND APPORTIONMENT FORMULA. (intro.)
16 Nonresident individuals and nonresident estates and trusts engaged in business
17 within and without the state shall be taxed only on such income as is derived from
18 business transacted and property located within the state. The amount of such
19 income attributable to Wisconsin may be determined by an allocation and separate
20 accounting thereof, when the business of such nonresident individual or nonresident
21 estate or trust within the state is not an integral part of a unitary business, but the
22 department of revenue may permit an allocation and separate accounting in any case
23 in which it is satisfied that the use of such method will properly reflect the income
24 taxable by this state. In all cases in which allocation and separate accounting is not
25 permissible, the determination shall be made in the following manner: for all

1 businesses except air carriers, financial organizations, pipeline companies, public
2 utilities, railroads, sleeping car companies and car line companies there shall first
3 be deducted from the total net income of the taxpayer the part thereof (less related
4 expenses, if any) that follows the situs of the property or the residence of the
5 recipient. The remaining net income shall be apportioned to ~~Wisconsin~~ this state by
6 use of an apportionment fraction composed of a sales factor representing 50% of the
7 fraction, a property factor representing 25% of the fraction and a payroll factor
8 representing 25% of the fraction. the following:

9 ***-1059/6.2* SECTION 2132.** 71.04 (4) (a) of the statutes is created to read:

10 71.04 (4) (a) For taxable years beginning before January 1, 2004, an
11 apportionment fraction composed of a sales factor under sub. (7) representing 50%
12 of the fraction, a property factor under sub. (5) representing 25% of the fraction, and
13 a payroll factor under sub. (6) representing 25% of the fraction.

14 ***-1059/6.3* SECTION 2133.** 71.04 (4) (b) of the statutes is created to read:

15 71.04 (4) (b) For taxable years beginning after December 31, 2003, and before
16 January 1, 2005, an apportionment fraction composed of a sales factor under sub. (7)
17 representing 60% of the fraction, a property factor under sub. (5) representing 20%
18 of the fraction, and a payroll factor under sub. (6) representing 20% of the fraction.

19 ***-1059/6.4* SECTION 2134.** 71.04 (4) (c) of the statutes is created to read:

20 71.04 (4) (c) For taxable years beginning after December 31, 2004, and before
21 January 1, 2006, an apportionment fraction composed of a sales factor under sub. (7)
22 representing 80% of the fraction, a property factor under sub. (5) representing 10%
23 of the fraction, and a payroll factor under sub. (6) representing 10% of the fraction.

24 ***-1059/6.5* SECTION 2135.** 71.04 (4) (d) of the statutes is created to read:

1 71.04 (4) (d) For taxable years beginning after December 31, 2005, an
2 apportionment fraction composed of the sales factor under sub. (7).

3 ***-1059/6.6* SECTION 2136.** 71.04 (4) (e) of the statutes is created to read:

4 71.04 (4) (e) For taxable years beginning after December 31, 2003, and before
5 January 1, 2006, the apportionment fraction for the remaining net income of a
6 financial organization shall include a sales factor that represents more than 50% of
7 the apportionment fraction, as determined by rule by the department. For taxable
8 years beginning after December 31, 2005, the apportionment fraction for the
9 remaining net income of a financial organization is composed of a sales factor, as
10 determined by rule by the department.

11 ***b0679/3.10* SECTION 2136m.** 71.04 (4m) of the statutes is created to read:

12 71.04 (4m) APPORTIONMENT FORMULA COMPUTATION. (a) 1. For taxable years
13 beginning before January 1, 2006, if both the numerator and the denominator of the
14 sales factor under sub. (7) related to a taxpayer's remaining net income are zero, the
15 sales factor under sub. (7) is eliminated from the apportionment formula to
16 determine the taxpayer's remaining net income under sub. (4).

17 2. For taxable years beginning after December 31, 2005, if both the numerator
18 and the denominator of the sales factor under sub. (7) related to a taxpayer's
19 remaining net income are zero, none of the taxpayer's remaining net income is
20 apportioned to this state.

21 (b) 1. For taxable years beginning before January 1, 2006, if the numerator of
22 the sales factor under sub. (7) related to a taxpayer's remaining net income is a
23 negative number and the denominator of the sales factor under sub. (7) related to a
24 taxpayer's remaining net income is not zero, the sales factor under sub. (7) is zero.

1 2. For taxable years beginning after December 31, 2005, if the numerator of the
2 sales factor under sub. (7) related to a taxpayer's remaining net income is a negative
3 number and the denominator of the sales factor under sub. (7) related to a taxpayer's
4 remaining net income is not zero, none of the taxpayer's remaining net income is
5 apportioned to this state.

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

11 2. For taxable years beginning after December 31, 2005, if the numerator of the
12 sales factor under sub. (7) related to a taxpayer's remaining net income is a positive
13 number and the denominator of the sales factor under sub. (7) related to a taxpayer's
14 remaining net income is zero or a negative number, all of the taxpayer's remaining
15 net income is apportioned to this state.

16 ***-1059/6.7*** **SECTION 2137.** 71.04 (5) (intro.) of the statutes is amended to read:

17 71.04 (5) **PROPERTY FACTOR.** (intro.) For purposes of sub. (4) and for taxable
18 years beginning before January 1, 2006:

19 ***-1059/6.8*** **SECTION 2138.** 71.04 (6) (intro.) of the statutes is amended to read:

20 71.04 (6) **PAYROLL FACTOR.** (intro.) For purposes of sub. (4) and for taxable years
21 beginning before January 1, 2006:

22 ***-1059/6.9*** **SECTION 2139.** 71.04 (7) (d) of the statutes is amended to read:

23 71.04 (7) (d) Sales, other than sales of tangible personal property, are in this
24 state if the income-producing activity is performed in this state. If the
25 income-producing activity is performed both in and outside this state the sales shall

1 be divided between those states having jurisdiction to tax such business in
2 proportion to the direct costs of performance incurred in each such state in rendering
3 this service. Services performed in states which do not have jurisdiction to tax the
4 business shall be deemed to have been performed in the state to which compensation
5 is allocated by ~~sub. s. 71.04 (6), 1999 stats.~~

6 *–1059/6.10* SECTION 2140. 71.04 (8) (b) of the statutes is renumbered 71.04
7 (8) (b) 1. and amended to read:

8 71.04 (8) (b) 1. ~~Public~~ For taxable years beginning before January 1, 2004,
9 “public utility”, as used in this section, means any business entity described under
10 subd. 2. and any business entity which owns or operates any plant, equipment,
11 property, franchise, or license for the transmission of communications or the
12 production, transmission, sale, delivery, or furnishing of electricity, water or steam,
13 the rates of charges for goods or services of which have been established or approved
14 by a federal, state or local government or governmental agency. ~~Public~~

15 2. In this section, for taxable years beginning after December 31, 2003, “public
16 utility” also means any business entity providing service to the public and engaged
17 in the transportation of goods and persons for hire, as defined in s. 194.01 (4),
18 regardless of whether or not the entity’s rates or charges for services have been
19 established or approved by a federal, state or local government or governmental
20 agency.

21 *–1059/6.11* SECTION 2141. 71.04 (8) (c) of the statutes is amended to read:

22 71.04 (8) (c) The net business income of railroads, sleeping car companies, car
23 line companies, pipeline companies, financial organizations, air carriers and public
24 utilities requiring apportionment shall be apportioned pursuant to rules of the

1 department of revenue, but the income taxed is limited to the income derived from
2 business transacted and property located within the state.

3 ***-1059/6.12* SECTION 2142.** 71.04 (10) of the statutes is amended to read:

4 71.04 (10) DEPARTMENT MAY WAIVE FACTOR. Where, in the case of any nonresident
5 individual or nonresident estate or trust engaged in business ~~within in~~ and without
6 ~~the outside this~~ state of Wisconsin and required to apportion its income as provided
7 in this section, it shall be shown to the satisfaction of the department of revenue that
8 the use of any one of the 3 factors provided under sub. (4) gives an unreasonable or
9 inequitable final average ratio because of the fact that such nonresident individual
10 or nonresident estate or trust does not employ, to any appreciable extent in its trade
11 or business in producing the income taxed, the factors made use of in obtaining such
12 ratio, this factor may, with the approval of the department of revenue, be omitted in
13 obtaining the final average ratio which is to be applied to the remaining net income.
14 This subsection does not apply to taxable years beginning after December 31, 2005.

15 ***-0667/5.1* SECTION 2143.** 71.05 (6) (a) 15. of the statutes is amended to read:

16 71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),
17 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx) ~~and~~, (3g), and (3s) and not passed through
18 by a partnership, limited liability company, or tax-option corporation that has added
19 that amount to the partnership's, company's, or tax-option corporation's income
20 under s. 71.21 (4) or 71.34 (1) (g).

21 ***-0546/2.6* SECTION 2144.** 71.05 (11) (b) of the statutes is amended to read:

22 71.05 (11) (b) The cost of the following described property, less any federal
23 depreciation or amortization taken, may be deducted as a subtraction modification
24 or as subtraction modifications in the year or years in which paid or accrued,
25 dependent on the method of accounting employed: All property purchased or

1 constructed as a waste treatment facility utilized for the treatment of industrial
2 wastes, as defined in s. 281.01 (5), or air contaminants, as defined in s. 285.01 (1),
3 but not for other wastes, as defined in s. 281.01 (7) and approved by the department
4 of revenue under s. 70.11 (21) (a), for the purpose of abating or eliminating pollution
5 of surface waters, the air, or waters of the state and, if the property's owner is taxed
6 under ch. 76, if the property is approved by the department of revenue. In case of
7 such election, appropriate add modifications shall be made in subsequent years to
8 reverse federal depreciation or amortization or to correct gain or loss on disposition.
9 This paragraph is intended to apply only to depreciable property except that where
10 wastes are disposed of through a lagoon process, lagooning costs and the cost of land
11 containing such lagoons may be treated as depreciable property for purposes of this
12 paragraph. In no event may any amount in excess of cost be deducted. Paragraph
13 (a) applies to all property purchased prior to July 31, 1975, or purchased and
14 constructed in fulfillment of a written construction contract or formal written bid,
15 which contract was entered into or which bid was made prior to July 31, 1975.

16 ***-1460/2.1*** SECTION 2145. 71.06 (2e) of the statutes is amended to read:

17 71.06 (2e) BRACKET INDEXING. For taxable years beginning after
18 December 31, 1998, and before January 1, 2000, the maximum dollar amount in
19 each tax bracket, and the corresponding minimum dollar amount in the next bracket,
20 under subs. (1m) and (2) (c) and (d), and for taxable years beginning after
21 December 31, 1999, the maximum dollar amount in each tax bracket, and the
22 corresponding minimum dollar amount in the next bracket, under subs. (1n), (1p),
23 and (2) (e), (f), (g), and (h), shall be increased each year by a percentage equal to the
24 percentage change between the U.S. consumer price index for all urban consumers,
25 U.S. city average, for the month of August of the previous year and the U.S. consumer

1 price index for all urban consumers, U.S. city average, for the month of August 1997,
2 as determined by the federal department of labor, except that for taxable years
3 beginning after December 31, 2000, and before January 1, 2002, the dollar amount
4 in the top bracket under subs. (1p) (c) and (d), (2) (g) 3. and 4. and (h) 3. and 4. shall
5 be increased ~~each year~~ by a percentage equal to the percentage change between the
6 U.S. consumer price index for all urban consumers, U.S. city average, for the month
7 of August of the previous year and the U.S. consumer price index for all urban
8 consumers, U.S. city average, for the month of August 1999, as determined by the
9 federal department of labor. Each amount that is revised under this subsection shall
10 be rounded to the nearest multiple of \$10 if the revised amount is not a multiple of
11 \$10 or, if the revised amount is a multiple of \$5, such an amount shall be increased
12 to the next higher multiple of \$10. The department of revenue shall annually adjust
13 the changes in dollar amounts required under this subsection and incorporate the
14 changes into the income tax forms and instructions.

15 *~~0667/5.2~~* SECTION 2146. 71.07 (2dm) of the statutes is created to read:

16 71.07 (2dm) DEVELOPMENT ZONE CAPITAL INVESTMENT CREDIT. (a) In this
17 subsection:

18 1. "Certified" means entitled under s. 560.795 (3) (a) 4. to claim tax benefits or
19 certified under s. 560.795 (5).

20 2. "Claimant" means a person who files a claim under this subsection.

21 3. "Development zone" means a development opportunity zone under s. 560.795
22 (1) (e).

23 4. "Previously owned property" means real property that the claimant or a
24 related person owned during the 2 years prior to the department of commerce
25 designating the place where the property is located as a development zone and for

1 which the claimant may not deduct a loss from the sale of the property to, or an
2 exchange of the property with, the related person under section 267 of the Internal
3 Revenue Code, except that section 267 (b) of the Internal Revenue Code is modified
4 so that if the claimant owns any part of the property, rather than 50% ownership, the
5 claimant is subject to section 267 (a) (1) of the Internal Revenue Code for purposes
6 of this subsection.

7 (b) Subject to the limitations provided in this subsection and in s. 73.03 (35),
8 for any taxable year for which the claimant is certified, a claimant may claim as a
9 credit against the taxes imposed under s. 71.02 an amount that is equal to 3% of the
10 following:

- 11 1. The purchase price of depreciable, tangible personal property.
- 12 2. The amount expended to acquire, construct, rehabilitate, remodel, or repair
13 real property in a development zone.

14 (c) A claimant may claim the credit under par. (b) 1., if the tangible personal
15 property is purchased after the claimant is certified and the personal property is
16 used for at least 50% of its use in the claimant's business at a location in a
17 development zone or, if the property is mobile, the property's base of operations for
18 at least 50% of its use is at a location in a development zone.

19 (d) A claimant may claim the credit under par. (b) 2. for an amount expended
20 to construct, rehabilitate, remodel, or repair real property, if the claimant began the
21 physical work of construction, rehabilitation, remodeling, or repair, or any
22 demolition or destruction in preparation for the physical work, after the place where
23 the property is located was designated a development zone, or if the completed
24 project is placed in service after the claimant is certified. In this paragraph, "physical
25 work" does not include preliminary activities such as planning, designing, securing

1 financing, researching, developing specifications, or stabilizing the property to
2 prevent deterioration.

3 (e) A claimant may claim the credit under par. (b) 2. for an amount expended
4 to acquire real property, if the property is not previously owned property and if the
5 claimant acquires the property after the place where the property is located was
6 designated a development zone, or if the completed project is placed in service after
7 the claimant is certified.

8 (f) No credit may be allowed under this subsection unless the claimant includes
9 with the claimant's return:

10 1. A copy of a verification from the department of commerce that the claimant
11 may claim tax benefits under s. 560.795 (3) (a) 4. or is certified under s. 560.795 (5).

12 2. A statement from the department of commerce verifying the purchase price
13 of the investment and verifying that the investment fulfills the requirements under
14 par. (b).

15 (g) In calculating the credit under par. (b) a claimant shall reduce the amount
16 expended to acquire property by a percentage equal to the percentage of the area of
17 the real property not used for the purposes for which the claimant is certified and
18 shall reduce the amount expended for other purposes by the amount expended on the
19 part of the property not used for the purposes for which the claimant is certified.

20 (h) The carry-over provisions of s. 71.28 (4) (e) and (f) as they relate to the credit
21 under s. 71.28 (4) relate to the credit under this subsection.

22 (i) Partnerships, limited liability companies, and tax-option corporations may
23 not claim the credit under this subsection, but the eligibility for, and the amount of,
24 that credit shall be determined on the basis of their economic activity, not that of their
25 shareholders, partners, or members. The corporation, partnership, or limited

1 liability company shall compute the amount of credit that may be claimed by each
2 of its shareholders, partners, or members and provide that information to its
3 shareholders, partners, or members. Partners, members of limited liability
4 companies, and shareholders of tax-option corporations may claim the credit based
5 on the partnership's, company's, or corporation's activities in proportion to their
6 ownership interest and may offset it against the tax attributable to their income from
7 the partnership's, company's, or corporation's business operations in the
8 development zone and against the tax attributable to their income from the
9 partnership's, company's, or corporation's directly related business operations.

10 (j) If a person who is entitled under s. 560.795 (3) (a) 4. to claim tax benefits
11 becomes ineligible for such tax benefits, or if a person's certification under s. 560.795
12 (5) is revoked, that person may claim no credits under this subsection for the taxable
13 year that includes the day on which the person becomes ineligible for tax benefits,
14 the taxable year that includes the day on which the certification is revoked, or
15 succeeding taxable years, and that person may carry over no unused credits from
16 previous years to offset tax under this chapter for the taxable year that includes the
17 day on which the person becomes ineligible for tax benefits, the taxable year that
18 includes the day on which the certification is revoked, or succeeding taxable years.

19 (k) If a person who is entitled under s. 560.795 (3) (a) 4. to claim tax benefits
20 or certified under s. 560.795 (5) ceases business operations in the development zone
21 during any of the taxable years that that zone exists, that person may not carry over
22 to any taxable year following the year during which operations cease any unused
23 credits from the taxable year during which operations cease or from previous taxable
24 years.

1 (L) Section 71.28 (4) (g) and (h) as it applies to the credit under s. 71.28 (4)
2 applies to the credit under this subsection.

3 *~~0669/1.1~~* SECTION 2147. 71.07 (2dx) (a) 5. of the statutes is amended to read:

4 71.07 (2dx) (a) 5. “Member of a targeted group” means ~~a person under sub. (2dj)~~
5 ~~(am) 1.~~, a person who resides in an empowerment zone, or an enterprise community,
6 that the U.S. government designates, a person who is employed in an unsubsidized
7 job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin
8 works employment position, a person who is employed in a trial job, as defined in s.
9 49.141 (1) (n), ~~or~~ a person who is eligible for child care assistance under s. 49.155, a
10 person who is a vocational rehabilitation referral, an economically disadvantaged
11 youth, an economically disadvantaged veteran, a supplemental security income
12 recipient, a general assistance recipient, an economically disadvantaged ex-convict,
13 a qualified summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated
14 worker, as defined in 29 USC 2801 (9), or a food stamp recipient; if the person has
15 been certified in the manner under sub. (2dj) (am) 3. by a designated local agency,
16 as defined in sub. (2dj) (am) 2.

17 *~~1856/6.1~~* SECTION 2148. 71.07 (3g) of the statutes is created to read:

18 71.07 (3g) TECHNOLOGY ZONES CREDIT. (a) Subject to the limitations under this
19 subsection and ss. 73.03 (35m) and 560.96, a business that is certified under s. 560.96
20 (3) may claim as a credit against the taxes imposed under s. 71.02 an amount equal
21 to the sum of the following, as established under s. 560.96 (3) (c):

22 1. The amount of real and personal property taxes imposed under s. 70.01 that
23 the business paid in the taxable year.

24 2. The amount of income and franchise taxes imposed under s. 71.02 that the
25 business paid in the taxable year.

1 3. The amount of sales and use taxes imposed under ss. 77.52, 77.53, and 77.71
2 that the business paid in the taxable year.

3 (b) The department of revenue shall notify the department of commerce of all
4 claims under this subsection.

5 (c) Section 71.28 (4) (c), (f), (g), and (h), as it applies to the credit under s. 71.28
6 (4), applies to the credit under par. (a).

7 (d) Partnerships, limited liability companies, and tax-option corporations may
8 not claim the credit under this subsection, but the eligibility for, and the amount of,
9 the credit are based on their payment of amounts under par. (a). A partnership,
10 limited liability company, or tax-option corporation shall compute the amount of
11 credit that each of its partners, members, or shareholders may claim and shall
12 provide that information to each of them. Partners, members of limited liability
13 companies, and shareholders of tax-option corporations may claim the credit in
14 proportion to their ownership interest.

15 ***-0659/1.1* SECTION 2149.** 71.07 (7) (b) of the statutes is amended to read:

16 71.07 (7) (b) If a resident individual, estate or trust pays a net income tax to
17 another state, that resident individual, estate or trust may credit the net tax paid to
18 that other state on that income against the net income tax otherwise payable to the
19 state on income of the same year. The credit may not be allowed unless the income
20 taxed by the other state is also considered income for Wisconsin tax purposes. The
21 credit may not be allowed unless claimed within the time provided in s. 71.75 (2), but
22 s. 71.75 (4) does not apply to those credits. For purposes of this paragraph, amounts
23 declared and paid pursuant to under the income tax law of another state ~~shall be~~
24 ~~deemed~~ are considered a net income tax paid to that other state only in the year in
25 which the income tax return for that state was required to be filed. Income and

1 franchise taxes paid to another state by a tax-option corporation, partnership, or
2 limited liability company that is treated as a partnership may be claimed as a credit
3 under this paragraph by that corporation's shareholders, that partnership's
4 partners, or that limited liability company's members who are residents of this state
5 and who otherwise qualify under this paragraph.

6 ***-1256/5.8*** SECTION 2150. 71.07 (7m) of the statutes is created to read:

7 71.07 (7m) TAX RELIEF FUND TAX CREDIT. (a) *Definitions*. In this subsection:

- 8 1. "Claimant" means an individual taxpayer who is not a dependent.
9 2. "Credit unit" means an amount calculated by the department by dividing the
10 amount certified under par. (c) 3. by the sum of all claimants, all spouses of claimants,
11 and all dependents.
12 3. "Department" means the department of revenue.
13 4. "Dependent" means an individual who is claimed by the claimant as a
14 dependent under section 151 (c) of the Internal Revenue Code.

15 (b) *Filing claims*. Subject to the limitations and conditions provided in this
16 subsection, a claimant, or a claimant and his or her spouse, may claim as a credit
17 against the tax imposed under s. 71.02, up to the amount of those taxes, an amount
18 determined by the department under par. (c). One credit amount may be claimed by
19 each claimant, by the claimant's spouse, and for each dependent of a claimant. No
20 credit may be claimed by a dependent.

21 (c) *Determination of credit amount*. 1. Not later than September 1 each year,
22 the secretary of administration shall certify to the secretary of the department the
23 amount that is in the tax relief fund under s. 25.63.

24 2. If the amount of the certification is \$100,000,000 or less, the amount that
25 may be claimed in that taxable year is zero.

1 3. If the amount of the certification exceeds \$100,000,000, the department shall
2 determine the credit amount for that taxable year. The credit amount shall be based
3 on the credit unit, but shall be modified such that the certified amount in the tax
4 relief fund is expended as fully as possible and that the credit amount for each
5 claimant, spouse of a claimant, and dependent of a claimant is rounded down to the
6 nearest whole dollar amount.

7 (d) *Certification of amounts claimed.* Not later than August 15 of the year
8 following the year in which the department determines a credit amount under par.
9 (c) 3., the department shall determine the amount of revenue lost because of credits
10 claimed in the taxable year to which that credit amount relates. The amount of
11 revenue lost shall be certified to the secretary of administration.

12 (e) *Limitations and conditions.* 1. No credit may be allowed under this
13 subsection unless it is claimed within the time period under s. 71.75 (2).

14 2. Part-year residents and nonresidents of this state are not eligible for the
15 credit under this subsection.

16 (f) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
17 under that subsection, applies to the credit under this subsection.

18 *–1256/5.9* **SECTION 2151.** 71.10 (4) (dt) of the statutes is created to read:

19 71.10 (4) (dt) Tax relief fund credit under s. 71.07 (7m).

20 *–0667/5.3* **SECTION 2152.** 71.10 (4) (grb) of the statutes is created to read:

21 71.10 (4) (grb) Development zone capital investment credit under s. 71.07
22 (2dm).

23 *–1856/6.2* **SECTION 2153.** 71.10 (4) (grd) of the statutes is created to read:

24 71.10 (4) (grd) Technology zones credit under s. 71.07 (3g).

25 *b0684/2.2* **SECTION 2153g.** 71.10 (5f) of the statutes is created to read:

1 71.10 (5f) LOCAL PROFESSIONAL BASEBALL PARK DISTRICT DONATION. (a)

2 *Definitions.* In this subsection:

3 1. “Baseball donation” means a designation made under this subsection, the
4 net proceeds of which shall be deposited into the fund under s. 229.685 to be used for
5 the repayment of bonds issued for purposes related to baseball park facilities under
6 s. 229.65 (1).

7 2. “Department” means the department of revenue.

8 (b) *Voluntary payments.* 1. ‘Designation on return.’ Every individual filing an
9 income tax return who has a tax liability or is entitled to a tax refund may designate
10 on the return any amount of additional payment or any amount of a refund due that
11 individual as a baseball donation.

12 2. ‘Designation added to tax owed.’ If the individual owes any tax, the
13 individual shall remit in full the tax due and the amount designated on the return
14 as a baseball donation when the individual files a tax return.

15 3. ‘Designation deducted from refund.’ Except as provided under par. (d), if the
16 individual is owed a refund for that year after crediting under ss. 71.75 (9) and 71.80
17 (3), the department shall deduct the amount designated on the return as a baseball
18 donation from the amount of the refund.

19 (c) *Errors; failure to remit correct amount.* If an individual who owes taxes fails
20 to remit an amount equal to or in excess of the total of the actual tax due, after error
21 corrections, and the amount designated on the return as a baseball donation:

22 1. The department shall reduce the designation for the baseball donation to
23 reflect the amount remitted in excess of the actual tax due, after error corrections,
24 if the individual remitted an amount in excess of the actual tax due, after error

1 corrections, but less than the total of the actual tax due, after error corrections, and
2 the amount originally designated on the return as a baseball donation.

3 2. The designation for the baseball donation is void if the individual remitted
4 an amount equal to or less than the actual tax due, after error corrections.

5 (d) *Errors; insufficient refund.* If an individual who is owed a refund that does
6 not equal or exceed the amount designated on the return as a baseball donation, after
7 crediting under ss. 71.75 (9) and 71.80 (3) and after error corrections, the department
8 shall reduce the designation for the baseball donation to reflect the actual amount
9 of the refund the individual is otherwise owed, after crediting under ss. 71.75 (9) and
10 71.80 (3) and after error corrections.

11 (e) *Conditions.* If an individual places any conditions on a designation for the
12 baseball donation, the designation is void.

13 (f) *Void designation.* If a designation for the baseball donation is void, the
14 department shall disregard the designation and determine amounts due, owed,
15 refunded, and received without regard to the void designation.

16 (g) *Tax return.* The secretary of revenue shall provide a place for the
17 designations under this subsection on the individual income tax return, and the
18 secretary shall highlight that place on the return by a symbol chosen by the
19 department that relates to a baseball park that is part of baseball park facilities, as
20 defined in s. 229.65 (1).

21 (h) *Certification of amounts.* Annually, on or before September 15, the
22 secretary of revenue shall certify to the district board under subch. III of ch. 229, the
23 department of administration, and the state treasurer:

1 1. The total amount of the administrative costs, including data processing
2 costs, incurred by the department in administering this subsection during the
3 previous fiscal year.

4 2. The total amount received from all designations for baseball donations made
5 by taxpayers during the previous fiscal year.

6 3. The net amount remaining after the administrative costs, including data
7 processing costs, under subd. 1. are subtracted from the total received under subd.
8 2.

9 4. From the moneys received from designations for baseball donations, an
10 amount equal to the sum of administrative expenses, including data processing
11 costs, certified under subd. 1. shall be deposited into the general fund and credited
12 to the appropriation under s. 20.566 (1) (hp), and the net amount remaining that is
13 certified under subd. 3. shall be deposited into the fund created under s. 229.685 and
14 credited to retire bonds issued for the initial construction of baseball park facilities
15 under s. 229.65 (1).

16 (i) *Amounts subject to refund.* Amounts designated for baseball donations
17 under this subsection are not subject to refund to the taxpayer unless the taxpayer
18 submits information to the satisfaction of the department within 18 months after the
19 date on which taxes are due or the date on which the return is filed, whichever is
20 later, that the amount designated is clearly in error. Any refund granted by the
21 department under this paragraph shall be deducted from the moneys received under
22 this subsection in the fiscal year that the refund is certified.

23 *~~1726/1.1~~ **SECTION 2154.** 71.14 (3) (intro.) of the statutes is amended to read:

24 71.14 (3) (intro.) Except as provided in sub. (2) and s. 71.04 (1) (b) 2., trusts
25 created by contract, declaration of trust or implication of law that are made

1 irrevocable and were administered in this state before October 29, 1999, shall be
2 considered resident at the place where the trust is being administered. The following
3 trusts shall be considered to be administered in the state of domicile of the corporate
4 trustee of the trust at any time that the grantor of the trust is not a resident of this
5 state:

6 ***-1726/1.2* SECTION 2155.** 71.14 (3m) (a) (intro.) of the statutes is amended
7 to read:

8 71.14 (3m) (a) (intro.) Subject to par. (b) and except as provided in sub. (2) and
9 s. 71.04 (1) (b) 2., only the following trusts, or portions of trusts, that become
10 irrevocable on or after October 29, 1999, or that became irrevocable before October
11 29, 1999, and are first administered in this state on or after October 29, 1999, are
12 resident of this state:

13 ***-1726/1.3* SECTION 2156.** 71.14 (3m) (b) 2. of the statutes is amended to read:

14 71.14 (3m) (b) 2. Is irrevocable if the power to re-vest title, as described in ~~par.~~
15 ~~(a)~~ subd. 1., does not exist.

16 ***-0667/5.4* SECTION 2157.** 71.21 (4) of the statutes is amended to read:

17 71.21 (4) Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),
18 (2dj), (2dL), ~~(2dm)~~, (2ds), (2dx) ~~and, (3g), and (3s)~~ and passed through to partners
19 shall be added to the partnership's income.

20 ***-1493/1.1* SECTION 2158.** 71.22 (1r) of the statutes is amended to read:

21 71.22 (1r) "Doing business in this state" includes issuing credit, debit, or travel
22 and entertainment cards to customers in this state; owning, directly or indirectly, a
23 general or limited partnership interest in a partnership that does business in this
24 state, regardless of the percentage of ownership; and owning, directly or indirectly,
25 an interest in a limited liability company that does business in this state, regardless

1 of the percentage of ownership, if the limited liability company is treated as a
2 partnership for federal income tax purposes.

3 *b0685/1.2* SECTION 2158d. 71.22 (4) (g) of the statutes is repealed.

4 *b0685/1.2* SECTION 2158db. 71.22 (4) (h) of the statutes is amended to read:

5 71.22 (4) (h) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
6 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
7 December 31, 1992, and before January 1, 1994, means the federal Internal
8 Revenue Code as amended to December 31, 1992, excluding sections 103, 104, and
9 110 of P.L. 102–227, and as amended by P.L. 103–66, excluding sections 13101 (a) and
10 (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L.
11 104–188, excluding section 1311 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L.
12 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and as
13 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
14 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
15 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
16 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
17 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
18 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and
19 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L.
20 104–188, 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. The Internal Revenue Code applies for
22 Wisconsin purposes at the same time as for federal purposes. Amendments to the
23 federal Internal Revenue Code enacted after December 31, 1992, do not apply to this
24 paragraph with respect to taxable years beginning after December 31, 1992, and
25 before January 1, 1994, except that changes to the Internal Revenue Code made by

1 P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
2 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162
3 and 165 of P.L. 106–554, and changes that indirectly affect the provisions applicable
4 to this subchapter made by P.L. 103–66, P.L. 103–465. P.L. 104–188, excluding
5 section 1311 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.
6 106–554, excluding sections 162 and 165 of P.L. 106–554, apply for Wisconsin
7 purposes at the same time as for federal purposes.

8 *b0685/1.2* SECTION 2158dd. 71.22 (4) (i) of the statutes is amended to read:

9 71.22 (4) (i) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
10 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
11 December 31, 1993, and before January 1, 1995, means the federal 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 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, 13203 (d), and 13215
24 of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
25 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.

1 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.
2 106–554, excluding sections 162 and 165 of P.L. 106–554. 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
5 December 31, 1993, do not apply to this paragraph with respect to taxable years
6 beginning after December 31, 1993, and before January 1, 1995, except that
7 changes to the Internal Revenue Code made by P.L. 103–296, P.L. 103–337, P.L.
8 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
9 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206
10 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
11 and changes that indirectly affect the provisions applicable to this subchapter made
12 by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L.
13 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L.
14 104–193, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding
15 sections 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time
16 as for federal purposes.

17 *b0685/1.2* **SECTION 2158df.** 71.22 (4) (j) of the statutes is amended to read:
18 71.22 (4) (j) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
19 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
20 December 31, 1994, and before January 1, 1996, means the federal Internal
21 Revenue Code as amended to December 31, 1994, 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. 104–7, P.L. 104–188, excluding sections 1202,
24 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
25 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.

1 106-554, and as indirectly affected in the provisions applicable to this subchapter
2 by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d)
3 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.
4 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.
5 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
6 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
7 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.
8 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.
9 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L.
10 106-554, excluding sections 162 and 165 of P.L. 106-554. The Internal Revenue
11 Code applies for Wisconsin purposes at the same time as for federal purposes.
12 Amendments to the federal Internal Revenue Code enacted after
13 December 31, 1994, do not apply to this paragraph with respect to taxable years
14 beginning after December 31, 1994, and before January 1, 1996, except that
15 changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding
16 sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
17 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, excluding sections 162
18 and 165 of P.L. 106-554, and changes that indirectly affect the provisions applicable
19 to this subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204,
20 1311, and 1605 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, apply for Wisconsin purposes at the same time as for federal purposes.

23 *b0685/1.2* SECTION 2158dh. 71.22 (4) (k) of the statutes is amended to read:

24 71.22 (4) (k) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
25 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after

1 December 31, 1995, and before January 1, 1997, means the federal Internal
2 Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and
3 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)
4 of P.L. 103–66, and as amended by P.L. 104–188, excluding sections 1123, 1202, 1204,
5 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34,
6 P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165
7 of P.L. 106–554, and as indirectly affected in the provisions applicable to this
8 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2)
9 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008
10 (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.
11 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
12 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
13 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
14 104–7, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L.
15 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206 and,
16 P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554. The
17 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
18 purposes. Amendments to the federal Internal Revenue Code enacted after
19 December 31, 1995, do not apply to this paragraph with respect to taxable years
20 beginning after December 31, 1995, and before January 1, 1997, except that
21 changes to the Internal Revenue Code made by P.L. 104–188, excluding sections
22 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
23 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding
24 sections 162 and 165 of P.L. 106–554, and changes that indirectly affect the
25 provisions applicable to this subchapter made by P.L. 104–188, excluding sections

1 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
2 105–33, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding
3 sections 162 and 165 of P.L. 106–554, apply for Wisconsin purposes at the same time
4 as for federal purposes.

5 ***b0685/1.2* SECTION 2158dj.** 71.22 (4) (L) of the statutes is amended to read:

6 71.22 (4) (L) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
7 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
8 December 31, 1996, and before January 1, 1998, means the federal Internal
9 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and
10 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
11 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
12 and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and, P.L.
13 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and as
14 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
15 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
16 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
17 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
18 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
19 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
20 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
21 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
22 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and,
23 P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554. The
24 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
25 purposes. Amendments to the federal Internal Revenue Code enacted after

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

9 ***b0685/1.2* SECTION 2158dL.** 71.22 (4) (m) of the statutes is amended to read:
10 71.22 (4) (m) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
11 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
12 December 31, 1997, and before January 1, 1999, means the federal Internal
13 Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and
14 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
15 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
16 and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L.
17 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
18 106–573, and as indirectly affected in the provisions applicable to this subchapter
19 by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d)
20 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.
21 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
22 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
23 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
24 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
25 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

1 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
2 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–554, excluding
3 sections 162 and 165 of P.L. 106–554, and P.L. 106–573. The Internal Revenue Code
4 applies for Wisconsin purposes at the same time as for federal purposes.
5 Amendments to the federal Internal Revenue Code enacted after December 31, 1997,
6 do not apply to this paragraph with respect to taxable years beginning after
7 December 31, 1997, and before January 1, 1999, except that changes to the Internal
8 Revenue Code made by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and,
9 P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
10 106–573 and changes that indirectly affect the provisions applicable to this
11 subchapter made by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L.
12 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
13 106–573 apply for Wisconsin purposes at the same time as for federal purposes.

14 *b0685/1.2* SECTION 2158dn. 71.22 (4) (n) of the statutes is amended to read:
15 71.22 (4) (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
16 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
17 December 31, 1998, and before January 1, 2000, means the federal Internal
18 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and
19 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
20 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
21 and as amended by P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554,
22 excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and as indirectly
23 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
24 P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and
25 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.

1 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
2 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
3 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
4 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
5 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
6 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
7 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and
8 165 of P.L. 106–554, and P.L. 106–573. The Internal Revenue Code applies for
9 Wisconsin purposes at the same time as for federal purposes. Amendments to the
10 federal Internal Revenue Code enacted after December 31, 1998, do not apply to this
11 paragraph with respect to taxable years beginning after December 31, 1998, and
12 before January 1, 2000, except that changes to the Internal Revenue Code made by
13 P.L. 106–36 and, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162
14 and 165 of P.L. 106–554, and P.L. 106–573 and changes that indirectly affect the
15 provisions applicable to this subchapter made by P.L. 106–36 and, P.L. 106–170, P.L.
16 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
17 106–573 apply for Wisconsin purposes at the same time as for federal purposes.

18 ***b0685/1.2* SECTION 2158dp.** 71.22 (4) (o) of the statutes is amended to read:
19 71.22 (4) (o) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
20 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
21 December 31, 1999, and before January 1, 2001, means the federal Internal Revenue
22 Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
23 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
24 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
25 amended by P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding sections 162 and

1 165 of P.L. 106-554, and P.L. 106-573, and as indirectly affected in the provisions
2 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding
3 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514
4 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.
5 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
6 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
7 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
8 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
9 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
10 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36 and, P.L. 106-170,
11 P.L. 106-200, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.
12 106-554, and P.L. 106-573. The Internal Revenue Code applies for Wisconsin
13 purposes at the same time as for federal purposes. Amendments to the federal
14 Internal Revenue Code enacted after December 31, 1999, do not apply to this
15 paragraph with respect to taxable years beginning after December 31, 1999, and
16 before January 1, 2001, except that changes to the Internal Revenue Code made by
17 P.L. 106-200, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.
18 106-554, and P.L. 106-573 and changes that indirectly affect the provisions
19 applicable to this subchapter made by P.L. 106-200, P.L. 106-230, P.L. 106-554,
20 excluding sections 162 and 165 of P.L. 106-554, and P.L. 106-573 apply for Wisconsin
21 purposes at the same time as for federal purposes.

22 *b0685/1.2* SECTION 2158dr. 71.22 (4) (p) of the statutes is created to read:

23 71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
24 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after
25 December 31, 2000, means the federal Internal Revenue Code as amended to

1 December 31, 2000, excluding sections 103, 104, and 110 of P.L. 102–227, sections
2 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66 and sections 1123
3 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as indirectly affected
4 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
5 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823
6 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.
7 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
8 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
9 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
10 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
11 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
12 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
13 106–36, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding sections
14 162 and 165 of P.L. 106–554, and P.L. 106–573. The Internal Revenue Code applies
15 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
16 federal Internal Revenue Code enacted after December 31, 2000, do not apply to this
17 paragraph with respect to taxable years beginning after December 31, 2000.

18 ***b0685/1.2* SECTION 2158dt.** 71.22 (4m) (e) of the statutes is repealed.

19 ***b0685/1.2* SECTION 2158du.** 71.22 (4m) (f) of the statutes is amended to read:
20 71.22 (4m) (f) For taxable years that begin after December 31, 1992, and before
21 January 1, 1994, “Internal Revenue Code”, for corporations that are subject to a tax
22 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
23 Revenue Code as amended to December 31, 1992, excluding sections 103, 104, and
24 110 of P.L. 102–227, and as amended by P.L. 103–66, excluding sections 13101 (a) and
25 (c) 1, 13113, 13150, 13171, 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L.

1 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L.
2 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and as
3 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
4 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
5 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
6 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13101 (a) and (c) 1, 13113,
7 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188,
8 excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,
9 and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554. The Internal
10 Revenue Code applies for Wisconsin purposes at the same time as for federal
11 purposes. Amendments to the Internal Revenue Code enacted after
12 December 31, 1992, do not apply to this paragraph with respect to taxable years
13 beginning after December 31, 1992, and before January 1, 1994, except that
14 changes to the Internal Revenue Code made by P.L. 103-66, P.L. 103-465, P.L.
15 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L.
16 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and
17 changes that indirectly affect the provisions applicable to this subchapter made by
18 P.L. 103-66, P.L. 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L.
19 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554, excluding sections 162
20 and 165 of P.L. 106-554, apply for Wisconsin purposes at the same time as for federal
21 purposes.

22 *b0685/1.2* SECTION 2158dv. 71.22 (4m) (g) of the statutes is amended to read:

23 71.22 (4m) (g) For taxable years that begin after December 31, 1993, and
24 before January 1, 1995, "Internal Revenue Code", for corporations that are subject
25 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal

1 Internal Revenue Code as amended to December 31, 1993, excluding sections 103,
2 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203
3 (d), and 13215 of P.L. 103–66, and as amended by P.L. 103–296, P.L. 103–337, P.L.
4 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
5 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206
6 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
7 and as indirectly affected in the provisions applicable to this subchapter by P.L.
8 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
9 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
10 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
11 (d), 13171 (d), 13174, 13203 (d), and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337,
12 P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
13 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206
14 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554.
15 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
16 federal purposes. Amendments to the Internal Revenue Code enacted after
17 December 31, 1993, do not apply to this paragraph with respect to taxable years
18 beginning after December 31, 1993, and before January 1, 1995, except that
19 changes to the Internal Revenue Code made by P.L. 103–296, P.L. 103–337, P.L.
20 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
21 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206
22 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
23 and changes that indirectly affect the provisions applicable to this subchapter made
24 by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L.
25 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L.

1 104–193, 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, apply for Wisconsin purposes at the same time
3 as for federal purposes.

4 *b0685/1.2* SECTION 2158dw. 71.22 (4m) (h) of the statutes is amended to
5 read:

6 71.22 (4m) (h) For taxable years that begin after December 31, 1994, and
7 before January 1, 1996, “Internal Revenue Code”, for corporations that are subject
8 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
9 Internal Revenue Code as amended to December 31, 1994, excluding sections 103,
10 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and
11 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding
12 sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, 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, and as indirectly affected in the provisions applicable to this
15 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
16 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
17 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
18 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
19 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204,
20 1311, and 1605 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. The Internal Revenue Code applies for Wisconsin purposes at the same
23 time as for federal purposes. Amendments to the Internal Revenue Code enacted
24 after December 31, 1994, do not apply to this paragraph with respect to taxable years
25 beginning after December 31, 1994, and before January 1, 1996, except that

1 changes to the Internal Revenue Code made by P.L. 104–7, P.L. 104–188, excluding
2 sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
3 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162
4 and 165 of P.L. 106–554, and changes that indirectly affect the provisions applicable
5 to this subchapter made by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204,
6 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
7 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
8 106–554, apply for Wisconsin purposes at the same time as for federal purposes.

9 *b0685/1.2* **SECTION 2158dx.** 71.22 (4m) (i) of the statutes is amended to read:

10 71.22 (4m) (i) For taxable years that begin after December 31, 1995, and before
11 January 1, 1997, “Internal Revenue Code”, for corporations that are subject to a tax
12 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
13 Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and
14 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)
15 of P.L. 103–66, and as amended by P.L. 104–188, excluding sections 1123, 1202, 1204,
16 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34,
17 P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165
18 of P.L. 106–554, and as indirectly affected in the provisions applicable to this
19 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
20 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
21 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
22 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
23 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123, 1202,
24 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, PL. 105–33, P.L.
25 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding sections 162

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

14 ***b0685/1.2* SECTION 2158dy.** 71.22 (4m) (j) of the statutes is amended to read:

15 71.22 (4m) (j) For taxable years that begin after December 31, 1996, and before
16 January 1, 1998, "Internal Revenue Code", for corporations that are subject to a tax
17 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
18 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and
19 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
20 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188
21 and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277 and, P.L.
22 106-36, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and as
23 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
24 100-203, 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 (d)
4 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206,
5 P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of
6 P.L. 106–554. The Internal Revenue Code applies for Wisconsin purposes at the
7 same time as for federal purposes. Amendments to the Internal Revenue Code
8 enacted after December 31, 1996, do not apply to this paragraph with respect to
9 taxable years beginning after December 31, 1996, and before January 1, 1998,
10 except that changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34,
11 P.L. 105–206, P.L. 105–277 and, P.L. 106–36, and P.L. 106–554, excluding sections
12 162 and 165 of P.L. 106–554, and changes that indirectly affect provisions applicable
13 to this subchapter made by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277 and,
14 P.L. 106–36, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, apply
15 for Wisconsin purposes at the same time as for federal purposes.

16 *b0685/1.2* SECTION 2158dz. 71.22 (4m) (k) of the statutes is amended to read:
17 71.22 (4m) (k) For taxable years that begin after December 31, 1997, and
18 before January 1, 1999, “Internal Revenue Code”, for corporations that are subject
19 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
20 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
21 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
22 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
23 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36
24 and, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and
25 P.L. 106–573, and as indirectly affected in the provisions applicable to this

1 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
2 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
3 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
4 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
5 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
6 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
7 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36 and, P.L.
8 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
9 106–573. The Internal Revenue Code applies for Wisconsin purposes at the same
10 time as for federal purposes. Amendments to the Internal Revenue Code enacted
11 after December 31, 1997, do not apply to this paragraph with respect to taxable years
12 beginning after December 31, 1997, and before January 1, 1999, except that
13 changes to the Internal Revenue Code made by P.L. 105–178, P.L. 105–206, P.L.
14 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–554, excluding sections 162 and
15 165 of P.L. 106–554, and P.L. 106–573 and changes that indirectly affect the
16 provisions applicable to this subchapter made 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 apply for Wisconsin purposes at the same time
19 as for federal purposes.

20 *b0685/1.2* SECTION 2158dzb. 71.22 (4m) (L) of the statutes is amended to
21 read:

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

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

24 *b0685/1.2* SECTION 2158dzd. 71.22 (4m) (m) of the statutes is amended to
25 read:

1 71.22 (4m) (m) For taxable years that begin after December 31, 1999, and
2 before January 1, 2001, “Internal Revenue Code”, for corporations that are subject
3 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
4 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
5 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
6 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
7 104–188, and as amended by P.L. 106–200, P.L. 106–230, P.L. 106–554, excluding
8 sections 162 and 165 of P.L. 106–554, and P.L. 106–573, and as indirectly affected in
9 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
10 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
11 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
12 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
13 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
14 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
15 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
16 105–206, P.L. 105–277, P.L. 106–36 and, P.L. 106–170, P.L. 106–200, P.L. 106–230,
17 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573. The
18 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
19 purposes. Amendments to the Internal Revenue Code enacted after December 31,
20 1999, do not apply to this paragraph with respect to taxable years beginning after
21 December 31, 1999, and before January 1, 2001, except that changes to the Internal
22 Revenue Code made by 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 and changes that indirectly affect the
24 provisions applicable to this subchapter made by P.L. 106–200, P.L. 106–230, P.L.

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

3 ***b0685/1.2* SECTION 2158dzf.** 71.22 (4m) (n) of the statutes is created to read:

4 71.22 (4m) (n) For taxable years that begin after December 31, 2000, “Internal
5 Revenue Code,” for corporations that are subject to a tax on unrelated business
6 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended
7 to December 31, 2000, excluding sections 103, 104, and 110 of P.L. 102–227, sections
8 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and sections 1123
9 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as indirectly affected
10 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
11 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
12 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
13 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
14 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
15 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
16 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
17 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–200, P.L. 106–230, P.L.
18 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 106–573. The
19 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
20 purposes. Amendments to the Internal Revenue Code enacted after December 31,
21 2000, do not apply to this paragraph with respect to taxable years beginning after
22 December 31, 2000.

23 ***-0538/2.1* SECTION 2159.** 71.22 (6m) of the statutes is created to read:

24 71.22 (6m) “Member” does not include a member of a limited liability company
25 treated as a corporation under sub. (1).

1 ***-0538/2.2*** SECTION 2160. 71.22 (7m) of the statutes is created to read:

2 71.22 (7m) “Partner” does not include a partner of a publicly traded
3 partnership treated as a corporation under sub. (1).

4 ***-1059/6.13*** SECTION 2161. 71.25 (6) of the statutes is renumbered 71.25 (6)
5 (intro.) and amended to read:

6 71.25 (6) ALLOCATION AND SEPARATE ACCOUNTING AND APPORTIONMENT FORMULA.

7 (intro.) Corporations engaged in business within and without the state shall be taxed
8 only on such income as is derived from business transacted and property located
9 within the state. The amount of such income attributable to Wisconsin may be
10 determined by an allocation and separate accounting thereof, when the business of
11 such corporation within the state is not an integral part of a unitary business, but
12 the department of revenue may permit an allocation and separate accounting in any
13 case in which it is satisfied that the use of such method will properly reflect the
14 income taxable by this state. In all cases in which allocation and separate accounting
15 is not permissible, the determination shall be made in the following manner: for all
16 businesses except air carriers, financial organizations, pipeline companies, public
17 utilities, railroads, sleeping car companies, car line companies and corporations or
18 associations that are subject to a tax on unrelated business income under s. 71.26 (1)
19 (a) there shall first be deducted from the total net income of the taxpayer the part
20 thereof (less related expenses, if any) that follows the situs of the property or the
21 residence of the recipient. The remaining net income shall be apportioned to
22 ~~Wisconsin this state~~ by use of an ~~apportionment fraction composed of a sales factor~~
23 ~~under sub. (9) representing 50% of the fraction, a property factor under sub. (7)~~
24 ~~representing 25% of the fraction and a payroll factor under sub. (8) representing 25%~~
25 ~~of the fraction.~~ the following:

1 ***-1059/6.14*** **SECTION 2162.** 71.25 (6) (a) of the statutes is created to read:

2 71.25 (6) (a) For taxable years beginning before January 1, 2004, an
3 apportionment fraction composed of a sales factor under sub. (9) representing 50%
4 of the fraction, a property factor under sub. (7) representing 25% of the fraction, and
5 a payroll factor under sub. (8) representing 25% of the fraction.

6 ***-1059/6.15*** **SECTION 2163.** 71.25 (6) (b) of the statutes is created to read:

7 71.25 (6) (b) For taxable years beginning after December 31, 2003, and before
8 January 1, 2005, an apportionment fraction composed of a sales factor under sub. (9)
9 representing 60% of the fraction, a property factor under sub. (7) representing 20%
10 of the fraction, and a payroll factor under sub. (8) representing 20% of the fraction.

11 ***-1059/6.16*** **SECTION 2164.** 71.25 (6) (c) of the statutes is created to read:

12 71.25 (6) (c) For taxable years beginning after December 31, 2004, and before
13 January 1, 2006, an apportionment fraction composed of a sales factor under sub. (9)
14 representing 80% of the fraction, a property factor under sub. (7) representing 10%
15 of the fraction, and a payroll factor under sub. (8) representing 10% of the fraction.

16 ***-1059/6.17*** **SECTION 2165.** 71.25 (6) (d) of the statutes is created to read:

17 71.25 (6) (d) For taxable years beginning after December 31, 2005, an
18 apportionment fraction composed of the sales factor under sub. (9).

19 ***-1059/6.18*** **SECTION 2166.** 71.25 (6) (e) of the statutes is created to read:

20 71.25 (6) (e) For taxable years beginning after December 31, 2003, and before
21 January 1, 2006, the apportionment fraction for the remaining net income of a
22 financial organization shall include a sales factor that represents more than 50% of
23 the apportionment fraction, as determined by rule by the department. For taxable
24 years beginning after December 31, 2005, the apportionment fraction for the

1 remaining net income of a financial organization is composed of a sales factor, as
2 determined by rule by the department.

3 *b0679/3.25* SECTION 2166m. 71.25 (6m) of the statutes is created to read:

4 71.25 (6m) APPORTIONMENT FORMULA COMPUTATION. (a) 1. For taxable years
5 beginning before January 1, 2006, if both the numerator and the denominator of the
6 sales factor under sub. (9) related to a taxpayer's remaining net income are zero, the
7 sales factor under sub. (9) is eliminated from the apportionment formula to
8 determine the taxpayer's remaining net income under sub. (6).

9 2. For taxable years beginning after December 31, 2005, if both the numerator
10 and the denominator of the sales factor under sub. (9) related to a taxpayer's
11 remaining net income are zero, none of the taxpayer's remaining net income is
12 apportioned to this state.

13 (b) 1. For taxable years beginning before January 1, 2006, if the numerator of
14 the sales factor under sub. (9) related to a taxpayer's remaining net income is a
15 negative number and the denominator of the sales factor under sub. (9) related to a
16 taxpayer's remaining net income is not zero, the sales factor under sub. (9) is zero.

17 2. For taxable years beginning after December 31, 2005, if the numerator of the
18 sales factor under sub. (9) related to a taxpayer's remaining net income is a negative
19 number and the denominator of the sales factor under sub. (9) related to a taxpayer's
20 remaining net income is not zero, none of the taxpayer's remaining net income is
21 apportioned to this state.

22 (c) 1. For taxable years beginning before January 1, 2006, if the numerator of
23 the sales factor under sub. (9) related to a taxpayer's remaining net income is a
24 positive number and the denominator of the sales factor under sub. (9) related to a

1 taxpayer's remaining net income is zero or a negative number, the sales factor under
2 sub. (9) is one.

3 2. For taxable years beginning after December 31, 2005, if the numerator of the
4 sales factor under sub. (9) related to a taxpayer's remaining net income is a positive
5 number and the denominator of the sales factor under sub. (9) related to a taxpayer's
6 remaining net income is zero or a negative number, all of the taxpayer's remaining
7 net income is apportioned to this state.

8 ***-1059/6.19* SECTION 2167.** 71.25 (7) (intro.) of the statutes is amended to
9 read:

10 71.25 (7) PROPERTY FACTOR. (intro.) For purposes of sub. ~~(5)~~ (6) and for taxable
11 years beginning before January 1, 2006:

12 ***-1059/6.20* SECTION 2168.** 71.25 (8) (intro.) of the statutes is amended to
13 read:

14 71.25 (8) PAYROLL FACTOR. (intro.) For purposes of sub. ~~(5)~~ (6) and for taxable
15 years beginning before January 1, 2006:

16 ***-1059/6.21* SECTION 2169.** 71.25 (9) (d) of the statutes is amended to read:

17 71.25 (9) (d) Sales, other than sales of tangible personal property, are in this
18 state if the income-producing activity is performed in this state. If the
19 income-producing activity is performed both in and outside this state the sales shall
20 be divided between those states having jurisdiction to tax such business in
21 proportion to the direct costs of performance incurred in each such state in rendering
22 this service. Services performed in states which do not have jurisdiction to tax the
23 business shall be deemed to have been performed in the state to which compensation
24 is allocated by ~~sub. s.~~ 71.25 (8), 1999 stats.

1 ***-1059/6.22*** SECTION 2170. 71.25 (10) (b) of the statutes is renumbered 71.25
2 (10) (b) 1. and amended to read:

3 71.25 (10) (b) 1. In this section, for taxable years beginning before January 1,
4 2004, “public utility” means any business entity described under subd. 2. and any
5 business entity which owns or operates any plant, equipment, property, franchise,
6 or license for the transmission of communications or the production, transmission,
7 sale, delivery, or furnishing of electricity, water or steam the rates of charges for
8 goods or services of which have been established or approved by a federal, state or
9 local government or governmental agency. ~~“Public~~

10 2. In this section, for taxable years beginning after December 31, 2003, “public
11 utility” ~~also~~ means any business entity providing service to the public and engaged
12 in the transportation of goods and persons for hire, as defined in s. 194.01 (4),
13 regardless of whether or not the entity’s rates or charges for services have been
14 established or approved by a federal, state or local government or governmental
15 agency.

16 ***-1059/6.23*** SECTION 2171. 71.25 (10) (c) of the statutes is amended to read:

17 71.25 (10) (c) The net business income of railroads, sleeping car companies, car
18 line companies, pipeline companies, financial organizations, air carriers and public
19 utilities requiring apportionment shall be apportioned pursuant to rules of the
20 department of revenue, but the income taxed is limited to the income derived from
21 business transacted and property located within the state.

22 ***-1059/6.24*** SECTION 2172. 71.25 (11) of the statutes is amended to read:

23 71.25 (11) DEPARTMENT MAY WAIVE FACTOR. Where, in the case of any corporation
24 engaged in business ~~within in~~ and ~~without the~~ outside this state of Wisconsin and
25 required to apportion its income as provided in sub. (6), it shall be shown to the

1 satisfaction of the department of revenue that the use of any one of the 3 factors
2 provided in sub. (6) gives an unreasonable or inequitable final average ratio because
3 of the fact that such corporation does not employ, to any appreciable extent in its
4 trade or business in producing the income taxed, the factors made use of in obtaining
5 such ratio, this factor may, with the approval of the department of revenue, be
6 omitted in obtaining the final average ratio which is to be applied to the remaining
7 net income. This subsection does not apply to taxable years beginning after
8 December 31, 2005.

9 ***-1493/1.2*** SECTION 2173. 71.25 (15) of the statutes is created to read:

10 71.25 (15) PARTNERSHIPS AND LIMITED LIABILITY COMPANIES. (a) A general or
11 limited partner's share of the numerator and denominator of a partnership's
12 apportionment factors under this section are included in the numerator and
13 denominator of the general or limited partner's apportionment factors under this
14 section.

15 (b) If a limited liability company is treated as a partnership, for federal tax
16 purposes, a member's share of the numerator and denominator of a limited liability
17 company's apportionment factors under this section are included in the numerator
18 and denominator of the member's apportionment factors under this section.

19 ***-1335/7.54*** SECTION 2174. 71.26 (1) (be) of the statutes is amended to read:

20 71.26 (1) (be) *Certain authorities.* Income of the University of Wisconsin
21 Hospitals and Clinics Authority and of the Fox River Navigational System Authority.

22 ***-0667/5.5*** SECTION 2175. 71.26 (2) (a) of the statutes is amended to read:

23 71.26 (2) (a) *Corporations in general.* The "net income" of a corporation means
24 the gross income as computed under the ~~internal revenue code~~ Internal Revenue
25 Code as modified under sub. (3) minus the amount of recapture under s. 71.28 (1d)

1 plus the amount of credit computed under s. 71.28 (1) ~~and, (3) to, (4), and (5)~~ plus the
2 amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),
3 (1ds) ~~and, and (3g)~~ (1dx) and not passed through by a partnership, limited liability
4 company, or tax-option corporation that has added that amount to the partnership's,
5 limited liability company's, or tax-option corporation's income under s. 71.21 (4) or
6 71.34 (1) (g) plus the amount of losses from the sale or other disposition of assets the
7 gain from which would be wholly exempt income, as defined in sub. (3) (L), if the
8 assets were sold or otherwise disposed of at a gain and minus deductions, as
9 computed under the ~~internal revenue code~~ Internal Revenue Code as modified under
10 sub. (3), plus or minus, as appropriate, an amount equal to the difference between
11 the federal basis and Wisconsin basis of any asset sold, exchanged, abandoned, or
12 otherwise disposed of in a taxable transaction during the taxable year, except as
13 provided in par. (b) and s. 71.45 (2) and (5).

14 *b0685/1.3* SECTION 2175d. 71.26 (2) (b) 7. of the statutes is repealed.

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

17 71.26 (2) (b) 8. For taxable years that begin after December 31, 1992, and
18 before January 1, 1994, for a corporation, conduit or common law trust which
19 qualifies as a regulated investment company, real estate mortgage investment
20 conduit or real estate investment trust under the Internal Revenue Code as amended
21 to December 31, 1992, excluding sections 103, 104, and 110 of P.L. 102–227, and as
22 amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1., 13113, 13150, 13171,
23 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311
24 of P.L. 104–188, P.L. 105–34, P.L. 105–206 ~~and, P.L. 105–277, 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 13101 (a) and (c) 1, 13113, 13150, 13171, 13174, and
5 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L.
6 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L. 106–554, excluding
7 sections 162 and 165 of P.L. 106–554, “net income” means the federal regulated
8 investment company taxable income, federal real estate mortgage investment
9 conduit taxable income or federal real estate investment trust taxable income of the
10 corporation, conduit or trust as determined under the Internal Revenue Code as
11 amended to December 31, 1992, excluding sections 103, 104, and 110 of P.L. 102–227,
12 and as amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150,
13 13171, 13174, and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding
14 section 1311 of P.L. 104–188, P.L. 105–34, P.L. 105–206 and, P.L. 105–277, and P.L.
15 106–554, excluding sections 162 and 165 of P.L. 106–554, and as indirectly affected
16 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
17 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
18 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
19 102–486, P.L. 103–66, excluding sections 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 property that, under s.
23 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983
24 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall
25 continue to be depreciated under the Internal Revenue Code as amended to

1 December 31, 1980, and except that the appropriate amount shall be added or
2 subtracted to reflect differences between the depreciation or adjusted basis for
3 federal income tax purposes and the depreciation or adjusted basis under this
4 chapter of any property disposed of during the taxable year. The Internal Revenue
5 Code as amended to December 31, 1992, excluding sections 103, 104, and 110 of P.L.
6 102-227, and as amended by P.L. 103-66, excluding sections 13101 (a) and (c) 1,
7 13113, 13150, 13171, 13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188,
8 excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277,
9 and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and as indirectly
10 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,
11 P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508,
12 P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
13 102-486, P.L. 103-66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171,
14 13174, and 13203 of P.L. 103-66, P.L. 103-465, P.L. 104-188, excluding section 1311
15 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554,
16 excluding sections 162 and 165 of P.L. 106-554, applies for Wisconsin purposes at the
17 same time as for federal purposes. Amendments to the Internal Revenue Code
18 enacted after December 31, 1992, do not apply to this subdivision with respect to
19 taxable years that begin after December 31, 1992, and before January 1, 1994,
20 except that changes to the Internal Revenue Code made by P.L. 103-66, P.L.
21 103-465, P.L. 104-188, excluding section 1311 of P.L. 104-188, P.L. 105-34, P.L.
22 105-206 and, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L.
23 106-554, and changes that indirectly affect the provisions applicable to this
24 subchapter made by P.L. 103-66, P.L. 103-465, P.L. 104-188, excluding section 1311
25 of P.L. 104-188, P.L. 105-34, P.L. 105-206 and, P.L. 105-277, and P.L. 106-554,