

**2001 DRAFTING REQUEST****Senate Amendment (SA-SSA1-SB55)**

Received: 07/18/2001

Received By: jkreye

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Russell

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax - estate

Extra Copies:

Submit via email: NO

Requester's email:

---

**Pre Topic:**

LFB:.....Russell -

---

**Topic:**

Estate tax: technical changes and reference to federal law

---

**Instructions:**

See Attached

---

**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>
/1	jkreye 07/18/2001	csicilia 07/18/2001	rschluet 07/19/2001	_____	lrb_docadmin 07/19/2001		
/2	jkreye 07/19/2001	csicilia 07/19/2001	rschluet 07/19/2001	_____	gretskl 07/19/2001		
/3	jkreye	csicilia	jfrantze	_____	lrb_docadmin		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	07/20/2001 jkreye	07/20/2001 csicilia	07/20/2001	_____	07/20/2001		
	07/21/2001	07/21/2001		_____			
/4			haugcca	_____	lib_docadmin		
			07/21/2001	_____	07/22/2001		

FE Sent For:

<END>

**2001 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-SB55)**

Received: 07/18/2001

Received By: jkreyc

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Russell

This file may be shown to any legislator: NO

Drafter: jkreyc

May Contact:

Addl. Drafters:

Subject: Tax - estate

Extra Copies:

*e-mailed*  
↓  
**RON SHANOVICH**  
**- LFB**

Submit via email: NO

Requester's email:

---

**Pre Topic:**

LFB:.....Russell -

---

**Topic:**

Estate tax: technical changes and reference to federal law

---

**Instructions:**

See Attached

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/1	jkreyc 07/18/2001	csicilia 07/18/2001	rschluet 07/19/2001	_____	lrb_docadmin 07/19/2001		
/2	jkreyc 07/19/2001	csicilia 07/19/2001	rschluet 07/19/2001	_____	gretskl 07/19/2001		
/3	jkreyc	csicilia	jfrantze	_____	lrb_docadmin		

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

07/20/2001    07/20/2001    07/20/2001    ~~CH~~    07/20/2001

FE Sent For:

1/4 jjs 7/21  
01

CH  
7-21

~~CH~~ 7-21  
petb  
<END>

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 07/18/2001

Received By: jkreya

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Russell

This file may be shown to any legislator: NO

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May Contact:

Addl. Drafters:

Subject: Tax - estate

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

LFB:.....Russell -

Topic:

Estate tax: technical changes and reference to federal law

Instructions:

See Attached

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/2	jkreya 07/19/2001	csicilia 07/19/2001	rschluet 07/19/2001	_____	gretskl 07/19/2001		

13 gjs 7/20/01  
 Jb 7/20  
 J/RS 7/20

FE Sent For:

**<END>**

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Received By: jkreye

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By/Representing: Russell

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Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax - estate

Extra Copies:

Submit via email: NO

Requester's email:

**Pre Topic:**

LFB:.....Russell -

**Topic:**

Estate tax: technical changes and reference to federal law in effect for calendar year 2002

**Instructions:**

See Attached

**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>
/1	jkreye 07/18/2001	csicilia 07/18/2001	rschluet 07/19/2001	_____	lrb_docadmin 07/19/2001		
/2	jkreye 07/19/2001	csicilia 07/19/2001	rschluet 07/19/2001	_____	gretskl 07/19/2001		

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/1	jkreye 07/18/2001	csicilia 07/18/2001	rschluet 07/19/2001	<i>OK'd</i> <i>Sen</i>	lrb_docadmin 07/19/2001		

FE Sent For:

*/2 cjs 7/19/01*

*ans*

<END>



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1/?	jkreye	11 cjs 7/18 01	0	0			

FE Sent For:

<END>



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb2146/1

JK:.....

*djs*

LFB:.....Russell – Estate tax: technical changes and reference to federal law  
in effect for calendar year 2002

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**SENATE AMENDMENT**

**TO SENATE SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

*in 7-18-01*

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

2 1. Page 832, line 8: delete lines 8 to 11 and substitute:

3 “72.01 (11m) “Federal credit” means, for deaths occurring after December 31,  
4 2001, the federal estate tax allowed for state death taxes as computed under the  
5 federal estate tax law in effect for deaths occurring in calendar year 2002.”.

6 2. Page 832, line 13: delete lines 13 to 16 and substitute:

7 “72.01 (11n) “Federal estate tax” means, for deaths occurring after December  
8 31, 2001, the federal estate tax as computed under the federal estate tax law in effect  
9 for deaths occurring in calendar year 2002.”.





State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb2146/1

JK:cjs:rs

RMR stays

LFB:.....Russell – Estate tax: technical changes and reference to federal law  
in effect for calendar year 2002

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

7-19-01

and for deaths occurring after December 31,  
2007, the federal estate tax credit allowed  
for state death taxes as computed under  
the federal estate tax law in effect  
on the day of the decedent's death

and before January 1, 2008,

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9

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

1. Page 832, line 8: delete lines 8 to 11 and substitute: September 30

"72.01 (11m) "Federal credit" means, for deaths occurring after December 31,  
2001, the federal estate tax <sup>credit</sup> allowed for state death taxes as computed under the  
federal estate tax law in effect <sup>for deaths occurring in calendar year 2002</sup> ~~for deaths occurring in calendar year 2002~~.  
on December 31, 2000

2. Page 832, line 13: delete lines 13 to 16 and substitute:

September 30  
"72.01 (11n) "Federal estate tax" means, for deaths occurring after ~~December~~  
~~31~~, 2001, the federal estate tax as computed under the federal estate tax law in effect  
~~for deaths occurring in calendar year 2002~~."

on December 31, 2000, and for deaths occurring after December 31, 2007, the  
federal estate tax as computed under the federal estate tax law in  
effect on the day of the decedent's death

1           **3.** Page 832, line 20: delete “allowed for state death taxes” and substitute  
2           “~~allowed for state death taxes~~”.

3           **4.** Page 832, line 23: delete “allowed for state death taxes” and substitute  
4           “~~allowed for state death taxes~~”.

5           **5.** Page 833, line 2: delete “allowed for state death taxes” and substitute  
6           “~~allowed for state death taxes~~”.

7           **6.** Page 833, line 8: delete “chapter” and substitute “chapter,”.

8           **7.** Page 833, line 9: delete “chapter,” and substitute “chapter, with”.

9           **8.** Page 833, line 13: delete the material beginning with “2001” and ending  
10           with “1,” on line 14.

11

(END)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb2146/2

JK:cjs:csb

Stays RMR

LFB:.....Russell - Estate tax: technical changes and reference to federal law  
in effect for ~~calendar year 2002~~ *I changed the request sheet - Joe*

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

*m 7-20-01*

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

2 1. Page 832, line 8: delete lines 8 to 11 and substitute:

3 "72.01 (11m) "Federal credit" means, for deaths occurring after September 30,

4 ~~2002~~ <sup>2002</sup> and before January 1, 2008, the federal estate tax credit allowed for state death

5 taxes as computed under the federal estate tax law in effect on December 31, 2000,

6 and for deaths occurring after December 31, 2007, the federal estate tax credit

7 allowed for state death taxes as computed under the federal estate tax law in effect

8 on the day of the decedent's death."

9 2. Page 832, line 13: delete lines 13 to 16 and substitute:

1 "72.01 (11n) "Federal estate tax" means, for deaths occurring after September  
 2 30, ~~2001~~<sup>2002</sup> and before January 1, 2008, the federal estate tax as computed under the  
 3 federal estate tax law in effect on December 31, 2000, and for deaths occurring after  
 4 December 31, 2007, the federal estate tax as computed under the federal estate tax  
 5 law in effect on the day of the decedent's death."

6 3. Page 832, line 20: delete "allowed for state death taxes" and substitute  
 7 "~~allowed for state death taxes~~".

8 4. Page 832, line 23: delete "allowed for state death taxes" and substitute  
 9 "~~allowed for state death taxes~~".

10 5. Page 833, line 2: delete "allowed for state death taxes" and substitute  
 11 "~~allowed for state death taxes~~".

12 6. Page 833, line 8: delete "chapter" and substitute "chapter."

13 7. Page 833, line 9: delete "chapter," and substitute "chapter, with".

14 8. Page 833, line 13: delete the material beginning with "2001" and ending  
 15 with "1," on line 14.

16

(END)

7 ~~7~~ <sup>1423</sup> Page 1423, line 24: after that line insert:

7 " (49) ESTATE TAX. <sup>(15)</sup> The treatment of sections <sup>11m</sup> 72.01 (11m) and <sup>11n</sup> (11n) 72.02 <sup>72.02</sup>  
~~and 72.30(1)(a) and (b) of the statutes take effect on~~  
 October 1, 2002."

of the statutes

and

the renumbering of section  
 72.30 (1) of the statutes, and  
 the creation of section 72.30(1)(b)  
 of the statutes take

Kreye, Joseph

---

**From:** Reinhardt, Rob  
**Sent:** Friday, July 20, 2001 7:22 PM  
**To:** Kreye, Joseph  
**Subject:** Estate Tax Draft

Joe,

This is a follow-up to my earlier email. The attached language is how this will appear in our summary. It is slightly different from the first thing I gave you in that it states that the draft language submitted by DOR would be "regarding additional modifications to the state estate tax." Doug's original email didn't specify what the draft legislation would be about.

Also, it's not certain that this will go in, but I think you should go ahead and draft it.

Thanks

Rob



estatebs.doc



S:\rr\estatebs

In addition, include nonstatutory language requiring the Secretary of DOR to submit draft legislation regarding additional modifications to the estate tax to the Joint Committee on Finance if the federal government enacts legislation that provides revenue to the state that is intended to offset the state estate tax revenue loss due to the 2001 federal tax bill. Require that the legislation submitted by DOR result in no net increase or decrease in total state revenues when the fiscal effect of the potential federal enactment is taken into account.

**Kreye, Joseph**

---

**From:** Reinhardt, Rob  
**Sent:** Friday, July 20, 2001 7:03 PM  
**To:** Kreye, Joseph  
**Subject:** FW: Estate tax language

Joe,

This language needs to be added to the estate tax draft (2146/3). Please email it to Ron Shanovich, Faith Russell and me when it's finished.

Thanks

Rob

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

**From:** Lang, Bob  
**Sent:** Friday, July 20, 2001 7:00 PM  
**To:** Reinhardt, Rob  
**Subject:** FW: Estate tax language

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

**From:** Burnett, Douglas  
**Sent:** Friday, July 20, 2001 6:56 PM  
**To:** Lang, Bob  
**Subject:** Estate tax language

Include a nonstatutory provision as follows:

Require the Secretary of Revenue to submit draft legislation to the Joint Committee on Finance if the federal government enacts legislation which provides revenue to the state intended to offset the state estate tax revenue loss due to the 2001 federal tax bill. Provide that the legislation shall result in no net increase or decrease in total state revenues when the fiscal effect of the potential federal enactment is taken into account.



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb2146/3

JK:cjs:jf

4  
RMATR

LFB:.....Russell – Estate tax: technical changes and reference to federal law

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**SENATE AMENDMENT**

**TO SENATE SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

m 7-21-01

1 At the locations indicated, amend the substitute amendment as follows:  
2 **1.** Page 832, line 8: delete lines 8 to 11 and substitute:  
3 “72.01 (11m) “Federal credit” means, for deaths occurring after September 30,  
4 2002, and before January 1, 2008, the federal estate tax credit allowed for state death  
5 taxes as computed under the federal estate tax law in effect on December 31, 2000,  
6 and for deaths occurring after December 31, 2007, the federal estate tax credit  
7 allowed for state death taxes as computed under the federal estate tax law in effect  
8 on the day of the decedent’s death.”.

9 **2.** Page 832, line 13: delete lines 13 to 16 and substitute:

1            "72.01 (11n) "Federal estate tax" means, for deaths occurring after September  
2            30, 2002, and before January 1, 2008, the federal estate tax as computed under the  
3            federal estate tax law in effect on December 31, 2000, and for deaths occurring after  
4            December 31, 2007, the federal estate tax as computed under the federal estate tax  
5            law in effect on the day of the decedent's death."

6            **3.** Page 832, line 20: delete "allowed for state death taxes" and substitute  
7            ~~"allowed for state death taxes"~~.

8            **4.** Page 832, line 23: delete "allowed for state death taxes" and substitute  
9            ~~"allowed for state death taxes"~~.

10           **5.** Page 833, line 2: delete "allowed for state death taxes" and substitute  
11           ~~"allowed for state death taxes"~~.

12           **6.** Page 833, line 8: delete "chapter" and substitute "chapter,".

13           **7.** Page 833, line 9: delete "chapter," and substitute "chapter, with".

14           **8.** Page 833, line 13: delete the material beginning with "2001" and ending  
15           with "1," on line 14.

16           ~~**9.**~~ Page 1423, line 24: after that line insert:

17           "(4q) ESTATE TAX. The treatment of sections 72.01 (11m) and (11n) and 72.02 of  
18           the statutes, the renumbering of section 72.30 (1) of the statutes, and the creation  
19           of section 72.30 (1) (b) of the statutes take effect on October 1, 2002."

20                                            (END)

INSERT A

2001-2002 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBb2146/3ins  
JK:cjs:jf

Insert A

1 ~~1~~ Page 1352, line 25: after that line insert:

2       “(10) ESTATE TAX; PROPOSED LEGISLATION. If the federal government enacts any  
3 law that provides revenue to the state that is intended to offset any loss of estate tax  
4 revenue under chapter 72 of the statutes as a result of federal law enacted in 2001,  
5 the department of revenue shall submit proposed legislation regarding  
6 modifications to the estate tax under chapter 72 of the statutes to the joint committee  
7 on finance. Proposed legislation submitted under this subsection may not, in  
8 conjunction with the fiscal effect of any federal law, result in any increase or decrease  
9 in total state tax revenues.”.

END OF INSERT

1 30 110

## Barman, Mike

---

**From:** Barman, Mike

**Sent:** Sunday, July 22, 2001 3:22 PM

**To:** Shanovich, Ron

**Subject:** LRBb2146/4 (attached)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb2146/4  
JK:cjs:ch

LFB:.....Russell – Estate tax: technical changes and reference to federal law

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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**TO SENATE SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

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3 “72.01 (11m) “Federal credit” means, for deaths occurring after September 30,  
4 2002, and before January 1, 2008, the federal estate tax credit allowed for state death  
5 taxes as computed under the federal estate tax law in effect on December 31, 2000,  
6 and for deaths occurring after December 31, 2007, the federal estate tax credit  
7 allowed for state death taxes as computed under the federal estate tax law in effect  
8 on the day of the decedent’s death.”.

9 **2.** Page 832, line 13: delete lines 13 to 16 and substitute:

1           “72.01 (11n) “Federal estate tax” means, for deaths occurring after September  
2           30, 2002, and before January 1, 2008, the federal estate tax as computed under the  
3           federal estate tax law in effect on December 31, 2000, and for deaths occurring after  
4           December 31, 2007, the federal estate tax as computed under the federal estate tax  
5           law in effect on the day of the decedent’s death.”.

6           **3.** Page 832, line 20: delete “allowed for state death taxes” and substitute  
7           “~~allowed for state death taxes~~”.

8           **4.** Page 832, line 23: delete “allowed for state death taxes” and substitute  
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12          **6.** Page 833, line 8: delete “chapter” and substitute “chapter.”.

13          **7.** Page 833, line 9: delete “chapter,” and substitute “chapter, with”.

14          **8.** Page 833, line 13: delete the material beginning with “2001” and ending  
15          with “1,” on line 14.

16          **9.** Page 1352, line 25: after that line insert:

17          “(1q) ESTATE TAX; PROPOSED LEGISLATION. If the federal government enacts any  
18          law that provides revenue to the state that is intended to offset any loss of estate tax  
19          revenue under chapter 72 of the statutes as a result of any federal law enacted in  
20          2001, the department of revenue shall submit proposed legislation regarding  
21          modifications to the estate tax under chapter 72 of the statutes to the joint committee  
22          on finance. Proposed legislation submitted under this subsection may not, in



1 conjunction with the fiscal effect of any federal law, result in any increase or decrease  
2 in total state tax revenues.”.

3 **10.** Page 1423, line 24: after that line insert:

4 “(4q) ESTATE TAX. The treatment of sections 72.01 (11m) and (11n) and 72.02 of  
5 the statutes, the renumbering of section 72.30 (1) of the statutes, and the creation  
6 of section 72.30 (1) (b) of the statutes take effect on October 1, 2002.”.

7 (END)