

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB55)**

Received: 06/22/2001

Received By: shoveme

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus

By/Representing: Emerson

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Addl. Drafters:

Subject: Tax - individual income  
Education - miscellaneous

Extra Copies:

Submit via email: NO

Requester's email:

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**Pre Topic:**

ARC:.....Emerson - AM18,

---

**Topic:**

Tax deduction for grandparent contribution to college savings, college tuition and expenses program

---

**Instructions:**

See Attached. Same as b1077/1

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	shoveme 06/23/2001	chanaman 06/24/2001		_____			
/1			kfollet 06/25/2001	_____	lrb_docadmin 06/25/2001		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	shoveme 06/27/2001	jdyer 06/27/2001	kfollet 06/27/2001	_____	lrb_docadmin 06/27/2001		
/3	shoveme 06/27/2001	jdyer 06/28/2001	rschluet 06/28/2001	_____	lrb_docadmin 06/28/2001		
/4	shoveme 06/28/2001	jdyer 06/28/2001	pgreensl 06/28/2001	_____	lrb_docadmin 06/28/2001		

FE Sent For:

<END>

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/?	shoveme 06/23/2001	chanaman 06/24/2001					
/1		14 6/28 jld	kfollet 06/25/2001	<del>BF</del> <del>DF</del>	lrb_docadmin 06/25/2001		
			6/28 P8	Be			

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	shoveme 06/27/2001	jdyer 06/27/2001	kfollet 06/27/2001	_____	lrb_docadmin 06/27/2001		
/3	shoveme 06/27/2001	jdyer 06/28/2001	rschluet 06/28/2001	_____	lrb_docadmin 06/28/2001		

14 MES 6/28/01

FE Sent For:

<END>

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB55)**

Received: **06/22/2001**

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For: **Assembly Republican Caucus**

By/Representing: **Emerson**

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Drafter: **shoveme**

May Contact:

Addl. Drafters:

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Education - miscellaneous**

Extra Copies:

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Requester's email:

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/1		1/3 6/28 jld	kfollet 06/25/2001	_____	lrb_docadmin 06/25/2001		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	shoveme 06/27/2001	jdye 06/27/2001	kfollet 06/27/2001	_____	lrb_docadmin 06/27/2001		

13 MES 6/27/01  
FE Sent For:

<END>

2001 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB55)

Received: 06/22/2001

Received By: shoveme

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus

By/Representing: Emerson

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Addl. Drafters:

Subject: Tax - individual income  
Education - miscellaneous

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

ARC:.....Emerson - AM18,

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Instructions:

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/?	shoveme 06/23/2001	chanaman 06/24/2001					
/1		1/2 6/27 jld	kfollet 06/25/2001		lrb_docadmin 06/25/2001		

12 MES 6/27/01  
ava  
6/27/01

FE Sent For:

**<END>**



2001 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB55)

Received: 06/22/2001

Received By: shoveme

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus

By/Representing: ~~Wake~~ Emerson

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Addl. Drafters:

Subject: Tax - individual income  
Education - miscellaneous

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:  
ARC:.....~~Dake~~ Emerson - AM18,

Topic:  
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Instructions:  
See Attached. Same as b1077/1

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1?	shovcmc	cmh 6/23/01	kjl 6/25	lg/ES 6/25			

FE Sent For:

<END>

**TOTAL SPENDING: \$14,638,654**

**NET SAVINGS: \$18,561,930**

**Policy Proposal**

Incorporate Assembly Bill 320 (Jensen) relating to business education tax credit. Effective date of tax credit would be July 1, 2003. MS

Require all four year UW campuses to accept General education courses and courses reached in the Credit Transfer Initiatives between the UW and Technical College system from students @ Technical colleges (Kreibich ARC motion #282)

Allow Wisconsin Technical College school boards to schedule referenda to break the statutory cap. Require all such referenda be scheduled on regularly scheduled election dates.

Technical adjustment regarding non-resident tuition remission for certain veterans (by request of Foti) -Instead of a three-year timeframe, go to four years.

Grant PR spending authority to the UW System (Rep. Jeskewitz ARC motion #251)

Require the UW to make at least 70% of their undergraduate majors complete with 124 credits. (Kreibich ARC motion #309)

Provide a study requested by the Secretary of Department of Veteran Affairs regarding the creation of a post secondary education commission, to provide a comprehensive and coordinated statutory and policy framework for all post secondary education and training.

Incorporate Montgomery ARC motion #315, abolishing Pharmacy Internship Board and creating a Grant for Wisconsin Public Safety Institute.

Incorporate provisions of Assembly Bill 243 (Wasserman, by request of Representative Foti) relating to: restrictions on state employment and student financial assistance based on failure to register with the selective service system.

Incorporate provisions of Assembly Bill 298 (Kreibich) relating to the EdVest "grandparents deduction" MS

Grant University Board of Regents tuition flexibility.

DAKE  
18  
61540

2001

Date (time) needed \_\_\_\_\_

LRB b 15401 1

**ARC CAUCUS BUDGET AMENDMENT  
[ONLY FOR CAUCUS]**

*MES comm:* RMNR

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**CAUCUS AMENDMENT  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1  
TO 2001 SENATE BILL 55**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page *728*, line *23*: *after that line insert:*

#. Page . . . . ., line . . . . .:

#. Page . . . . ., line . . . . .:

#. Page . . . . ., line . . . . .:

#. Page . . . . ., line . . . . .:

#. Page . . . . ., line . . . . .:

**SENATE AMENDMENT ,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 2001 SENATE BILL 55**

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 728, line 23: after that line insert:

3 "SECTION 2143r. 71.05 (6) (b) 32. (intro.) of the statutes, as created by 1999  
4 Wisconsin Act 44, is amended to read:

5 71.05 (6) (b) 32. (intro.) An amount paid into a college savings account, as  
6 described in s. 14.64, if the beneficiary of the account either is the claimant ~~or~~; is the  
7 claimant's child and the claimant's dependent who is claimed under section 151 (c)  
8 of the Internal Revenue Code; or is the claimant's grandchild; calculated as follows:

9 SECTION 2143rm. 71.05 (6) (b) 32. a. of the statutes, as created by 1999  
10 Wisconsin Act 44, is amended to read:

11 71.05 (6) (b) 32. a. An amount equal to not more than \$3,000 per beneficiary  
12 by each contributor to an account for each year to which the claim relates, except that

1 the total amount for which a deduction may be claimed under this subdivision and  
2 under subd. 33., per beneficiary by any claimant may not exceed \$3,000 each year.

3 **SECTION 2143s.** 71.05 (6) (b) 33. (intro.) of the statutes, as created by 1999  
4 Wisconsin Act 44, is amended to read:

5 71.05 (6) (b) 33. (intro.) An amount paid into a college tuition and expenses  
6 program, as described in s. 14.63, if the beneficiary of the account either is the  
7 claimant or is the claimant's child and the claimant's dependent who is claimed  
8 under section 151 (c) of the Internal Revenue Code, or is the claimant's grandchild;  
9 calculated as follows:

10 **SECTION 2143sm.** 71.05 (6) (b) 33. a. of the statutes, as created by 1999  
11 Wisconsin Act 44, is amended to read:

12 71.05 (6) (b) 33. a. An amount equal to not more than \$3,000 per beneficiary  
13 by each contributor to an account for each year to which the claim relates, except that  
14 the total amount for which a deduction may be claimed under this subdivision and  
15 under subd. 32., per beneficiary by any claimant may not exceed \$3,000 each year."

16 **2.** Page 1403, line 19: after that line insert:

17 <sup>(k)</sup>  
18 "(5d) INDIVIDUAL INCOME TAX DEDUCTION; COLLEGE SAVINGS, COLLEGE TUITION AND  
19 EXPENSES PROGRAMS. The treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.  
20 (intro.) and a. of the statutes first applies to taxable years beginning on January 1  
21 of the year in which this subsection takes effect, except that if this subsection takes  
22 effect after July 31 the treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.  
23 (intro.) and a. of the statutes first applies to taxable years beginning on January 1  
24 of the year following the year in which this subsection takes effect."

(END)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb1540/1

MES:cmh:ljf

2  
JLD + RMP

ARC:.....Emerson - AM18, Tax deduction for grandparent contribution to college savings, college tuition and expenses program

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

O note

substitute amendment

1

At the locations indicated, amend the ~~bill~~ as follows:

2

1. Page 728, line 23: after that line insert:

3

"SECTION 2143r. 71.05 (6) (b) 32. (intro.) of the statutes, as created by 1999

4

Wisconsin Act 44, is amended to read:

5

71.05 (6) (b) 32. (intro.) An amount paid into a college savings account, as

6

described in s. 14.64, if the beneficiary of the account either is the claimant or is the

7

claimant's child and the claimant's dependent who is claimed under section 151 (c)

8

of the Internal Revenue Code; or is the claimant's grandchild; calculated as follows:

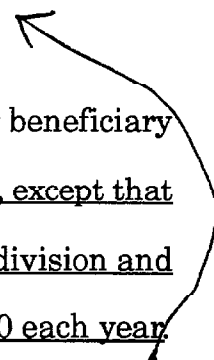
9

SECTION 2143rm. 71.05 (6) (b) 32. a. of the statutes, as created by 1999

10

Wisconsin Act 44, is amended to read:

INS  
2-4



1           71.05 (6) (b) 32. a. An amount equal to not more than \$3,000 per beneficiary  
2 by each contributor to an account for each year to which the claim relates, except that  
3 the total amount for which a deduction may be claimed under this subdivision and  
4 under subd. 33., per beneficiary by any claimant may not exceed \$3,000 each year

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9 claimant ~~or~~; is the claimant's child and the claimant's dependent who is claimed  
10 under section 151 (c) of the Internal Revenue Code; or is the claimant's grandchild;  
11 calculated as follows:

12           **SECTION 2143sm.** 71.05 (6) (b) 33. a. of the statutes, as created by 1999  
13 Wisconsin Act 44, is amended to read:

14           71.05 (6) (b) 33. a. An amount equal to not more than \$3,000 per beneficiary  
15 by each contributor to an account for each year to which the claim relates, except that  
16 the total amount for which a deduction may be claimed under this subdivision and  
17 under subd. 32., per beneficiary by any claimant may not exceed \$3,000 each year."

INS 2-17

18           **2.** Page 1403, line 19: after that line insert:

19           “(5k) INDIVIDUAL INCOME TAX DEDUCTION; COLLEGE SAVINGS, COLLEGE TUITION AND  
20 EXPENSES PROGRAMS. The treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.  
21 (intro.) and a. of the statutes first applies to taxable years beginning on January 1  
22 of the year in which this subsection takes effect, except that if this subsection takes  
23 effect after July 31 the treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.

1 (intro.) and a. of the statutes first applies to taxable years beginning on January 1  
2 of the year following the year in which this subsection takes effect.”.

3 (END)



2001-2002 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBb1540/2ins  
MES:cmh:kjf

1           INS 2-4

2       ~~NO~~ ~~¶~~ . The contribution limit under this subdivision<sup>✓</sup> for a married couple that files  
3 a joint income tax return is \$3,000 per beneficiary for each year, or \$1,500 per  
4 beneficiary for each year for each spouse<sup>✓</sup> of a married couple that files a separate  
5 income tax return. The total deduction that may be claimed by a married couple  
6 under this subdivision and under subd. 33,<sup>✓</sup> per beneficiary, is \$3,000<sup>✓</sup> each year if the  
7 couple files a joint income tax return, or \$1,500 each year for each spouse of a married  
8 couple that files a separate income tax return. The contribution limit under this  
9 subdivision for a grandparent is \$1,500 per beneficiary for each year, or \$3,000 if the  
10 grandparent is widowed or a widower. The total deduction that may be claimed by  
11 a grandmother and a grandfather who are married to each other, or by<sup>a</sup> grandparent  
12 who is widowed or a widower, under this subdivision and under subd. 33., per  
13 beneficiary, is \$3,000 each year. The total deduction that may be claimed by a  
14 grandmother and a grandfather, who are not married to each other, under this  
15 subdivision and under subd. 33., per beneficiary, is \$3,000 each year<sup>✓</sup>

16           INS 2-17

17       ~~NO~~ ~~¶~~ . The contribution limit under this subdivision<sup>✓</sup> for a married couple that files  
18 a joint income tax return is \$3,000 per beneficiary for each year, or \$1,500 per  
19 beneficiary for each year for each spouse of a married couple that files a separate  
20 income tax return. The total deduction that may be claimed by a married couple  
21 under this subdivision and under subd. 32,<sup>✓</sup> per beneficiary, is \$3,000 each year if the  
22 couple files a joint income tax return, or \$1,500<sup>✓</sup> each year for each spouse of a married  
23 couple that files a separate income tax return. The contribution limit under this

↓

1 subdivision for a grandparent is \$1,500<sup>✓</sup> per beneficiary for each year, or \$3,000 if the  
 2 grandparent is widowed or a widower. The total deduction that may be claimed by  
 3 a grandmother and a grandfather, or by <sup>a</sup> grandparent who is widowed or a widower,  
 4 under this subdivision and under subd. 32<sup>✓</sup>, per beneficiary, is \$3,000 each year. The  
 5 total deduction that may be claimed by a grandmother and a grandfather, who are  
 6 not married to each other, under this subdivision and under subd. 32<sup>✓</sup>, per  
 7 beneficiary, is \$3,000<sup>✓</sup> each year

(end ins 2-17)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBb1540/2dn

MES: ~~mtl~~:kjf

*date*

*JLD*

**Jim Emerson:**

The changes made in this version of b1540 have made s. 71.05 (6) (b) 32. a. and 33. a. extremely wordy and very complicated. Please review this amendment very carefully to ensure that it is consistent with your intent. If you have time, you may wish to have the department of revenue review the amendment to ensure that their interpretation of the proposed statutes is consistent with your intent.

Marc E. Shovers  
Senior Legislative Attorney  
Phone: (608) 266-0129  
E-mail: [marc.shovers@legis.state.wi.us](mailto:marc.shovers@legis.state.wi.us)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb1540/2dn  
MES:jld:cmh

June 27, 2001

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Phone: (608) 266-0129  
E-mail: [marc.shovers@legis.state.wi.us](mailto:marc.shovers@legis.state.wi.us)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb1540/2  
MES:cmh&jld:cmh

*RMR*

ARC:.....Emerson – AM18, Tax deduction for grandparent contribution to college savings, college tuition and expenses program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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4 ~~by each contributor~~ <sup>a claimant for contributions ✓</sup> to an account for each year to which the claim relates, except that  
5 the total amount for which a deduction may be claimed under this subdivision and  
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7 The ~~contribution~~ <sup>deduction</sup> limit under this subdivision for a married couple that files a joint  
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24 (intro.) and a. of the statutes first applies to taxable years beginning on January 1

## Shovers, Marc

---

**From:** Pirlot, R.J.  
**Sent:** Thursday, June 28, 2001 12:16 PM  
**To:** Russell, Faith  
**Cc:** Shovers, Marc  
**Subject:** RE: tax deduction for grandparent contribution to college savings...

That sounds good, Faith. Marc, please make the changes.

### R.J. Pirlot

Policy Director and Legal Counsel  
Office of Assembly Speaker Scott R. Jensen

Direct: 608-261-9482  
Fax: 608-266-5123

-----Original Message-----

**From:** Russell, Faith  
**Sent:** Thursday, June 28, 2001 11:39 AM  
**To:** Pirlot, R.J.  
**Cc:** Shovers, Marc  
**Subject:** tax deduction for grandparent contribution to college savings...

Hello R.J. --

I'm sure you're swamped, so I thought I'd see if we could handle this via e-mail. I did get feedback from Tom Reid at DOR on 1540/3 (he saw /2 but I told him about the changes to be incorporated into /3), the tax deduction related to college savings programs. Generally, Tom thinks this is workable. However, he confirmed that parents filing separately can not both claim a child as a dependent. Therefore, he recommends deleting the provisions related to a \$1,500 deduction limit for each spouse of a married couple that files a separate income tax return. The specific provisions are on p. 2, starting on line 6 and ending on line 8, and then starting on line 10 and ending on line 11 (with comparable provisions in the next paragraph).

I told Marc Shovers about Tom's suggestions, but also told him that I had not had a chance to discuss them with you. Please let us know what you think, so that, if you approve, Marc can get the re-draft going and I can get our summary entry taken care of. I plan on showing the fiscal effect as minimal, assuming that there would be offsetting effects of expanding the deduction to grandparents while limiting the parental deduction.

**Faith Russell**  
Legislative Fiscal Bureau  
faith.russell@legis.state.wi.us  
608-266-3847



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb1540/3  
MES:cmh&jld:cmh

4  
RMR

ARC:.....Emerson – AM18, Tax deduction for grandparent contribution to college savings, college tuition and expenses program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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TO 2001 SENATE BILL 55

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 3 except that the total amount for which a deduction may be claimed under this  
 4 subdivision and under subd. 33., per beneficiary by any claimant may not exceed  
 5 \$3,000 each year. The deduction limit under this subdivision for a married couple  
 6 that files a joint income tax return is \$3,000 per beneficiary for each year, ~~or \$1,500~~  
 7 ~~per beneficiary for each year for each spouse of a married couple that files a separate~~  
 8 ~~income tax return.~~ The total deduction that may be claimed by a married couple  
 9 under this subdivision and under subd. 33., per beneficiary, is \$3,000 each year if the  
 10 couple files a joint income tax return, ~~or \$1,500 each year for each spouse of a married~~  
 11 ~~couple that files a separate income tax return.~~ The deduction limit under this  
 12 subdivision for a grandparent is \$1,500 per beneficiary for each year, or \$3,000 if the  
 13 grandparent is widowed or a widower. The total deduction that may be claimed by  
 14 a grandmother and a grandfather who are married to each other, or by a grandparent  
 15 who is widowed or a widower, under this subdivision and under subd. 33., per  
 16 beneficiary, is \$3,000 each year. The total deduction that may be claimed by a  
 17 grandmother and a grandfather, who are not married to each other, under this  
 18 subdivision and under subd. 33., per beneficiary, is \$3,000 each year.

19           **SECTION 2143s.** 71.05 (6) (b) 33. (intro.) of the statutes, as created by 1999  
 20 Wisconsin Act 44, is amended to read:

21           71.05 (6) (b) 33. (intro.) An amount paid into a college tuition and expenses  
 22 program, as described in s. 14.63, if the beneficiary of the account either is the  
 23 claimant ~~or~~; is the claimant's child and the claimant's dependent who is claimed  
 24 under section 151 (c) of the Internal Revenue Code; or is the claimant's grandchild;  
 25 calculated as follows:

1           **SECTION 2143sm.** 71.05 (6) (b) 33. a. of the statutes, as created by 1999  
2 Wisconsin Act 44, is amended to read:

3           71.05 (6) (b) 33. a. An amount equal to not more than \$3,000 per beneficiary  
4 by a claimant for contributions to an account for each year to which the claim relates,  
5 except that the total amount for which a deduction may be claimed under this  
6 subdivision and under subd. 32., per beneficiary by any claimant may not exceed  
7 \$3,000 each year. The deduction limit under this subdivision for a married couple  
8 that files a joint income tax return is \$3,000 per beneficiary for each year~~or \$1,500~~  
9 ~~per beneficiary for each year for each spouse of a married couple that files a separate~~  
10 ~~income tax return.~~ The total deduction that may be claimed by a married couple  
11 under this subdivision and under subd. 32., per beneficiary, is \$3,000 each year if the  
12 couple files a joint income tax return~~for \$1,500 each year for each spouse of a married~~  
13 ~~couple that files a separate income tax return.~~ The deduction limit under this  
14 subdivision for a grandparent is \$1,500 per beneficiary for each year, or \$3,000 if the  
15 grandparent is widowed or a widower. The total deduction that may be claimed by  
16 a grandmother and a grandfather, or by a grandparent who is widowed or a widower,  
17 under this subdivision and under subd. 32., per beneficiary, is \$3,000 each year. The  
18 total deduction that may be claimed by a grandmother and a grandfather, who are  
19 not married to each other, under this subdivision and under subd. 32., per  
20 beneficiary, is \$3,000 each year.”.

21           **2.** Page 1403, line 19: after that line insert:

22           “(5k) INDIVIDUAL INCOME TAX DEDUCTION; COLLEGE SAVINGS, COLLEGE TUITION AND  
23 EXPENSES PROGRAMS. The treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.  
24 (intro.) and a. of the statutes first applies to taxable years beginning on January 1

1 of the year in which this subsection takes effect, except that if this subsection takes  
2 effect after July 31 the treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.  
3 (intro.) and a. of the statutes first applies to taxable years beginning on January 1  
4 of the year following the year in which this subsection takes effect.”.

5 (END)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb1540/4  
MES:cmh&jld:pg

ARC:.....Emerson – AM18, Tax deduction for grandparent contribution to college savings, college tuition and expenses program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS ASSEMBLY AMENDMENT**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 728, line 23: after that line insert:

3 **“SECTION 2143r.** 71.05 (6) (b) 32. (intro.) of the statutes, as created by 1999

4 Wisconsin Act 44, is amended to read:

5 71.05 (6) (b) 32. (intro.) An amount paid into a college savings account, as  
6 described in s. 14.64, if the beneficiary of the account either is the claimant or; is the  
7 claimant’s child and the claimant’s dependent who is claimed under section 151 (c)  
8 of the Internal Revenue Code;or is the claimant’s grandchild; calculated as follows:

9 **SECTION 2143rm.** 71.05 (6) (b) 32. a. of the statutes, as created by 1999

10 Wisconsin Act 44, is amended to read:

1           71.05 (6) (b) 32. a. An amount equal to not more than \$3,000 per beneficiary  
2 by a claimant for contributions to an account for each year to which the claim relates,  
3 except that the total amount for which a deduction may be claimed under this  
4 subdivision and under subd. 33., per beneficiary by any claimant may not exceed  
5 \$3,000 each year. The deduction limit under this subdivision for a married couple  
6 that files a joint income tax return is \$3,000 per beneficiary for each year. The total  
7 deduction that may be claimed by a married couple under this subdivision and under  
8 subd. 33., per beneficiary, is \$3,000 each year if the couple files a joint income tax  
9 return. The deduction limit under this subdivision for a grandparent is \$1,500 per  
10 beneficiary for each year, or \$3,000 if the grandparent is widowed or a widower. The  
11 total deduction that may be claimed by a grandmother and a grandfather who are  
12 married to each other, or by a grandparent who is widowed or a widower, under this  
13 subdivision and under subd. 33., per beneficiary, is \$3,000 each year. The total  
14 deduction that may be claimed by a grandmother and a grandfather, who are not  
15 married to each other, under this subdivision and under subd. 33., per beneficiary,  
16 is \$3,000 each year.

17           **SECTION 2143s.** 71.05 (6) (b) 33. (intro.) of the statutes, as created by 1999  
18 Wisconsin Act 44, is amended to read:

19           71.05 (6) (b) 33. (intro.) An amount paid into a college tuition and expenses  
20 program, as described in s. 14.63, if the beneficiary of the account either is the  
21 claimant or; is the claimant's child and the claimant's dependent who is claimed  
22 under section 151 (c) of the Internal Revenue Code; or is the claimant's grandchild;  
23 calculated as follows:

24           **SECTION 2143sm.** 71.05 (6) (b) 33. a. of the statutes, as created by 1999  
25 Wisconsin Act 44, is amended to read:

1           71.05 (6) (b) 33. a. An amount equal to not more than \$3,000 per beneficiary  
2           by a claimant for contributions to an account for each year to which the claim relates,  
3           except that the total amount for which a deduction may be claimed under this  
4           subdivision and under subd. 32., per beneficiary by any claimant may not exceed  
5           \$3,000 each year. The deduction limit under this subdivision for a married couple  
6           that files a joint income tax return is \$3,000 per beneficiary for each year. The total  
7           deduction that may be claimed by a married couple under this subdivision and under  
8           subd. 32., per beneficiary, is \$3,000 each year if the couple files a joint income tax  
9           return. The deduction limit under this subdivision for a grandparent is \$1,500 per  
10           beneficiary for each year, or \$3,000 if the grandparent is widowed or a widower. The  
11           total deduction that may be claimed by a grandmother and a grandfather, or by a  
12           grandparent who is widowed or a widower, under this subdivision and under subd.  
13           32., per beneficiary, is \$3,000 each year. The total deduction that may be claimed by  
14           a grandmother and a grandfather, who are not married to each other, under this  
15           subdivision and under subd. 32., per beneficiary, is \$3,000 each year.”.

16           **2.** Page 1403, line 19: after that line insert:

17           “(5k) INDIVIDUAL INCOME TAX DEDUCTION; COLLEGE SAVINGS, COLLEGE TUITION AND  
18           EXPENSES PROGRAMS. The treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.  
19           (intro.) and a. of the statutes first applies to taxable years beginning on January 1  
20           of the year in which this subsection takes effect, except that if this subsection takes  
21           effect after July 31 the treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33.  
22           (intro.) and a. of the statutes first applies to taxable years beginning on January 1  
23           of the year following the year in which this subsection takes effect.”.

24           (END)