Received: 05/29/2003

## 2003 DRAFTING REQUEST

Received By: mshovers

### Bill

Wanted: As time permits			Identical to LRB:				
For: Thomas Reynolds (608) 266-2512				By/Representing: Steve Krieser			
This file may be shown to any legislator: NO					Drafter: mshovers		
May Contact:			Addl. Drafters:				
Subject: Tax (indiv) - deduct/subtract					Extra Copies:		
Submit v	via email: YES	<b>,</b> 					·
Requeste	er's email:	Sen.Reyno	lds@legis.st	ate.wi.us			
Carbon c	copy (CC:) to:						•
Pre Top	ic:				· · · · · · · · · · · · · · · · · · ·		
No speci	fic pre topic gi	ven					
Topic:							
Individua	al income tax o	redit for adopti	on expenses				
Instruct	ions:				· · · · · · · · · · · · · · · · · · ·		
See Attac	ched						
Drafting	History:			· · · · · · · · · · · · · · · · · · ·			
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required
/?	mshovers 07/18/2003	jdyer 09/18/2003 jdyer 09/18/2003		<u> </u>			State Tax
/1	•		rschluet 09/18/200	3	sbasford 09/18/2003	sbasford 10/20/2003	

10/20/2003 08:35:46 AM Page 2

sbasford   10/20/2003   FE Sent For: at the state   Sent For: at the	Vers.	<u>Drafted</u>	Reviewed	<u>Typed</u>	Proofed	<u>Submitted</u>	<u>Jacketed</u>	Required
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May Contact:					Addl. Drafters:			
Subject:	Tax (in	div) - deduct/s	ubtract		Extra Copies:			
Submit v	ria email: <b>YES</b>							
Requeste	er's email:	Sen.Reyno	lds@legis.s	tate.wi.us				
Carbon c	copy (CC:) to:							
Pre Top	ic:							
No speci	fic pre topic gi	ven			•			
Topic:								
Individua	al income tax c	redit for adopti	on expenses	S.				
Instruct	ions:							
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Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required	
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/1			rschluet 09/18/200	03	sbasford 09/18/2003			

09/18/2003 12:47:16 PM Page ,2

<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

FE Sent For:

<END>

## 2003 DRAFTING REQUEST

Bill

FE Sent For:

Received: 05/29/2003	Received By: mshovers			
Wanted: As time permits	Identical to LRB:			
For: Thomas Reynolds (608) 266-2512	By/Representing: Steve Krieser			
This file may be shown to any legislator: NO	Drafter: mshovers			
May Contact:	Addl. Drafters:			
Subject: Tax (indiv) - deduct/subtract	Extra Copies:			
Submit via email: YES				
Requester's email: Sen.Reynolds@legis.state.wi.us				
Carbon copy (CC:) to:				
Pre Topic:				
No specific pre topic given				
Topic:				
Individual income tax credit for adoption expenses.				
Instructions:	4			
See Attached				
Drafting History:				
Vers. Drafted Reviewed Typed Proofed  /? mshovers // 8/02	Submitted Jacketed Required			

#### Shovers, Marc

From:

Krieser, Steve

Sent:

Thursday, May 29, 2003 4:19 PM

To:

Shovers, Marc

Subject:

RE: LRB -2571, tax treatment of adoption expenses

rets make it a credit for federally-qualified adoption expenses exceeding those claimed under the federal adoption expenses tax credit, up to a limit of \$5,000. Make it subject to the same restrictions and rules as the federal credit including carry-forward provisions), and make it nonrefundable. (Sorry - I should have addressed the reundability guestion in my last e-mail.) Replace the existing deduction with this credit.

enterforvour advice ont

#### **Steve Krieser**

# Office of State Senator Tom Reynolds 5th Senate District

Chief of Staff

Clerk, Committee on Labor, Small Business Development and Consumer Affairs

Phone: 608-266-2512 Fax: 608-267-0367

Toll-Free: 866-817-6061 Web: http://www.senreynolds.com



----Original Message----

From:

Shovers, Marc

Sent:

Thursday, May 29, 2003 4:09 PM

To:

Krieser, Steve

Subject:

RE: LRB -2571, tax treatment of adoption expenses

#### Hi Steve:

As a matter of policy, I can't really comment as to whether it makes sense, but it certainly could be drafted. If you are concerned about the cost of a credit, especially if you want the credit to be refundable, you may want the Fiscal Bureau to run some numbers to try and estimate what the cost of the credit would be if its refundable or nonrefundable. A refundable credit means that if the amount of a credit a claimant is due exceeds the claimant's tax liability, the difference is refunded to the claimant by check. A nonrefundable credit is available only up to the amount of a claimant's tax liability. In any event, a credit for up to \$10,000 of adoption expenses would be one of the most generous individual income tax credits in the statutes. The historic rehabilitation credits under s. 71.07 (9m) and (9r) are very generous, but most of the individual credits are now worth nearly that much. I don't have any idea how many residents would likely claim the credit, so I don't have any idea what the cost would be, but the Fiscal Bureau would be able to give you some information on costs. Please let me know if you have any further questions, or if the senator would like me to prepare a draft.

Marc

Marc E. Shovers

Senior Legislative Attorney Legislative Reference Bureau

Phone: (608) 266-0129 Fax: (608) 264-8522

e-mail: marc.shovers@legis.state.wi.us

-----Original Message-----Krieser, Steve From:

Wednesday, May 28, 2003 2:25 PM Sent:

Shovers, Marc To:

Subject: RE: LRB -2571, tax treatment of adoption expenses

Does it make some sense to allow people to claim a Wisconsin state tax credit for the amount of their qualified adoption expenses exceeding the \$10,000 federal limit, with a cap of \$10,000?

For example, if an adoptive parent finalizes an adoption, the total cost of which is \$15,000, the person would be eligible for a federal adoption expenses tax credit of \$10K, and a state adoption expenses tax credit of \$5K. If the same person had a \$25,000 adoption, he or she would qualify for \$10K fed and \$10K state. Of course, we would repeal the existing deduction and replace it with this.

Does this seem workable?

#### Steve Krieser

## Office of State Senator Tom Reynolds 5th Senate District

Chief of Staff

Clerk, Committee on Labor, Small Business Development and Consumer Affairs

Phone: 608-266-2512 Fax: 608-267-0367

Toll-Free: 866-817-6061 Web: http://www.senreynolds.com

<< File: Krieser, Steve.vcf >>

----Original Message-----

Shovers, Marc From:

Sent: Friday, May 09, 2003 3:30 PM

To: Krieser, Steve

LRB -2571, tax treatment of adoption expenses Subject:

#### Hi Steve:

I was looking at this request and the instructions state that the senator would like to make the provisions of the state "Adoption Expenses Tax Credit" similar to the provisions of the federal credit. Before I do this, I just want to make sure that you're aware that there is no state credit that is similar to the federal credit. Under s. 71.05 (6) (b) 22. of the statutes. Wisconsin has a subtract modification, or deduction, for up to \$5,000 for adoption expenses incurred by a full-year resident of this state. This means that in determining Wisconsin taxable income, a qualified claimant may deduct from the claimant's income that is taxed up to \$5,000 of adoption expenses.

At the federal level, the tax credit is much more generous. Basically, it allows qualified claimants to subtract from the taxes they would otherwise owe up to \$10,000 of adoption expenses. The amount of the credit that an individual may claim is phased down as a claimant's income rises above \$150.000.

The key difference between the state and federal approaches is that the Wisconsin deduction allows qualified claimants to reduce the amount of their income that is taxed, while the federal tax credit allows qualified claimants to subtract from the taxes that they'd otherwise owe the amount of their adoption expenses. As is the case with all tax credits, they are a lot more valuable to the claimants, and costly to the government, than deductions.

Please let me know whether the senator wants to create a state tax credit, like the federal credit, or if he would rather increase the maximum amount of the current law subtract modification from its current level of \$5,000. If you would like to pursue the tax credit, am I correct in assuming that you'd want to repeal the deduction so people can't claim a credit and a deduction for the same expenses? Also, if the senator opts to go with the credit, would he like it to be nonrefundable, like the federal credit? A nonrefundable credit means that the credit may only be claimed up to the amount of taxes otherwise imposed; with a refundable credit, the amount by which the credit exceeds taxes owed is refunded to the taxpayer by check. Please let me know how the senator would like to proceed.

Marc

Marc E. Shovers

Senior Legislative Attorney Legislative Reference Bureau Phone: (608) 266-0129

Fax: (608) 264-8522

e-mail: marc.shovers@legis.state.wi.us

Also see & 2404, Adoption Expenses Credity
in Federal Tax Course - lage 14-143

## Sec. 23. Adoption expenses.

- (a) Allowance of credit. --
  - (1) In general --

In the case of an individual, there shall be allowed as a credit against the tax imposed by this chapter the amount of the qualified adoption expenses paid or incurred by the taxpayer.

(2) Year credit allowed-

The credit under paragraph (1) with respect to any expense shall be allowed--

- (A) in the case of any expense paid or incurred before the taxable year in which such adoption becomes final, for the taxable year following the taxable year during which such expense is paid or incurred, and
- (B) in the case of an expense paid or incurred during or after the taxable year in which such adoption becomes final, for the taxable year in which such expense is paid or incurred.
- (3) \$10,000 credit for adoption of child with special needs regardless of expenses--

In the case of an adoption of a child with special needs which becomes final during a taxable year, the taxpayer shall be treated as having paid during such year qualified adoption expenses with respect to such adoption in an amount equal to the excess (if any) of \$10,000 over the aggregate qualified adoption expenses actually paid or incurred by the taxpayer with respect to such adoption during such taxable year and all prior taxable years.

- (b) Limitations. --
  - (1) Dollar limitation. --

The aggregate amount of qualified adoption expenses which may be taken into account under subsection (a) for all taxable years with respect to the adoption of a child by the taxpayer shall not exceed \$10,000.

- (2) Income limitation. --
  - (A) In general. --

The amount allowable as a credit under subsection (a) for any taxable year (determined without regard to subsection (c)) shall be reduced (but not below zero) by an amount which bears the same ratio to the amount so allowable (determined without regard to this paragraph but with regard to paragraph (1)) as --

(i) the amount (if any) by which the taxpayer's adjusted gross income exceeds \$150,000, bears to

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(ii) \$40,000.

#### (B) Determination of adjusted gross income. --

For purposes of subparagraph (A), adjusted gross income shall be determined without regard to sections 911, 931, and 933.

#### (3) Denial of double benefit. --

#### (A) In general. --

No credit shall be allowed under subsection (a) for any expense for which a deduction or credit is allowed under any other provision of this chapter.

(B) Grants. --

No credit shall be allowed under subsection (a) for any expense to the extent that funds for such expense are received under any Federal, State, or local program.

Caution: Section 23(b)(4), below, as added by P.L. 107-16 and amended by P.L. 107-147, applies to tax years beginning after 12/31/04.

#### (4) LIMITATION BASED ON AMOUNT OF TAX. --

The credit allowed under subsection (a) for any taxable year shall not exceed the excess of --

- (A) the sum of the regular tax liability (as defined in section 26(b)) plus the tax imposed by section 55, over
- (B) the sum of the credits allowable under this subpart (other than this section) and section 27 for the taxable year.

Caution: Section 23(c), below, before amendment by P.L. 107-16, applies to tax years beginning before 01/01/04.

#### (c) Carryforwards of unused credit. --

If the credit allowable under subsection (a) for any taxable year exceeds the limitation imposed by section 26(a) for such taxable year reduced by the sum of the credits allowable under this subpart (other than this section and section 1400C), such excess shall be carried to the succeeding taxable year and added to the credit allowable under subsection (a) for such taxable year. No credit may be carried forward under this subsection to any taxable year following the fifth taxable year after the taxable year in which the credit arose. For purposes of the preceding sentence, credits shall be treated as used on a first-in first-out basis.

Caution: Section 23(c), below, as amended by P.L. 107-16 and P.L. 107-147, shall apply to tax years

#### (c) Carryforwards of unused credit. --

If the credit allowable under subsection (a) for any taxable year exceeds the limitation imposed by subsection (b)(4) for such taxable year, such excess shall be carried to the succeeding taxable year and added to the credit allowable under subsection (a) for such taxable year. No credit may be carried forward under this subsection to any taxable year following the fifth taxable year after the taxable year in which the credit arose. For purposes of the preceding sentence, credits shall be treated as used on a first-in first-out basis.

#### (d) Definitions. --

For purposes of this section --

(1) Qualified adoption expenses. --

The term "qualified adoption expenses" means reasonable and necessary adoption fees, court costs, attorney fees, and other expenses --

- (A) which are directly related to, and the principal purpose of which is for, the legal adoption of an eligible child by the taxpayer,
- (B) which are not incurred in violation of State or Federal law or in carrying out any surrogate parenting arrangement,
- (C) which are not expenses in connection with the adoption by an individual of a child who is the child of such individual's spouse, and
- (D) which are not reimbursed under an employer program or otherwise.
- (2) Eligible child. --

The term "eligible child" means any individual who--

- (A) has not attained age 18, or
- (B) is physically or mentally incapable of caring for himself.
- (3) Child with special needs. --

The term "child with special needs" means any child if --

- (A) a State has determined that the child cannot or should not be returned to the home of his parents,
- (B) such State has determined that there exists with respect to the child a specific factor or condition (such as his ethnic background, age, or membership in a minority or sibling group, or

the presence of factors such as medical conditions or physical, mental, or emotional handicaps) because of which it is reasonable to conclude that such child cannot be placed with adoptive parents without providing adoption assistance, and

- (C) such child is a citizen or resident of the United States (as defined in section 217(h)(3)).
- (e) Special rules for foreign adoptions. --

In the case of an adoption of a child who is not a citizen or resident of the United States (as defined in section 217(h)(3)) --

- (1) subsection (a) shall not apply to any qualified adoption expense with respect to such adoption unless such adoption becomes final, and
- (2) any such expense which is paid or incurred before the taxable year in which such adoption becomes final shall be taken into account under this section as if such expense were paid or incurred during such year.
- (f) Filing requirements. --
  - (1) Married couples must file joint returns. --

Rules similar to the rules of paragraphs (2), (3), and (4) of section 21(e) shall apply for purposes of this section.

- (2) Taxpayer must include TIN. --
  - (A) In general. --

No credit shall be allowed under this section with respect to any eligible child unless the taxpayer includes (if known) the name, age, and TIN of such child on the return of tax for the taxable year.

(B) Other methods. --

The Secretary may, in lieu of the information referred to in subparagraph (A), require other information meeting the purposes of subparagraph (A), including identification of an agent assisting with the adoption.

#### (g) Basis adjustments. --

For purposes of this subtitle, if a credit is allowed under this section for any expenditure with respect to any property, the increase in the basis of such property which would (but for this subsection) result from such expenditure shall be reduced by the amount of the credit so allowed.

#### (h) Adjustments for inflation--

In the case of a taxable year beginning after December 31, 2002, each of the dollar amounts in subsection (a)(3) and paragraphs (1) and (2)(A)(i) of subsection (b) shall be increased by an amount

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#### equal to --

- (1) such dollar amount, multiplied by
- (2) the cost-of-living adjustment determined under section 1(f)(3) for the calendar year in which the taxable year begins, determined by substituting "calendar year 2001" for "calendar year 1992" in subparagraph (B) thereof.

If any amount as increased under the preceding sentence is not a multiple of \$10, such amount shall be rounded to the nearest multiple of \$10.

#### (i) Regulations. --

The Secretary shall prescribe such regulations as may be appropriate to carry out this section and section 137, including regulations which treat unmarried individuals who pay or incur qualified adoption expenses with respect to the same child as 1 taxpayer for purposes of applying the dollar amounts in subsections (a)(3) and (b)(1) of this section and in section 137(b)(1).



## State of Misconsin 2003 - 2004 LEGISLATURE

LRB-2998/7

MES...:

(<sup>9</sup>/<sub>2</sub>

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION



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AN ACT ...; relating to: creating a nonrefundable individual income tax credit for

certain adoption expenses and prohibiting new claims for the adoption expenses income tax deduction.

Analysis by the Legislative Reference Bureau

In calculating an individual's Wisconsin adjusted gross income (AGI), an adoptive parent may generally, under current law, deduct from federal AGI up to \$5,000 that is that expended during the year to which the claim relates and the preceding two years for adoption fees, court costs, or legal fees relating to the adoption of a child. Under this bill, no deductions may be claimed for such expenses for taxable years that begin after December 31, 2003.

Under federal law, there is a nonrefundable adoption expenses tax credit, under which amounts of up to \$10,000 of qualified adoption expenses may, generally, be credited against the federal tax that is imposed. The Internal Revenue Code (IRC) defines qualified adoption expenses to mean, generally, reasonable and necessary adoption fees, court costs, attorney fees, and other costs which are directly related to the legal adoption of an eligible child by the taxpayer, and defines eligible child to mean an individual under age 18 or physically or mentally incapable of caring for himself.

Federal law provides that if adoption expenses are paid or incurred during a taxable year before the taxable year in which the adoption is finalized, the credit for those expenses is allowed during the year following the year during which the expenses are paid or incurred, and if the expenses are paid or incurred during or after the year in which the adoption becomes final, the credit for those expenses may be claimed for the year in which they are paid or incurred.

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If the amount of the federal credit for which a taxpayer is eligible exceeds the amount of taxes owed, the excess amount of credit may be carried forward for up to years. The \$10,000 limit is for each child adopted and is a cumulative limit. The amount of the credit that may be claimed is phased out to zero as the claimant's modified federal AGI income rises from \$150,001 to \$190,000. With regard to the adoption of a child who is not a citizen or resident of the United States at the time that the adoption proceedings commence, the credit may be claimed only upon the adoption becoming final.

This bill creates a nonrefundable individual income tax credit for adoption expenses incurred by an individual who is eligible for and claims the federal credit. The credit may be claimed for an amount of qualified adoption expenses, up to \$5,000, to the extent that the expenses exceed the amount that the claimant is eligible for, and claims, under the federal credit. For claimants who are nonresidents or part—year residents of Wisconsin, the credit that may be claimed is prorated based on the ratio of the claimant's Wisconsin AGI to federal AGI.

If the credit amount that the claimant is eligible for exceeds the claimant's taxes due, the claimant may carry forward the unused credit for up to five years. Generally, under the bill, the provisions of the federal credit, including the definitions of qualified adoption expenses and eligible child, the maximum income phaseout provisions, the determination of the years in which the credit may be claimed for expenses paid or incurred, and the provisions relating to foreign adoptions apply to the credit created in the bill.

This bill will be referred to the Joint Survey Committee on Tax Exemptions for a detailed analysis, which will be printed as an appendix to this bill.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

## The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

**SECTION 1.** 71.05 (6) (b) 22. of the statutes is amended to read:

71.05 (6) (b) 22. For taxable years beginning after December 31, 1995, and before January 1, 2004, an amount up to \$5,000 that is expended during the period that consists of the year to which the claim relates and the prior 2 taxable years, by a full-year resident of this state who is an adoptive parent, for adoption fees, court costs or legal fees relating to the adoption of a child, for whom a final order of adoption has been entered under s. 48.91 (3) during the taxable year.

SECTION 2	71.07 (6e) of the statutes is created	to road.
DESCRION 2.	11.01 (00) of title statutes is created	witau.

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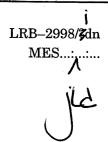
71.07 (6e) Adoption expenses credit. (a) Definitions. In this subsection:

- 1. "Claimant" means an individual who is eligible for, and claims, the federal credit.
- 2. "Federal credit" means the federal tax credit, for adoption expenses, under section 23 of the Internal Revenue Code.
- (b) Filing claims. Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.02, up to the amount of those taxes, an amount of up to \$5,000 of qualified adoption expenses, to the extent that those expenses exceed the amount of the credit for which a claimant is eligible, and claims, under the federal credit in the year to which the claim relates.
- (c) Limitations. 1. No credit may be allowed under this subsection unless it is claimed within the time period under s. 71.75 (2).
- 2. For a claimant who is a nonresident or part—year resident of this state and who is a single person or a married person filing a separate return, multiply the credit for which the claimant is eligible under par. (b) by a fraction the numerator of which is the individual's Wisconsin adjusted gross income and the denominator of which is the individual's federal adjusted gross income. If a claimant is married and files a joint return, and if the claimant or the claimant's spouse, or both, are nonresidents or part—year residents of this state, multiply the credit for which the claimant is eligible under par. (b) by a fraction the numerator of which is the couple's joint Wisconsin adjusted gross income and the denominator of which is the couple's joint federal adjusted gross income.

	· · · · · · · · · · · · · · · · · · ·
1	3. The provisions contained in section 23 of the Internal Revenue Code, to the
2	extent that they apply to the credit under that section, apply to the credit under this
3	subsection, unless this subsection explicitly provides otherwise.
4	(d) Administration. Subsection (9e) (d), to the extent that it applies to the credit
5	under that subsection, applies to the credit under this subsection.
6	(e) Carry-forward If a credit computed under this subsection is not entirely
7	offset against Wisconsin income taxes otherwise due, the unused balance may be
8	carried forward and credited against Wisconsin income taxes otherwise due for the
9	following 5 taxable years to the extent not offset by these taxes otherwise due in all
10	intervening years between the year in which the expense was incurred and the year
11	in which the carry-forward credit is claimed.
12	SECTION 3. 71.10 (4) (ce) of the statutes is created to read:
13	71.10 (4) (ce) The child and dependent care expenses credit under s. 71.07 (6e).
14	SECTION 4. Initial applicability.
15	(1) This act first applies to taxable years beginning on January 1, 2004.
16	(END)

O-Note)

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU



#### Senator Reynolds:

This bill is drafted according to your instructions in that it applies the rules and restrictions that apply under the federal credit to the credit created in this bill. If this bill becomes law and federal law changes, however, you may wish to revise created s. 71.07 (6e) if the future federal changes are not consistent with your intent.

Marc E. Shovers Senior Legislative Attorney Phone: (608) 266–0129

E-mail: marc.shovers@legis.state.wi.us

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-2998/1dn MES:jld:rs

September 18, 2003

#### Senator Reynolds:

This bill is drafted according to your instructions in that it applies the rules and restrictions that apply under the federal credit to the credit created in this bill. If this bill becomes law and federal law changes, however, you may wish to revise created s. 71.07 (6e) if the future federal changes are not consistent with your intent.

Marc E. Shovers Senior Legislative Attorney Phone: (608) 266–0129

E-mail: marc.shovers@legis.state.wi.us

#### Basford, Sarah

From:

Krieser, Steve

Sent:

Thursday, October 16, 2003 11:01 AM

To: Subject: Basford, Sarah Jacket of LRB 2998

Importance:

High

Please jacket this legislation for the Senate. Thanks!

## **Steve Krieser**

## Office of State Senator Tom Reynolds 5th Senate District

Chief of Staff

Clerk, Committee on Labor, Small Business Development and Consumer Affairs

Phone: 608-266-2512 Fax: 608-267-0367

Toll-Free: 866-817-6061 Web: http://www.senreynolds.com



Krieser, Steve.vcf



## State of Misconsin

#### **LEGISLATIVE REFERENCE BUREAU**

LEGAL SECTION: (60 REFERENCE SECTION: (60 FAX: (60

(608) 266-3561 (608) 266-0341 (608) 264-6948 1 EAST MAIN, SUITE 200 P. O. BOX 2037 MADISON, WI 53701-2037

STEPHEN R. MILLER

November 11, 2003

## **MEMORANDUM**

To:

Senator Reynolds

From:

Marc E. Shovers, Sr. Legislative Attorney, (608) 266-0129

Subject:

Technical Memorandum to SB-292 (LRB 03-2998/1)

We received the attached technical memorandum relating to your bill. DOR's first point is correct: s.71.10 (4) (ce) should refer to the "adoption expenses credit" and not the "child and dependent care expenses credit." The LRB will prepare a Chief Clerk's correction to correct this error. This copy is for your information and your file. If you wish to discuss this memorandum or the necessity of preparing an amendment, please contact me.

#### MEMORANDUM

October 24, 2003

TO:

Marc Shovers

Legislative Reference Bureau

FROM:

**Dennis Collier** 

Department of Revenue

SUBJECT:

Technical Memorandum on SB 292: Individual Income Tax Credit for Adoption

Expenses

Section 71.10 (4)(ce) should refer to the "adoption expenses credit" rather than the "child and dependent care expenses credit" under s. 71.07 (6e).

The proposed legislation makes no provision for the funding of the costs involved in administering the activities required. If the author wishes to provide funding, appropriation language could be developed and costs allocated in the following manner:

	Chapter 20	<u>Amount</u>	FTE
one-time	s. 20.566 (1) (a)	\$18,700	

If you have any questions regarding this technical memorandum, please contact Karyn Kriz at 261-8984; for administrative costs contact Julie Feavel at 267-9892.



## State of Misconsin 2003-2004 LEGISLATURE

#### CORRECTIONS IN:

## **2003 SENATE BILL 292**

Prepared by the Legislative Reference Bureau (November 11, 2003)

1. Page 4, line 13: delete "child and dependent care" and substitute "adoption".

 $\begin{array}{l} LRB-2998/1ccc-1\\ JLD:ch \end{array}$