

1 **SECTION 1582dL.** 71.22 (4m) (j) of the statutes is amended to read:

2 71.22 (4m) (j) For taxable years that begin after December 31, 1996, and before
3 January 1, 1998, “Internal Revenue Code”, for corporations that are subject to a tax
4 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
5 Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and
6 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
7 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188
8 and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
9 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
10 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
11 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly affected in
12 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
13 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
14 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
15 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
16 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.
17 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L.
18 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L.
19 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
20 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
21 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181. The Internal
22 Revenue Code applies for Wisconsin purposes at the same time as for federal
23 purposes. Amendments to the Internal Revenue Code enacted after
24 December 31, 1996, do not apply to this paragraph with respect to taxable years
25 beginning after December 31, 1996, and before January 1, 1998, except that

1 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.
2 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
3 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
4 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and
5 changes that indirectly affect provisions applicable to this subchapter made by P.L.
6 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
7 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
8 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
9 107–147, and P.L. 107–181, apply for Wisconsin purposes at the same time as for
10 federal purposes.

11 **SECTION 1582dm.** 71.22 (4m) (k) of the statutes is amended to read:

12 71.22 (4m) (k) For taxable years that begin after December 31, 1997, and
13 before January 1, 1999, “Internal Revenue Code”, for corporations that are subject
14 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
15 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
16 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
17 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
18 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36,
19 P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
20 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
21 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly affected in
22 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
23 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
24 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
25 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and

1 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.
2 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
3 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
4 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections
5 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16,
6 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L.
7 107–181. The Internal Revenue Code applies for Wisconsin purposes at the same
8 time as for federal purposes. Amendments to the Internal Revenue Code enacted
9 after December 31, 1997, do not apply to this paragraph with respect to taxable years
10 beginning after December 31, 1997, and before January 1, 1999, except that
11 changes to the Internal Revenue Code made by P.L. 105–178, P.L. 105–206, P.L.
12 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
13 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
14 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and
15 changes that indirectly affect the provisions applicable to this subchapter made by
16 P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
17 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
18 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
19 107–147, and P.L. 107–181, apply for Wisconsin purposes at the same time as for
20 federal purposes.

21 **SECTION 1582dn.** 71.22 (4m) (L) of the statutes is amended to 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, P.L. 106–170, P.L. 106–230, P.L. 106–554,
4 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
5 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
6 107–147, P.L. 107–181, and P.L. 107–276, and as indirectly affected in the provisions
7 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
8 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
9 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
10 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
11 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
12 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
13 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
14 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
15 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16,
16 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
17 107–181, and P.L. 107–276. The Internal Revenue Code applies for Wisconsin
18 purposes at the same time as for federal purposes. Amendments to the Internal
19 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with
20 respect to taxable years beginning after December 31, 1998, and before
21 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.
22 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
23 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
24 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
25 107–276, and changes that indirectly affect the provisions applicable to this

1 subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
2 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
3 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
4 107–147, P.L. 107–181, and P.L. 107–276, apply for Wisconsin purposes at the same
5 time as for federal purposes.

6 **SECTION 1582do.** 71.22 (4m) (m) of the statutes is amended to read:

7 71.22 (4m) (m) For taxable years that begin after December 31, 1999, and
8 before January 1, 2003, “Internal Revenue Code”, for corporations that are subject
9 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
10 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
11 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
12 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
13 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and
14 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
15 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
16 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L.
17 107–358, and as indirectly affected in the provisions applicable to this subchapter
18 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,
19 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
20 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
21 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
22 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
23 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
24 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
25 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.

1 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,
2 P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L.
3 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358. The Internal Revenue Code
4 applies for Wisconsin purposes at the same time as for federal purposes.
5 Amendments to the Internal Revenue Code enacted after December 31, 1999, do not
6 apply to this paragraph with respect to taxable years beginning after
7 December 31, 1999, and before January 1, 2003, except that changes to the Internal
8 Revenue Code made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165
9 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16,
10 P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and
11 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and
12 changes that indirectly affect the provisions applicable to this subchapter made by
13 P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.
14 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,
15 P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L.
16 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, apply for Wisconsin
17 purposes at the same time as for federal purposes.

18 **SECTION 1582dp.** 71.22 (4m) (n) of the statutes is created to read:

19 71.22 (4m) (n) For taxable years that begin after December 31, 2002, “Internal
20 Revenue Code,” for corporations that are subject to a tax on unrelated business
21 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended
22 to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102-227, sections
23 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
24 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519, sections 162 and
25 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and section 101 of P.L.

1 107–147, 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, P.L. 101–73, P.L. 101–140, P.L. 101–179,
3 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
4 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
5 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
6 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
7 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
8 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
9 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
10 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
11 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L.
12 107–210, P.L. 107–276, and P.L. 107–358. The Internal Revenue Code applies for
13 Wisconsin purposes at the same time as for federal purposes. Amendments to the
14 Internal Revenue Code enacted after December 31, 2002, do not apply to this
15 paragraph with respect to taxable years beginning after December 31, 2002.

16 **SECTION 1582dq.** 71.26 (2) (b) 9. of the statutes is repealed.

17 **SECTION 1582dr.** 71.26 (2) (b) 10. of the statutes is amended to read:

18 71.26 (2) (b) 10. For taxable years that begin after December 31, 1994, and
19 before January 1, 1996, for a corporation, conduit or common law trust which
20 qualifies as a regulated investment company, real estate mortgage investment
21 conduit or real estate investment trust under the Internal Revenue Code as amended
22 to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102–227 and
23 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and as
24 amended by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605
25 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277,

1 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L.
2 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, 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 13113, 13150 (d), 13171 (d),
7 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
8 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188,
9 P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L.
10 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
11 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, “net income”
12 means the federal regulated investment company taxable income, federal real estate
13 mortgage investment conduit taxable income or federal real estate investment trust
14 taxable income of the corporation, conduit or trust as determined under the Internal
15 Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and
16 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d)
17 of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding sections 1202,
18 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
19 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
20 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
21 and P.L. 107–181, and as indirectly affected in the provisions applicable to this
22 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
23 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
24 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
25 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.

1 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204,
2 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
3 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
4 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
5 and P.L. 107–181, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats.,
6 is required to be depreciated for taxable years 1983 to 1986 under the Internal
7 Revenue Code as amended to December 31, 1980, shall continue to be depreciated
8 under the Internal Revenue Code as amended to December 31, 1980, and except that
9 the appropriate amount shall be added or subtracted to reflect differences between
10 the depreciation or adjusted basis for federal income tax purposes and the
11 depreciation or adjusted basis under this chapter of any property disposed of during
12 the taxable year. The Internal Revenue Code as amended to December 31, 1994,
13 excluding sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d),
14 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L.
15 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.
16 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554,
17 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
18 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly
19 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
20 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
21 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
22 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
23 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.
24 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.
25 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554,

1 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
2 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, applies for
3 Wisconsin purposes at the same time as for federal purposes. Amendments to the
4 Internal Revenue Code enacted after December 31, 1994, do not apply to this
5 subdivision with respect to taxable years that begin after December 31, 1994, and
6 before January 1, 1996, except that changes made by P.L. 104–7, P.L. 104–188,
7 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.
8 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554, excluding
9 sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147, excluding sections
10 101 and 406 of P.L. 107–147, and P.L. 107–181, and changes that indirectly affect the
11 provisions applicable to this subchapter made 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, P.L. 105–277, and P.L. 106–554, excluding sections 162 and
14 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of
15 P.L. 107–147, and P.L. 107–181, apply for Wisconsin purposes at the same time as
16 for federal purposes.

17 **SECTION 1582ds.** 71.26 (2) (b) 11. of the statutes is amended to read:

18 71.26 (2) (b) 11. For taxable years that begin after December 31, 1995, and
19 before January 1, 1997, for a corporation, conduit or common law trust which
20 qualifies as a regulated investment company, real estate mortgage investment
21 conduit or real estate investment trust under the Internal Revenue Code as amended
22 to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102–227 and
23 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and as
24 amended by P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L.
25 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L.

1 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
2 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L.
3 107–181, and as indirectly affected in the provisions applicable to this subchapter
4 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,
5 P.L. 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, 1202, 1204, 1311, and
9 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
10 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
11 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
12 and P.L. 107–181, “net income” means the federal regulated investment company
13 taxable income, federal real estate mortgage investment conduit taxable income or
14 federal real estate investment trust taxable income of the corporation, conduit or
15 trust as determined under the Internal Revenue Code as amended to
16 December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102–227 and
17 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and as
18 amended by P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L.
19 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L.
20 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.
21 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L.
22 107–181, and as indirectly affected in the provisions applicable to this subchapter
23 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,
24 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
25 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150

1 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
2 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and
3 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
4 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
5 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
6 and P.L. 107–181, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats.,
7 is required to be depreciated for taxable years 1983 to 1986 under the Internal
8 Revenue Code as amended to December 31, 1980, shall continue to be depreciated
9 under the Internal Revenue Code as amended to December 31, 1980, and except that
10 the appropriate amount shall be added or subtracted to reflect differences between
11 the depreciation or adjusted basis for federal income tax purposes and the
12 depreciation or adjusted basis under this chapter of any property disposed of during
13 the taxable year. The Internal Revenue Code as amended to December 31, 1995,
14 excluding sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d),
15 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–188,
16 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191,
17 P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L.
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
19 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly
20 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
21 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
22 P.L. 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, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.

1 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, and
2 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L.
3 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, applies
4 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
5 Internal Revenue Code enacted after December 31, 1995, do not apply to this
6 subdivision with respect to taxable years that begin after December 31, 1995, and
7 before January 1, 1997, except that changes to the Internal Revenue Code made by
8 P.L. 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188,
9 P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277,
10 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L.
11 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and
12 changes that indirectly affect the provisions applicable to this subchapter made by
13 P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188,
14 P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277,
15 and P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L.
16 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, apply for
17 Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 1582dt.** 71.26 (2) (b) 12. of the statutes is amended to read:

19 71.26 (2) (b) 12. For taxable years that begin after December 31, 1996, and
20 before January 1, 1998, for a corporation, conduit or common law trust which
21 qualifies as a regulated investment company, real estate mortgage investment
22 conduit, real estate investment trust or financial asset securitization investment
23 trust under the Internal Revenue Code as amended to December 31, 1996, excluding
24 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
25 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and

1 1605 (d) of P.L. 104–188, and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206,
2 P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L.
3 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
4 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, 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.
12 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
13 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
14 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, “net
15 income” means the federal regulated investment company taxable income, federal
16 real estate mortgage investment conduit taxable income, federal real estate
17 investment trust or financial asset securitization investment trust taxable income
18 of the corporation, conduit or trust as determined under the Internal Revenue Code
19 as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L.
20 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
21 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188 and as
22 amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
23 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding
24 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
25 406 of P.L. 107–147, and P.L. 107–181, and as indirectly affected in the provisions

1 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
2 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
3 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
4 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
5 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
6 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
7 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
8 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
9 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
10 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, except that property that,
11 under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable
12 years 1983 to 1986 under the Internal Revenue Code as amended to
13 December 31, 1980, shall continue to be depreciated under the Internal Revenue
14 Code as amended to December 31, 1980, and except that the appropriate amount
15 shall be added or subtracted to reflect differences between the depreciation or
16 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
17 under this chapter of any property disposed of during the taxable year. The 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, P.L.
22 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
23 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
24 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly affected in
25 the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.

1 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
2 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
3 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
4 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.
5 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
6 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L.
7 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
8 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
9 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, applies for
10 Wisconsin purposes at the same time as for federal purposes. Amendments to the
11 Internal Revenue Code enacted after December 31, 1996, do not apply to this
12 subdivision with respect to taxable years that begin after December 31, 1996, and
13 before January 1, 1998, except that changes to the Internal Revenue Code made by
14 P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
15 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
16 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
17 107–147, and P.L. 107–181, and changes that indirectly affect the provisions
18 applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L.
19 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
20 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
21 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, apply for
22 Wisconsin purposes at the same time as for federal purposes.

23 **SECTION 1582du.** 71.26 (2) (b) 13. of the statutes is amended to read:

24 71.26 (2) (b) 13. For taxable years that begin after December 31, 1997, and
25 before January 1, 1999, for a corporation, conduit or common law trust which

1 qualifies as a regulated investment company, real estate mortgage investment
2 conduit, real estate investment trust or financial asset securitization investment
3 trust under the Internal Revenue Code as amended to December 31, 1997, excluding
4 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
5 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
6 1605 (d) of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L.
7 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
8 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
9 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and
10 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,
11 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
12 P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
13 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
14 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
15 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
16 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
17 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
18 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
19 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
20 107–147, and P.L. 107–181, “net income” means the federal regulated investment
21 company taxable income, federal real estate mortgage investment conduit taxable
22 income, federal real estate investment trust or financial asset securitization
23 investment trust taxable income of the corporation, conduit or trust as determined
24 under the Internal Revenue Code as amended to December 31, 1997, excluding
25 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),

1 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
2 1605 (d) of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L.
3 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
4 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
5 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and
6 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,
7 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
8 P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
9 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
10 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
11 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
12 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
13 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
14 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
15 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
16 107–147, and P.L. 107–181, except that property that, under s. 71.02 (1) (c) 8. to 11.,
17 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the
18 Internal Revenue Code as amended to December 31, 1980, shall continue to be
19 depreciated under the Internal Revenue Code as amended to December 31, 1980,
20 and except that the appropriate amount shall be added or subtracted to reflect
21 differences between the depreciation or adjusted basis for federal income tax
22 purposes and the depreciation or adjusted basis under this chapter of any property
23 disposed of during the taxable year. The Internal Revenue Code as amended to
24 December 31, 1997, excluding sections 103, 104, and 110 of P.L. 102–227, sections
25 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and sections 1123

1 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as amended by P.L.
2 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
3 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
4 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
5 107–147, and P.L. 107–181, and as indirectly affected in the provisions applicable to
6 this subchapter by P.L. 99–514, P.L. 100–203, 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. 106–554, excluding sections 162 and 165 of P.L. 106–554,
14 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
15 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, applies for
16 Wisconsin purposes at the same time as for federal purposes. Amendments to the
17 Internal Revenue Code enacted after December 31, 1997, do not apply to this
18 subdivision with respect to taxable years that begin after December 31, 1997, and
19 before January 1, 1999, except that changes to the Internal Revenue Code made by
20 P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
21 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
22 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
23 107–147, and P.L. 107–181, and changes that indirectly affect the provisions
24 applicable to this subchapter made by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
25 106–36 and, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L.

1 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
2 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, apply for
3 Wisconsin purposes at the same time as for federal purposes.

4 **SECTION 1582dv.** 71.26 (2) (b) 14. of the statutes is amended to read:

5 71.26 (2) (b) 14. For taxable years that begin after December 31, 1998, and
6 before January 1, 2000, for a corporation, conduit or common law trust which
7 qualifies as a regulated investment company, real estate mortgage investment
8 conduit, real estate investment trust or financial asset securitization investment
9 trust under the Internal Revenue Code as amended to December 31, 1998, excluding
10 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
11 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
12 1605 (d) of P.L. 104–188, and as amended by P.L. 106–36, 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. 107–16,
14 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
15 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, and as indirectly
16 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
17 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
18 P.L. 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.
21 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
22 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
23 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
24 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
25 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.

1 107-147, P.L. 107-181, and P.L. 107-276, “net income” means the federal regulated
2 investment company taxable income, federal real estate mortgage investment
3 conduit taxable income, federal real estate investment trust or financial asset
4 securitization investment trust taxable income of the corporation, conduit or trust
5 as determined under the Internal Revenue Code as amended to December 31, 1998,
6 excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171
7 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311,
8 and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L.
9 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.
10 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding
11 sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, and as
12 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
13 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
14 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
15 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
16 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
17 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
18 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
19 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
20 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding
21 section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and
22 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, except that property that, under
23 s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years
24 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980,
25 shall 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, 1998, excluding sections 103, 104, and 110 of P.L.
6 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
7 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
8 amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding
9 sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L.
10 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
11 P.L. 107–181, and P.L. 107–276, and as indirectly affected in the provisions
12 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
13 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
14 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
15 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
16 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
17 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
18 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
19 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
20 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16,
21 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
22 107–181, and P.L. 107–276, applies for Wisconsin purposes at the same time as for
23 federal purposes. Amendments to the Internal Revenue Code enacted after
24 December 31, 1998, do not apply to this subdivision with respect to taxable years that
25 begin after December 31, 1998, and before January 1, 2000, except that changes to

1 the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
2 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding
3 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
4 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, and changes that indirectly
5 affect the provisions applicable to this subchapter made by P.L. 106–36, P.L.
6 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
7 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
8 excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276,
9 apply for Wisconsin purposes at the same time as for federal purposes.

10 **SECTION 1582dw.** 71.26 (2) (b) 15. of the statutes is amended to read:

11 71.26 (2) (b) 15. For taxable years that begin after December 31, 1999, and
12 before January 1, 2003, for a corporation, conduit or common law trust which
13 qualifies as a regulated investment company, real estate mortgage investment
14 conduit, real estate investment trust or financial asset securitization investment
15 trust under the Internal Revenue Code as amended to December 31, 1999, excluding
16 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
17 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
18 1605 (d) of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding
19 sections 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16, excluding section
20 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding
21 sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and
22 P.L. 107–358, and as indirectly affected in the provisions applicable to this
23 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
24 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
25 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections

1 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
2 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
3 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
4 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
5 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
6 and P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
7 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
8 P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, “net income” means the
9 federal regulated investment company taxable income, federal real estate mortgage
10 investment conduit taxable income, federal real estate investment trust or financial
11 asset securitization investment trust taxable income of the corporation, conduit or
12 trust as determined under the Internal Revenue Code as amended to December 31,
13 1999, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d),
14 13171 (d), 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204
15 (f), 1311, and 1605 (d) of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554,
16 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16,
17 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
18 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,
19 P.L. 107–276, and P.L. 107–358, and as indirectly affected in the provisions
20 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
21 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
22 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
23 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
24 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
25 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.

1 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
2 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
3 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16, excluding section 431 of
4 P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding
5 sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and
6 P.L. 107–358, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats.,
7 is required to be depreciated for taxable years 1983 to 1986 under the Internal
8 Revenue Code as amended to December 31, 1980, shall continue to be depreciated
9 under the Internal Revenue Code as amended to December 31, 1980, and except that
10 the appropriate amount shall be added or subtracted to reflect differences between
11 the depreciation or adjusted basis for federal income tax purposes and the
12 depreciation or adjusted basis under this chapter of any property disposed of during
13 the taxable year. The Internal Revenue Code as amended to December 31, 1999,
14 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171
15 (d), 13174, and 13203 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311,
16 and 1605 (d) of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554,
17 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16,
18 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
19 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,
20 P.L. 107–276, and P.L. 107–358, and as indirectly affected in the provisions
21 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
22 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
23 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
24 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
25 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,

1 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
2 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
3 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
4 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16, excluding section 431 of
5 P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding
6 sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and
7 P.L. 107–358, applies for Wisconsin purposes at the same time as for federal
8 purposes. Amendments to the Internal Revenue Code enacted after December 31,
9 1999, do not apply to this subdivision with respect to taxable years that begin after
10 December 31, 1999, and before January 1, 2003, except that changes to the Internal
11 Revenue Code made by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165
12 of P.L. 106–554, and P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,
13 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and
14 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, and
15 changes that indirectly affect the provisions applicable to this subchapter made by
16 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
17 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,
18 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
19 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, apply for Wisconsin
20 purposes at the same time as for federal purposes.

21 **SECTION 1582dx.** 71.26 (2) (b) 16. of the statutes is created to read:

22 71.26 (2) (b) 16. For taxable years that begin after December 31, 2002, for a
23 corporation, conduit, or common law trust which qualifies as a regulated investment
24 company, real estate mortgage investment conduit, real estate investment trust, or
25 financial asset securitization investment trust under the Internal Revenue Code as

1 amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102–227,
2 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections
3 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519, sections
4 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and section 101
5 of P.L. 107–147, and as indirectly affected in the provisions applicable to this
6 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
7 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
8 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
9 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
10 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
11 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
12 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
13 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
14 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
15 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L.
16 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, “net income” means the
17 federal regulated investment company taxable income, federal real estate mortgage
18 investment conduit taxable income, federal real estate investment trust or financial
19 asset securitization investment trust taxable income of the corporation, conduit, or
20 trust as determined under the Internal Revenue Code as amended to December 31,
21 2002, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d),
22 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f),
23 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L.
24 106–554, P.L. 106–573, section 431 of P.L. 107–16, and section 101 of P.L. 107–147,
25 and as indirectly affected in the provisions applicable to this subchapter by P.L.

1 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
2 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
3 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
4 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
5 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
6 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
7 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
8 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
9 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
10 107–134, P.L. 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L.
11 107–210, P.L. 107–276, and P.L. 107–358, except that property that, under s. 71.02
12 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986
13 under the Internal Revenue Code as amended to December 31, 1980, shall continue
14 to be depreciated under the Internal Revenue Code as amended to
15 December 31, 1980, and except that the appropriate amount shall be added or
16 subtracted to reflect differences between the depreciation or adjusted basis for
17 federal income tax purposes and the depreciation or adjusted basis under this
18 chapter of any property disposed of during the taxable year. The Internal Revenue
19 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.
20 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
21 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,
22 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and
23 section 101 of P.L. 107–147, and as indirectly affected in the provisions applicable to
24 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
25 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections

1 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
2 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
3 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
4 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
5 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
6 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
7 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
8 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101 of P.L.
9 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, applies for
10 Wisconsin purposes at the same time as for federal purposes. Amendments to the
11 Internal Revenue Code enacted after December 31, 2002, do not apply to this
12 subdivision with respect to taxable years that begin after December 31, 2002.

13 **SECTION 1583.** 71.30 (10) (h) (intro.) of the statutes is amended to read:

14 71.30 (10) (h) *Certification of amounts.* (intro.) Annually, on or before
15 September 15, the secretary of revenue shall certify to the department of natural
16 resources, and the department of administration ~~and the state treasurer:~~

17 **SECTION 1583da.** 71.34 (1g) (i) of the statutes is repealed.

18 **SECTION 1583db.** 71.34 (1g) (j) of the statutes is amended to read:

19 71.34 (1g) (j) “Internal Revenue Code” for tax–option corporations, for taxable
20 years that begin after December 31, 1994, and before January 1, 1996, means the
21 federal Internal Revenue Code as amended to December 31, 1994, excluding
22 sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),
23 13174, and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188,
24 excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.
25 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554, excluding

1 sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147, excluding sections
2 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly affected in the
3 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647
4 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
5 of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.
6 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and
7 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
8 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
9 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204,
10 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
11 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
12 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
13 and P.L. 107–181, except that section 1366 (f) (relating to pass-through of items to
14 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
15 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
16 at the same time as for federal purposes. Amendments to the federal Internal
17 Revenue Code enacted after December 31, 1994, do not apply to this paragraph with
18 respect to taxable years beginning after December 31, 1994, and before
19 January 1, 1996, except changes to the Internal Revenue Code made by P.L. 104–7,
20 P.L. 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.
21 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554,
22 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
23 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and changes that
24 indirectly affect the provisions applicable to this subchapter made by P.L. 104–7, P.L.
25 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L.

1 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554,
2 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
3 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, apply for
4 Wisconsin purposes at the same time as for federal purposes.

5 **SECTION 1583dc.** 71.34 (1g) (k) of the statutes is amended to read:

6 71.34 (1g) (k) “Internal Revenue Code” for tax–option corporations, for taxable
7 years that begin after December 31, 1995, and before January 1, 1997, means the
8 federal Internal Revenue Code as amended to December 31, 1995, excluding
9 sections 103, 104, and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),
10 13174, and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–188, excluding
11 sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L.
12 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554,
13 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
14 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly
15 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
16 P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and
17 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.
18 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
19 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
20 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
21 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
22 1123, 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, P.L. 105–277, and P.L. 106–554, excluding
24 sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147, excluding sections
25 101 and 406 of P.L. 107–147, and P.L. 107–181, except that section 1366 (f) (relating

1 to pass-through of items to shareholders) is modified by substituting the tax under
2 s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code
3 applies for Wisconsin purposes at the same time as for federal purposes.
4 Amendments to the federal Internal Revenue Code enacted after
5 December 31, 1995, do not apply to this paragraph with respect to taxable years
6 beginning after December 31, 1995, and before January 1, 1997, except that
7 changes to the Internal Revenue Code made by P.L. 104–188, excluding sections
8 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
9 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554, excluding
10 sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147, excluding sections
11 101 and 406 of P.L. 107–147, and P.L. 107–181, and changes that indirectly affect the
12 provisions applicable to this subchapter made by P.L. 104–188, excluding sections
13 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
14 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554, excluding
15 sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147, excluding sections
16 101 and 406 of P.L. 107–147, and P.L. 107–181, apply for Wisconsin purposes at the
17 same time as for federal purposes.

18 **SECTION 1583dd.** 71.34 (1g) (L) of the statutes is amended to read:

19 71.34 (1g) (L) “Internal Revenue Code” for tax-option corporations, for taxable
20 years that begin after December 31, 1996, and before January 1, 1998, means the
21 federal Internal Revenue Code as amended to December 31, 1996, excluding
22 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
23 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and
24 1605 (d) of P.L. 104–188, and as amended by P.L. 105–33, P.L. 105–34, P.L. 105–206,
25 P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L.

1 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.
2 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, 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 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
5 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
6 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
7 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
8 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
9 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
10 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
11 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L.
12 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
13 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
14 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, except that section 1366 (f)
15 (relating to pass-through of items to shareholders) is modified by substituting the
16 tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue
17 Code applies for Wisconsin purposes at the same time as for federal purposes.
18 Amendments to the federal Internal Revenue Code enacted after
19 December 31, 1996, do not apply to this paragraph with respect to taxable years
20 beginning after December 31, 1996, and before January 1, 1998, except that
21 changes to the Internal Revenue Code made by P.L. 105–33, P.L. 105–34, P.L.
22 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
23 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
24 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and
25 changes that indirectly affect the provisions applicable to this subchapter made by

1 P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
2 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
3 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
4 107–147, and P.L. 107–181, apply for Wisconsin purposes at the same time as for
5 federal purposes.

6 **SECTION 1583de.** 71.34 (1g) (m) of the statutes is amended to read:

7 71.34 (1g) (m) “Internal Revenue Code” for tax–option corporations, for taxable
8 years that begin after December 31, 1997, and before January 1, 1999, means the
9 federal Internal Revenue Code as amended to December 31, 1997, excluding sections
10 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
11 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)
12 of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
13 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
14 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
15 excluding sections 101 and 406 of P.L. 107–147, P.L. and 107–181, and as indirectly
16 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
17 P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and
18 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.
19 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
20 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
21 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
22 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
23 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
24 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
25 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,

1 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
2 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, except that section
3 1366 (f) (relating to pass-through of items to shareholders) is modified by
4 substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The
5 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
6 purposes. Amendments to the federal Internal Revenue Code enacted after
7 December 31, 1997, do not apply to this paragraph with respect to taxable years
8 beginning after December 31, 1997, and before January 1, 1999, except that
9 changes to the Internal Revenue Code made by P.L. 105–178, P.L. 105–206, P.L.
10 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections 162 and 165 of
11 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
12 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and
13 changes that indirectly affect the provisions applicable to this subchapter made by
14 P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554,
15 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
16 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
17 107–147, and P.L. 107–181, apply for Wisconsin purposes at the same time as for
18 federal purposes.

19 **SECTION 1583df.** 71.34 (1g) (n) of the statutes is amended to read:

20 71.34 (1g) (n) “Internal Revenue Code” for tax-option corporations, for taxable
21 years that begin after December 31, 1998, and before January 1, 2000, means the
22 federal Internal Revenue Code as amended to December 31, 1998, excluding sections
23 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
24 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)
25 of P.L. 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.

1 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding
2 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
3 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, and as indirectly affected in the
4 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
5 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
6 of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.
7 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and
8 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
9 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
10 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
11 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
12 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
13 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
14 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
15 excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276,
16 except that section 1366 (f) (relating to pass-through of items to shareholders) is
17 modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and
18 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time
19 as for federal purposes. Amendments to the federal Internal Revenue Code enacted
20 after December 31, 1998, do not apply to this paragraph with respect to taxable years
21 beginning after December 31, 1998, and before January 1, 2000, except that
22 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.
23 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
24 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
25 sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, and changes

1 that indirectly affect the provisions applicable to this subchapter made by P.L.
2 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
3 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
4 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
5 107–276, apply for Wisconsin purposes at the same time as for federal purposes.

6 **SECTION 1583dg.** 71.34 (1g) (o) of the statutes is amended to read:

7 71.34 (1g) (o) “Internal Revenue Code” for tax-option corporations, for taxable
8 years that begin after December 31, 1999, and before January 1, 2003, means the
9 federal Internal Revenue Code as amended to December 31, 1999, excluding sections
10 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
11 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)
12 of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections
13 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16, excluding section 431 of
14 P.L. 107–16, P.L. 107.22, P.L. 107.116, P.L. 107–134, P.L. 107–147, excluding sections
15 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L.
16 107–358, and as indirectly affected in the provisions applicable to this subchapter
17 by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d)
18 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.
19 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
20 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
21 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
22 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.
23 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
24 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
25 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,

1 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16,
2 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
3 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,
4 P.L. 107–276, and P.L. 107–358, except that section 1366 (f) (relating to
5 pass-through of items to shareholders) is modified by substituting the tax under s.
6 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies
7 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
8 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this
9 paragraph with respect to taxable years beginning after December 31, 1999, and
10 before January 1, 2003, except that changes to the Internal Revenue Code made by
11 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
12 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,
13 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L.
14 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, and changes that indirectly
15 affect the provisions applicable to this subchapter made by P.L. 106–230, P.L.
16 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L.
17 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
18 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181,
19 P.L. 107–210, P.L. 107–276, and P.L. 107–358, apply for Wisconsin purposes at the
20 same time as for federal purposes.

21 **SECTION 1583dh.** 71.34 (1g) (p) of the statutes is created to read:

22 71.34 (1g) (p) “Internal Revenue Code” for tax-option corporations, for taxable
23 years that begin after December 31, 2002, means the federal Internal Revenue Code
24 as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.
25 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,

1 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,
2 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and
3 section 101 of P.L. 107–147, and as indirectly affected in the provisions applicable to
4 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803
5 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section
6 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
7 P.L. 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, P.L. 106–170, P.L. 106–230, P.L.
13 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
14 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
15 107–147, excluding section 101 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
16 107–276, and P.L. 107–358, except that section 1366 (f) (relating to pass-through of
17 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes
18 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin
19 purposes at the same time as for federal purposes. Amendments to the federal
20 Internal Revenue Code enacted after December 31, 2002, do not apply to this
21 paragraph with respect to taxable years beginning after December 31, 2002.

22 **SECTION 1583di.** 71.42 (2) (h) of the statutes is repealed.

23 **SECTION 1583dj.** 71.42 (2) (i) of the statutes is amended to read:

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

1 as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L.
2 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
3 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204,
4 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34, P.L.
5 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
6 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
7 and P.L. 107–181, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L.
8 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
9 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
10 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
11 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.
12 104–188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L.
13 104–191, P.L. 104–193, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554,
14 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
15 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, except that
16 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue
17 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time
18 as for federal purposes. Amendments to the federal Internal Revenue Code enacted
19 after December 31, 1994, do not apply to this paragraph with respect to taxable years
20 beginning after December 31, 1994, and before January 1, 1996, except that
21 changes to the Internal Revenue Code made by P.L. 104–7, P.L. 104–188, excluding
22 sections 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
23 105–34, P.L. 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and
24 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of
25 P.L. 107–147, and P.L. 107–181, and changes that indirectly affect the provisions

1 applicable to this subchapter made by P.L. 104–7, P.L. 104–188, excluding sections
2 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–34,
3 P.L. 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
4 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
5 and P.L. 107–181, apply for Wisconsin purposes at the same time as for federal
6 purposes.

7 **SECTION 1583dk.** 71.42 (2) (j) of the statutes is amended to read:

8 71.42 (2) (j) For taxable years that begin after December 31, 1995, and before
9 January 1, 1997, “Internal Revenue Code” means the federal Internal Revenue Code
10 as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L.
11 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
12 103–66, and as amended by P.L. 104–188, excluding sections 1123, 1202, 1204, 1311,
13 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
14 105–206, P.L. 105–277, and P.L. 106–554, excluding sections 162 and 165 of P.L.
15 106–554, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
16 and P.L. 107–181, and as indirectly affected 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 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.
21 104–188, excluding sections 1123, 1202, 1204, 1311, and 1605 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. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L.
24 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, except
25 that “Internal Revenue Code” does not include section 847 of the federal Internal

1 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the
2 same time as for federal purposes. Amendments to the federal Internal Revenue
3 Code enacted after December 31, 1995, do not apply to this paragraph with respect
4 to 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, P.L. 105–277, and P.L. 106–554,
8 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
9 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and changes that
10 indirectly affect the provisions applicable to this subchapter made by P.L. 104–188,
11 excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104–188, P.L. 104–191,
12 P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, and P.L.
13 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–134, P.L. 107–147,
14 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, apply for
15 Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 1583dL.** 71.42 (2) (k) of the statutes is amended to read:

17 71.42 (2) (k) For taxable years that begin after December 31, 1996, and before
18 January 1, 1998, “Internal Revenue Code” means the federal Internal Revenue Code
19 as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L.
20 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
21 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
22 amended by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
23 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding
24 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
25 406 of P.L. 107–147, and P.L. 107–181, and as indirectly affected by P.L. 99–514, P.L.

1 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
2 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
3 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
4 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
5 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
6 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
7 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of
8 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
9 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181,
10 except that “Internal Revenue Code” does not include section 847 of the federal
11 Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes
12 at the same time as for federal purposes. Amendments to the federal Internal
13 Revenue Code enacted after December 31, 1996, do not apply to this paragraph with
14 respect to taxable years beginning after December 31, 1996, and before
15 January 1, 1998, except that changes to the Internal Revenue Code made by P.L.
16 105–33, P.L. 105–34, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–554,
17 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section
18 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L.
19 107–147, and P.L. 107–181, and changes that indirectly affect the provisions
20 applicable to this subchapter made by P.L. 105–33, P.L. 105–34, P.L. 105–206, P.L.
21 105–277, P.L. 106–36, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
22 and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,
23 excluding sections 101 and 406 of P.L. 107–147, and P.L. 107–181, apply for
24 Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 1583dm.** 71.42 (2) (L) of the statutes is amended to read:

1 71.42 (2) (L) For taxable years that begin after December 31, 1997, and before
2 January 1, 1999, “Internal Revenue Code” means the federal Internal Revenue Code
3 as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L.
4 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
5 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
6 amended by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170,
7 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16,
8 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections
9 101 and 406 of P.L. 107–147, and P.L. 107–181, and as indirectly affected by P.L.
10 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
11 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
12 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
13 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
14 103–465, P.L. 104–7, 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, P.L. 106–170, P.L.
17 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding
18 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
19 406 of P.L. 107–147, and P.L. 107–181, except that “Internal Revenue Code” does not
20 include section 847 of the federal Internal Revenue Code. The Internal Revenue
21 Code applies for Wisconsin purposes at the same time as for federal purposes.
22 Amendments to the federal Internal Revenue Code enacted after December 31, 1997,
23 do not apply to this paragraph with respect to taxable years beginning after
24 December 31, 1997, and before January 1, 1999, except that changes to the Internal
25 Revenue Code made by P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.

1 106–170, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
2 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
3 sections 101 and 406 of P.L. 107–147, and P.L. 107–181, and changes that indirectly
4 affect the provisions applicable to this subchapter made by P.L. 105–178, P.L.
5 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–554, excluding sections
6 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16,
7 P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, and P.L.
8 107–181, apply for Wisconsin purposes at the same time as for federal purposes.

9 **SECTION 1583dn.** 71.42 (2) (m) of the statutes is amended to read:

10 71.42 (2) (m) For taxable years that begin after December 31, 1998, and before
11 January 1, 2000, “Internal Revenue Code” means the federal Internal Revenue Code
12 as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L.
13 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
14 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
15 amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding
16 sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L.
17 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147,
18 P.L. 107–181, and P.L. 107–276, and as indirectly affected by P.L. 99–514, P.L.
19 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
20 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
21 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
22 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
23 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
24 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
25 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.

1 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–16, excluding
2 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101 and
3 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, except that “Internal Revenue
4 Code” does not include section 847 of the federal Internal Revenue Code. The
5 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
6 purposes. Amendments to the federal Internal Revenue Code enacted after
7 December 31, 1998, do not apply to this paragraph with respect to taxable years
8 beginning after December 31, 1998, and before January 1, 2000, except that
9 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.
10 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L.
11 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding
12 sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L. 107–276, and changes
13 that indirectly affect the provisions applicable to this subchapter made by P.L.
14 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
15 P.L. 106–554, and P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,
16 P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, and P.L.
17 107–276, apply for Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 1583do.** 71.42 (2) (n) of the statutes is amended to read:

19 71.42 (2) (n) For taxable years that begin after December 31, 1999, and before
20 January 1, 2003, “Internal Revenue Code” means the federal Internal Revenue Code
21 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
22 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66
23 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as
24 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.
25 106–554, and P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.

1 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of
2 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, and as
3 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
4 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
5 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
6 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
7 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
8 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
9 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
10 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
11 P.L. 106–554, and P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
12 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 406 of
13 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, except
14 that “Internal Revenue Code” does not include section 847 of the federal Internal
15 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the
16 same time as for federal purposes. Amendments to the federal Internal Revenue
17 Code enacted after December 31, 1999, do not apply to this paragraph with respect
18 to taxable years beginning after December 31, 1999, and before January 1, 2003,
19 except that changes to the Internal Revenue Code made by P.L. 106–230, P.L.
20 106–554, excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L.
21 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
22 107–134, P.L. 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181,
23 P.L. 107–210, P.L. 107–276, and P.L. 107–358, and changes that indirectly affect the
24 provisions applicable to this subchapter made by P.L. 106–230, P.L. 106–554,
25 excluding sections 162 and 165 of P.L. 106–554, and P.L. 107–15, P.L. 107–16,

1 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
2 107–147, excluding sections 101 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,
3 P.L. 107–276, and P.L. 107–358, apply for Wisconsin purposes at the same time as
4 for federal purposes.

5 **SECTION 1583dp.** 71.42 (2) (o) of the statutes is created to read:

6 71.42 (2) (o) For taxable years that begin after December 31, 2002, “Internal
7 Revenue Code” means the federal Internal Revenue Code as amended to
8 December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102–227, sections
9 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),
10 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and
11 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and section 101 of P.L.
12 107–147, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
13 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
14 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
15 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
16 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
17 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
18 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
19 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
20 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
21 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section 101
22 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, and P.L. 107–358, except
23 that “Internal Revenue Code” does not include section 847 of the federal Internal
24 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the
25 same time as for federal purposes. Amendments to the federal Internal Revenue

1 Code enacted after December 31, 2002, do not apply to this paragraph with respect
2 to taxable years beginning after December 31, 2002.

3 **SECTION 1583g.** 71.55 (10) of the statutes is repealed.

4 **SECTION 1583p.** 71.61 (6) of the statutes is created to read:

5 71.61 (6) PROHIBITION OF NEW CLAIMS. For taxable years beginning after
6 December 31, 2002, no new claims for a credit may be filed under this subchapter,
7 but if an otherwise eligible claimant is subject to a farmland preservation agreement
8 that is in effect on the effective date of this subsection [revisor inserts date], the
9 claimant may continue to file a claim for the credit under this subchapter until the
10 farmland preservation agreement expires.

11 **SECTION 1584.** 71.74 (13) (a) of the statutes is amended to read:

12 71.74 (13) (a) If the tax is increased the department shall proceed to collect the
13 additional tax in the same manner as other income or franchise taxes are collected.
14 If the income or franchise taxes are decreased upon direction of the department the
15 ~~state treasurer~~ secretary of administration shall refund to the taxpayer such part of
16 the overpayment as was actually paid in cash, and the certification of the
17 overpayment by the department shall be sufficient authorization to the ~~treasurer~~
18 secretary of administration for the refunding of the overpayment. No refund of
19 income or franchise tax shall be made by the ~~treasurer~~ secretary of administration
20 unless the refund is so certified. The part of the overpayment paid to the county and
21 the local taxation district shall be deducted by the ~~state treasurer~~ secretary of
22 administration in the ~~treasurer's~~ secretary's next settlement with the county and
23 local treasurer.

24 **SECTION 1585.** 71.74 (13) (b) of the statutes is amended to read:

1 71.74 (13) (b) No action or proceeding whatsoever shall be brought against the
2 state or the ~~treasurer thereof~~ secretary of administration for the recovery, refund, or
3 credit of any income or surtaxes; except in case the ~~state treasurer~~ secretary of
4 administration shall neglect or refuse for a period of 60 days to refund any
5 overpayment of any income or surtaxes certified, the taxpayer may maintain an
6 action to collect the overpayment against the ~~treasurer~~ secretary of administration
7 so neglecting or refusing to refund such overpayment, without filing a claim for
8 refund with ~~such treasurer~~ the secretary of administration, provided that such
9 action shall be commenced within one year after the certification of such
10 overpayment.

11 **SECTION 1586.** 71.74 (14) of the statutes is amended to read:

12 71.74 (14) ADDITIONAL REMEDY TO COLLECT TAX. The department may also
13 proceed under s. 71.91 (5) for the collection of any additional assessment of income
14 or franchise taxes or surtaxes, after notice thereof has been given under sub. (11) and
15 before the same shall have become delinquent, when it has reasonable grounds to
16 believe that the collection of such additional assessment will be jeopardized by delay.
17 In such cases notice of the intention to so proceed shall be given by registered mail
18 to the taxpayer, and the warrant of the department shall not issue if the taxpayer
19 within 10 days after such notice furnishes a bond in such amount, not exceeding
20 double the amount of the tax, and with such sureties as the department shall
21 approve, conditioned upon the payment of so much of the additional taxes as shall
22 finally be determined to be due, together with interest thereon as provided by s. 71.82
23 (1) (a). Nothing in this subsection shall affect the review of additional assessments
24 provided by ss. 71.88 (1) (a) and (2) (a), 71.89 (2), 73.01, and 73.015, and any amounts
25 collected under this subsection shall be deposited with the ~~state treasurer~~ secretary

1 of administration and disbursed after final determination of the taxes as are
2 amounts deposited under s. 71.90 (2).

3 **SECTION 1587.** 71.80 (1) (e) of the statutes is amended to read:

4 71.80 (1) (e) Representatives of the department directed by it to accept
5 payment of income or franchise taxes shall file bonds with the ~~state treasurer~~
6 secretary of administration in such amount and with such sureties as the state
7 treasurer shall direct and approve.

8 **SECTION 1588.** 71.80 (16) (b) of the statutes is amended to read:

9 71.80 (16) (b) A construction contractor required to file a surety bond under par.
10 (a) may, in lieu of such requirement, but subject to approval by the department,
11 deposit with the ~~state treasurer~~ secretary of administration an amount of cash equal
12 to the face of the bond that would otherwise be required. If an offer to deposit is made,
13 the department shall issue a certificate to the ~~state treasurer~~ secretary of
14 administration authorizing said ~~treasurer~~ secretary to accept payment of such
15 moneys and to give his or her receipt therefor. A copy of such certificate shall be
16 mailed to the contractor who shall, within the time fixed by the department, pay such
17 amount to ~~said treasurer~~ the secretary of administration. A copy of the receipt of the
18 ~~state treasurer~~ secretary of administration shall be filed with the department. Upon
19 final determination by the department of such contractor's liability for state income
20 or franchise taxes, required unemployment insurance contributions, sales and use
21 taxes, and income taxes withheld from wages of employees, interest and penalties,
22 by reason of such contract or contracts, the department shall certify to the ~~state~~
23 ~~treasurer~~ secretary of administration the amount of taxes, penalties, and interest as
24 finally determined, shall instruct the ~~treasurer~~ secretary of administration as to the
25 proper distribution of such amount, and shall state the amount, if any, to be refunded

1 to such contractor. The ~~state treasurer~~ secretary of administration shall make the
2 payments directed by such certificate within 30 days after receipt thereof. Amounts
3 refunded to the contractor shall be without interest.

4 **SECTION 1589.** 71.80 (17) of the statutes is amended to read:

5 71.80 (17) ~~TAX RECEIPTS TRANSMITTED TO STATE TREASURER~~ THE SECRETARY OF
6 ADMINISTRATION. Within 15 days after receipt of any income or franchise tax
7 payments, the department shall transmit the same to the ~~state treasurer~~ secretary
8 of administration.

9 **SECTION 1599b.** 71.90 (2) of the statutes is amended to read:

10 71.90 (2) ~~DEPOSIT WITH THE STATE TREASURER~~ SECRETARY OF ADMINISTRATION. At
11 any time while the petition is pending before the tax appeals commission or an
12 appeal in regard to that petition is pending in a court, the taxpayer may offer to
13 deposit the entire amount of the additional taxes, together with interest, with the
14 ~~state treasurer~~ secretary of administration. If an offer to deposit is made, the
15 department of revenue shall issue a certificate to the ~~state treasurer~~ secretary of
16 administration authorizing the ~~treasurer~~ secretary to accept payment of such taxes
17 together with interest to the first day of the succeeding month and to give a receipt.
18 A copy of the certificate shall be mailed to the taxpayer who shall pay the taxes and
19 interest to the ~~treasurer~~ secretary of administration within 30 days. A copy of the
20 receipt of the ~~state treasurer~~ secretary of administration shall be filed with the
21 department. The department shall, upon final determination of the appeal, certify
22 to the ~~state treasurer~~ secretary of administration the amount of the taxes as finally
23 determined and direct the ~~state treasurer~~ secretary of administration to refund to
24 the appellant any portion of such payment which has been found to have been
25 improperly assessed, including interest. The ~~state treasurer~~ secretary of

1 administration shall make the refunds directed by the certificate within 30 days
2 after receipt. Taxes paid to the ~~state treasurer~~ secretary of administration under this
3 subsection shall be subject to the interest provided by ss. 71.82 and 71.91 (1) (c) only
4 to the extent of the interest accrued on the taxes prior to the first day of the month
5 succeeding the application for hearing. Any portion of the amount deposited with the
6 ~~state treasurer~~ secretary of administration which is refunded to the taxpayer shall
7 bear interest at the rate of 9% per year during the time that the funds are on deposit.

8 **SECTION 1602.** 71.91 (5) (h) of the statutes is amended to read:

9 71.91 (5) (h) All fees and compensation of officials or other persons performing
10 any act or functions required in carrying out this subchapter, except such as are by
11 this subchapter to be paid to such officials or persons by the taxpayer, shall, upon
12 presentation to the department of revenue of an itemized and verified statement of
13 the amount due, be paid ~~by the state treasurer,~~ upon audit by the department of
14 administration on the certificate of the secretary of revenue, by the secretary of
15 administration and charged to the proper appropriation for the department of
16 revenue. No public official shall be entitled to demand prepayment of any fee for the
17 performance of any official act required in carrying out this subchapter.

18 **SECTION 1603.** 71.91 (7) (e) of the statutes is amended to read:

19 71.91 (7) (e) Paragraphs (b) to (d) shall apply in any case in which the employer
20 is the United States or any instrumentality thereof or this state or any municipality
21 or other subordinate unit thereof except those provisions imposing a liability on the
22 employer for failure to withhold or remit. But an amount equal to any amount
23 withheld by any municipality or other subordinate unit of this state under this
24 subsection and not remitted to the department as required by this subsection shall
25 be retained by the ~~state treasurer~~ secretary of administration from funds otherwise

1 payable to any such municipality or subordinate unit, and transmitted instead to the
2 department, upon certification by the secretary of revenue.

3 **SECTION 1604.** 71.93 (1) (a) 4. of the statutes is amended to read:

4 71.93 (1) (a) 4. An amount that the department of workforce development may
5 recover under s. 49.161, 49.195 (3), or 49.793, or may collect under s. 49.147 (6) (cm),
6 if the department of workforce development has certified the amount under s. 49.85.

7 **SECTION 1606.** 71.93 (1) (a) 5. of the statutes is amended to read:

8 71.93 (1) (a) 5. An amount owed to the department of corrections under s.
9 304.073 (2) or 304.074 (2).

10 **SECTION 1607.** 72.24 of the statutes is amended to read:

11 **72.24 Refunding.** Whenever any amount has been paid in excess of the tax
12 determined, the ~~state treasurer~~ secretary of administration, upon certification by
13 the department or circuit court, shall refund the excess to the payor or other person
14 entitled thereto.

15 **SECTION 1614b.** 73.01 (4) (b) of the statutes is amended to read:

16 73.01 (4) (b) Any matter required to be heard by the commission may be heard
17 by any member of the commission or its hearing examiner and reported to the
18 commission, and hearings of matters pending before it shall be assigned to members
19 of the commission or its hearing examiner by the chairperson. ~~Unless a majority of~~
20 ~~the commission decides that the full commission should decide a case, cases~~ Cases
21 other than small claims cases shall be decided by ~~a panel of 3 members~~ the full
22 commission, except that if one or more members of the commission are unavailable,
23 cases other than small claims cases shall be decided by the member or members
24 assigned by the chairperson prior to the hearing. If the parties have agreed to an oral
25 decision, the member or members conducting the hearing may render an oral

1 decision. Hearings shall be open to the public and all proceedings shall be conducted
2 in accordance with rules of practice and procedure prescribed by the commission.
3 Small claims cases shall be decided by one commissioner assigned by the chairperson
4 prior to the hearing.

5 **SECTION 1614d.** 73.01 (4) (em) of the statutes is created to read:

6 73.01 (4) (em) 1. If only 2 commissioners are available to participate in a
7 decision in a case that would otherwise be decided by the full commission, and if the
8 2 commissioners cannot agree on the resolution of the case, the chairperson of the
9 commission shall make the decision in the case, except that, if the chairperson is not
10 participating in the case, the commissioner participating in the case who has been
11 a commissioner for the longer period of time shall make the decision.

12 2. If only one commissioner is available to participates in a decision in a case
13 that would otherwise be decided by the full commission, the commissioner who
14 participates in the case shall make the decision.

15 **SECTION 1620.** 73.03 (2a) of the statutes is amended to read:

16 73.03 (2a) To prepare, have published and distribute to each property tax
17 assessor and to others who so request assessment manuals. The manual shall
18 discuss and illustrate accepted assessment methods, techniques and practices with
19 a view to more nearly uniform and more consistent assessments of property at the
20 local level. The manual shall be amended by the department from time to time to
21 reflect advances in the science of assessment, court decisions concerning assessment
22 practices, costs, and statistical and other information considered valuable to local
23 assessors by the department. The manual shall incorporate standards for the
24 assessment of all types of renewable energy resource systems used in this state as
25 soon as such systems are used in sufficient numbers and sufficient data exists to

1 allow the formulation of valid guidelines. The manual shall incorporate standards,
2 which the department of revenue and the state historical society of Wisconsin shall
3 develop, for the assessment of nonhistoric property in historic districts and for the
4 assessment of historic property, including but not limited to property that is being
5 preserved or restored; property that is subject to a protective easement, covenant or
6 other restriction for historic preservation purposes; property that is listed in the
7 national register of historic places in Wisconsin or in this state's register of historic
8 places and property that is designated as a historic landmark and is subject to
9 restrictions imposed by a municipality or by a landmarks commission. The manual
10 shall incorporate general guidelines about ways to determine whether property is
11 taxable in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in
12 specific situations. The manual shall state that assessors are required to comply with
13 s. 70.32 (1g) and shall suggest procedures for doing so. The manual or a supplement
14 to it shall specify per acre value guidelines for each municipality for various
15 categories of agricultural land based on the income that could be generated from its
16 estimated rental for agricultural use, as defined by rule, and capitalization rates
17 established by rule. The manual shall include guidelines for classifying land as
18 agricultural land, as defined in s. 70.32 (2) (c) ~~1~~, 1g., and guidelines for distinguishing
19 between land and improvements to land. The cost of the development, preparation,
20 publication and distribution of the manual and of revisions and amendments to it
21 shall be borne by the assessors and requesters at an individual volume cost or a
22 subscription cost as determined by the department. All receipts shall be credited to
23 the appropriation under s. 20.566 (2) (hi). The department may provide free
24 assessment manuals to other state agencies or exchange them at no cost with

1 agencies of other states or of the federal government for similar information or
2 publications.

3 **SECTION 1621.** 73.03 (6) of the statutes is amended to read:

4 73.03 (6) In its discretion to inspect and examine or cause an inspection and
5 examination of the records of any town, city, village, or county officer whenever such
6 officer shall have failed or neglected to return properly the information as required
7 by sub. (5), within the time set by the department of revenue. Upon the completion
8 of such inspection and examination the department of revenue shall transmit to the
9 clerk of the town, city, village, or county a statement of the expenses incurred by the
10 department of revenue to secure the necessary information. Duplicates of such
11 statements shall be filed in the office of the ~~department~~ secretary of administration
12 ~~and state treasurer~~. Within 60 days after the receipt of the above statement, the
13 same shall be audited, as other claims of towns, cities, villages, and counties are
14 audited, and shall be paid into the state treasury, in default of which the same shall
15 become a special charge against such town, city, village, or county and be included
16 in the next apportionment or certification of state taxes and charges, and collected
17 with interest at the rate of 10% per year from the date such statements were certified
18 by the department, as other special charges are certified and collected.

19 **SECTION 1623g.** 73.03 (59) of the statutes is created to read:

20 73.03 (59) To enforce ss. 945.03 (2m) and 945.04 (2m).

21 **SECTION 1623m.** 73.03 (60) of the statutes is created to read:

22 73.03 (60) To enforce s. 945.05 (1m), in cases in which the department
23 determines that the video gambling machine involved is likely to be used in
24 connection with a violation of s. 945.03 (2m) or 945.04 (2m).

25 **SECTION 1623r.** 73.031 of the statutes is amended to read:

1 **73.031 Arrest powers.** A special agent of the department of revenue who has
2 been certified as a law enforcement officer by the law enforcement standards board
3 and who is on duty may arrest a person if the special agent believes, on reasonable
4 grounds, that a warrant for the person's arrest has been issued in this state or, that
5 a felony warrant has been issued in another state, that the person is violating or has
6 violated s. 945.03 (2m) or 945.04 (2m), or that the person is violating or has violated
7 s. 945.05 (1m) in a case in which the department determines that the video gambling
8 machine involved is likely to be used in connection with a violation of s. 945.03 (2m)
9 or 945.04 (2m) or if a crime has been committed in the presence of the special agent.
10 The special agent shall cause the person arrested and the documents and reports
11 pertaining to the arrest to be delivered to the chief of police or sheriff in the
12 jurisdiction where the arrest is made. The special agent shall be available as a
13 witness for the state. A special agent acting under this section is an employee of the
14 department and is subject to its direction, benefits and legal protection.

15 **SECTION 1626.** 73.09 (2) of the statutes is amended to read:

16 **73.09 (2) DEPARTMENT OF REVENUE ASSESSMENT PERSONNEL.** The requirements
17 established for local assessment personnel under sub. (1) shall also apply to
18 department of revenue assessment personnel commencing on January 1, 1981. The
19 ~~department of employment relations~~ office of state human resources management
20 with the assistance of the department of revenue shall determine the position
21 classifications for which certification shall apply within the department of revenue.
22 The first level of certification shall be obtained within 100 days of the employee's
23 appointment. The department of revenue in consultation with the ~~department of~~
24 ~~employment relations~~ office of state human resources management shall establish
25 requirements for obtaining higher levels of assessor certification.