

2003 DRAFTING REQUEST

Bill

Received: 11/22/2002

Received By: jkreye

Wanted: As time permits

Identical to LRB:

For: Steve Wieckert (608) 266-3070

By/Representing: scott

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax - corp. inc. and fran.
Tax - sales

Extra Copies:

Submit via email: YES

Requester's email: Rep.Wieckert@legis.state.wi.us

Carbon copy (CC:) to: joseph.kreye@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

Exemption for electricity consumed in manufacturing

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 11/22/2002	kgilfoy 11/22/2002		_____			S&L Tax
/1	jkreye 06/11/2003	kgilfoy 06/12/2003	jfrantze 11/22/2002	_____	lemery 11/22/2002		S&L Tax
/2			chaskett	_____	sbasford		S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
			06/12/2003	_____	06/12/2003		Tax
/3	jkreye 06/24/2003	kgilfoy 06/24/2003	chaskett 06/24/2003	_____	lemery 06/24/2003	amentkow 07/22/2003	

FE Sent For: 11/25/2002.

8/13/03 "13"

<END>

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Handwritten notes:
 Call from
 P. Kreye
 11/22/02
 (Circled 'Jacketed' in table)

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/2		13 - 6/24 King	chaskett 6/24 CPH		sbasford		

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/1		12-6/12 King/03	jfrantze 11/22/2002		lemery 11/22/2002		
			12-6/12 cph				

FE Sent For:

11-25-02
("1")
(Requested
by Scott)

<END>

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FE Sent For:

		1-11/22 kmq	Jb 11/22	Jb/Pg 11/22 <END>			
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11/22

Scott Rep/Albrecht

6-3070

AB 767 — tax exemption - electricity in
manufacturing

0855/1

King
RM not run

in 11-22-02

SOON

2001 ASSEMBLY BILL 767

January 31, 2002 - Introduced by Representatives WIECKERT and TOWNSEND, cosponsored by Senators BRESKE and WELCH. Referred to Committee on Economic Development. Referred to Joint Committee on Tax Exemptions.

Sen. Cot.

1 AN ACT to create 71.07 (3s) (c) 7., 71.28 (3) (c) 7., 71.47 (3) (c) 7. and 77.54 (30)
2 (a) 6. of the statutes; relating to: the income and franchise tax credit for sales
3 tax and use tax paid on fuel and electricity consumed in manufacturing.

Analysis by the Legislative Reference Bureau

Under current law, a manufacturer may claim an income or franchise tax credit in an amount that is equal to the sales tax and the use tax that the manufacturer paid on fuel and electricity used for manufacturing tangible personal property in this state. Under this bill, a manufacturer may not claim the credit for taxable years beginning after December 31, 2002, but beginning on January 1, 2003, fuel and electricity sold for use in manufacturing tangible personal property in this state are exempt from the sales tax and the use tax.

This bill will be referred to the joint survey committee on tax exemptions for a detailed analysis, which will be printed as an appendix to this bill.

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

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

4 SECTION 1. 71.07 (3s) (c) 7. of the statutes is created to read:

ASSEMBLY BILL 767

1 71.07 (3s) (c) 7. No credit may be claimed under this subsection for taxable
2 years that begin after December 31, 200~~2~~³. Credits that are claimed under this
3 subsection for taxable years that begin before January 1, 200~~3~~⁴, may be carried
4 forward to taxable years that begin after December 31, 200~~2~~³.

5 SECTION 2. 71.28 (3) (c) 7. of the statutes is created to read:

6 71.28 (3) (c) 7. No credit may be claimed under this subsection for taxable years
7 that begin after December 31, 200~~2~~³. Credits that are claimed under this subsection
8 for taxable years that begin before January 1, 200~~3~~⁴, may be carried forward to
9 taxable years that begin after December 31, 200~~2~~³.

10 SECTION 3. 71.47 (3) (c) 7. of the statutes is created to read:

11 71.47 (3) (c) 7. No credit may be claimed under this subsection for taxable years
12 that begin after December 31, 200~~2~~³. Credits that are claimed under this subsection
13 for taxable years that begin before January 1, 200~~3~~⁴, may be carried forward to
14 taxable years that begin after December 31, 200~~2~~³.

15 SECTION 4. 77.54 (30) (a) 6. of the statutes is created to read:

16 77.54 (30) (a) 6. Fuel and electricity sold for use in manufacturing tangible
17 personal property in this state.

18 SECTION 5. Initial applicability.

19 (1) The treatment of section 77.54 (30) (a) 6. of the statutes first applies to fuel
20 and electricity sold on January 1, 200~~3~~⁴.

21 (END)



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
P. O. BOX 2037
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
REFERENCE SECTION: (608) 266-0341
FAX: (608) 266-5648

STEPHEN R. MILLER
CHIEF

December 26, 2002

MEMORANDUM

To: Representative Wieckert

From: Joseph T. Kreye, Legislative Attorney, (608) 266-2263

Subject: Technical Memorandum to **2003 Un-Introduced** (LRB -0855/1)

We received the attached technical memorandum relating to your bill. This copy is for your information and your file. If you wish to discuss this memorandum or the necessity of revising your bill or preparing an amendment, please contact me.

MEMORANDUM

December 4, 2002

TO: Joseph Kreye
Legislative Reference Bureau

FROM: Dennis Collier
Department of Revenue

SUBJECT: Technical Memorandum on LRB 0855/1

The carryforward of credits should be clarified to provide that only credits that have not been used to offset tax may be carried forward and only for the 15 year carryforward period.

The exemption in section 77.54 (30)(a)6 appears to conflict with section 77.54 (2) which specifically excludes fuel and electricity used in manufacturing from the sales tax exemption for items consumed or destroyed in manufacturing. The exemption in section 77.54 (30)(a)6 also does not include a requirement that property manufactured be sold as tangible personal property, as is required of other exempt items consumed or destroyed in manufacturing.

To address these concerns, the Department suggests that section 77.54 (2) be amended to remove "but this exemption shall not include fuel or electricity", and to add "except as provided in subd. (30)(a)6."

If you have any questions regarding this technical memorandum, please contact Pam Walgren at (608) 266-7817.

Emery, Lynn

From: Emery, Lynn
Sent: Wednesday, May 21, 2003 3:34 PM
To: Becher, Scott
Subject: LRB-0855/1 (attached as requested)



03-0855/1

Lynn Emery
Program Assistant
Legislative Reference Bureau
608-266-3561
lynn.emery@legis.state.wi.us

6-11-03

Scott Becker — wholet, office

changes in Fed to 2684/1



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-0855/A
JK:kmg:jf

PM not R

2003 BILL

in 6-11-03

500W

DN

re gr

1 AN ACT to create 71.07 (3s) (c) 7., 71.28 (3) (c) 7., 71.47 (3) (c) 7. and 77.54 (30)
2 (a) 6. of the statutes; relating to: the income and franchise tax credit for sales
3 tax and use tax paid on fuel and electricity consumed in manufacturing.

Analysis by the Legislative Reference Bureau

Under current law, a manufacturer may claim an income or franchise tax credit in an amount that is equal to the sales tax and the use tax that the manufacturer paid on fuel and electricity used for manufacturing tangible personal property in this state. Under this bill, a manufacturer may not claim the credit for taxable years beginning after December 31, 2003, but beginning on January 1, 2004, fuel and electricity sold for use in manufacturing tangible personal property in this state are exempt from the sales tax and the use tax.

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

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

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

4 SECTION 1. 71.07 (3s) (c) 7. of the statutes is created to read:

**ASSEMBLY AMENDMENT 1,
TO 2001 ASSEMBLY BILL 767**

February 28, 2002 - Offered by Representative WIECKERT.

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

2 **1.** Page 2, line 14: after that line insert:

3 ~~SECTION 31.~~ SECTION 77.54 (2) of the statutes is amended to read:

4 77.54 (2) The gross receipts from sales of and the storage, use, or other
5 consumption of tangible personal property becoming an ingredient or component
6 part of an article of tangible personal property or ~~which~~ that is consumed or
7 destroyed or loses its identity in the manufacture of tangible personal property in
8 any form destined for sale, ~~but this exemption shall not include fuel or electricity~~
9 except as provided in sub. (30) (a) 6.

PWF

10

~~(END)~~

INSERT

2-14

OPSS/2dn
JK :Kmg:

Representative Glickert:

This draft incorporates the change made by
Assembly Amendment 1 to 2001 Assembly Bill 767,
which addressed the same subject matter. Please
contact me ^{if} you have any questions.

JK

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

LRB-0855/2dn
JK:kmg:cph

June 12, 2003

Representative Wieckert:

This draft incorporates the change made by Assembly Amendment 1 to 2001 Assembly Bill 767, which addressed the same subject matter. Please contact me if you have any questions.

Joseph T. Kreye
Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.state.wi.us

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2003 SENATE BILL 197**

June 16, 2003 - Offered by COMMITTEE ON ECONOMIC DEVELOPMENT, JOB CREATION
AND HOUSING.

1 **AN ACT** *to renumber and amend* 71.04 (4), 71.04 (8) (b), 71.25 (6), 71.25 (10)
2 (b) and 71.45 (3) (b); *to amend* 71.04 (5) (intro.), 71.04 (6) (intro.), 71.04 (7) (d),
3 71.04 (8) (c), 71.04 (10), 71.25 (7) (intro.), 71.25 (8) (intro.), 71.25 (9) (d), 71.25
4 (10) (c), 71.25 (11), 71.45 (3) (intro.), 71.45 (3) (a) and 71.45 (3m); and *to create*
5 71.04 (4) (a), 71.04 (4) (b), 71.04 (4) (c), 71.04 (4) (d), 71.04 (4) (e), 71.04 (4m),
6 71.25 (6) (a), 71.25 (6) (b), 71.25 (6) (c), 71.25 (6) (d), 71.25 (6) (e), 71.25 (6m),
7 71.45 (3d) and 71.45 (3e) of the statutes; **relating to:** single sales factor
8 apportionment of income for corporate income tax and franchise tax purposes
9 and granting rule-making authority.

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

10 **SECTION 1.** 71.04 (4) of the statutes is renumbered 71.04 (4) (intro.) and
11 amended to read:

1 71.04 (4) NONRESIDENT ALLOCATION AND APPORTIONMENT FORMULA. (intro.)
2 Nonresident individuals and nonresident estates and trusts engaged in business
3 within and without the state shall be taxed only on such income as is derived from
4 business transacted and property located within the state. The amount of such
5 income attributable to Wisconsin may be determined by an allocation and separate
6 accounting thereof, when the business of such nonresident individual or nonresident
7 estate or trust within the state is not an integral part of a unitary business, but the
8 department of revenue may permit an allocation and separate accounting in any case
9 in which it is satisfied that the use of such method will properly reflect the income
10 taxable by this state. In all cases in which allocation and separate accounting is not
11 permissible, the determination shall be made in the following manner: for all
12 businesses except air carriers, financial organizations, pipeline companies, public
13 utilities, railroads, sleeping car companies and car line companies there shall first
14 be deducted from the total net income of the taxpayer the part thereof (less related
15 expenses, if any) that follows the situs of the property or the residence of the
16 recipient. The remaining net income shall be apportioned to Wisconsin this state by
17 use of ~~an apportionment fraction composed of a sales factor representing 50% of the~~
18 ~~fraction, a property factor representing 25% of the fraction and a payroll factor~~
19 ~~representing 25% of the fraction.~~ the following:

20 SECTION 2. 71.04 (4) (a) of the statutes is created to read:

21 71.04 (4) (a) For taxable years beginning before January 1, 2006, an
22 apportionment fraction composed of a sales factor under sub. (7) representing 50%
23 of the fraction, a property factor under sub. (5) representing 25% of the fraction, and
24 a payroll factor under sub. (6) representing 25% of the fraction.

25 SECTION 3. 71.04 (4) (b) of the statutes is created to read:

1 71.04 (4) (b) For taxable years beginning after December 31, 2005, and before
2 January 1, 2007, an apportionment fraction composed of a sales factor under sub. (7)
3 representing 60% of the fraction, a property factor under sub. (5) representing 20%
4 of the fraction, and a payroll factor under sub. (6) representing 20% of the fraction.

5 **SECTION 4.** 71.04 (4) (c) of the statutes is created to read:

6 71.04 (4) (c) For taxable years beginning after December 31, 2006, and before
7 January 1, 2008, an apportionment fraction composed of a sales factor under sub. (7)
8 representing 80% of the fraction, a property factor under sub. (5) representing 10%
9 of the fraction, and a payroll factor under sub. (6) representing 10% of the fraction.

10 **SECTION 5.** 71.04 (4) (d) of the statutes is created to read:

11 71.04 (4) (d) For taxable years beginning after December 31, 2007, an
12 apportionment fraction composed of the sales factor under sub. (7).

13 **SECTION 6.** 71.04 (4) (e) of the statutes is created to read:

14 71.04 (4) (e) For taxable years beginning after December 31, 2005, and before
15 January 1, 2008, the apportionment fraction for the remaining net income of a
16 financial organization shall include a sales factor that represents more than 50% of
17 the apportionment fraction, as determined by rule by the department. For taxable
18 years beginning after December 31, 2007, the apportionment fraction for the
19 remaining net income of a financial organization is composed of a sales factor, as
20 determined by rule by the department.

21 **SECTION 7.** 71.04 (4m) of the statutes is created to read:

22 71.04 (4m) APPORTIONMENT FORMULA COMPUTATION. (a) 1. For taxable years
23 beginning before January 1, 2008, if both the numerator and the denominator of the
24 sales factor under sub. (7) related to a taxpayer's remaining net income are zero, the

1 sales factor under sub. (7) is eliminated from the apportionment formula to
2 determine the taxpayer's remaining net income under sub. (4).

3 2. For taxable years beginning after December 31, 2007, if both the numerator
4 and the denominator of the sales factor under sub. (7) related to a taxpayer's
5 remaining net income are zero, none of the taxpayer's remaining net income is
6 apportioned to this state.

7 (b) 1. For taxable years beginning before January 1, 2008, if the numerator of
8 the sales factor under sub. (7) related to a taxpayer's remaining net income is a
9 negative number and the denominator of the sales factor under sub. (7) related to a
10 taxpayer's remaining net income is a positive number, a negative number, or zero,
11 the sales factor under sub. (7) is zero.

12 2. For taxable years beginning after December 31, 2007, if the numerator of the
13 sales factor under sub. (7) related to a taxpayer's remaining net income is a negative
14 number and the denominator of the sales factor under sub. (7) related to a taxpayer's
15 remaining net income is a positive number, a negative number, or zero, none of the
16 taxpayer's remaining net income is apportioned to this state.

17 (c) 1. For taxable years beginning before January 1, 2008, if the numerator of
18 the sales factor under sub. (7) related to a taxpayer's remaining net income is a
19 positive number and the denominator of the sales factor under sub. (7) related to a
20 taxpayer's remaining net income is zero or a negative number, the sales factor under
21 sub. (7) is one.

22 2. For taxable years beginning after December 31, 2007, if the numerator of the
23 sales factor under sub. (7) related to a taxpayer's remaining net income is a positive
24 number and the denominator of the sales factor under sub. (7) related to a taxpayer's

1 remaining net income is zero or a negative number, all of the taxpayer's remaining
2 net income is apportioned to this state.

3 **SECTION 8.** 71.04 (5) (intro.) of the statutes is amended to read:

4 71.04 (5) PROPERTY FACTOR. (intro.) For purposes of sub. (4) and for taxable
5 years beginning before January 1, 2008:

6 **SECTION 9.** 71.04 (6) (intro.) of the statutes is amended to read:

7 71.04 (6) PAYROLL FACTOR. (intro.) For purposes of sub. (4) and for taxable years
8 beginning before January 1, 2008:

9 **SECTION 10.** 71.04 (7) (d) of the statutes is amended to read:

10 71.04 (7) (d) Sales, other than sales of tangible personal property, are in this
11 state if the income-producing activity is performed in this state. If the
12 income-producing activity is performed both in and outside this state the sales shall
13 be divided between those states having jurisdiction to tax such business in
14 proportion to the direct costs of performance incurred in each such state in rendering
15 this service. Services performed in states which do not have jurisdiction to tax the
16 business shall be deemed to have been performed in the state to which compensation
17 is allocated by ~~sub. s.~~ 71.04 (6), 2001 stats.

18 **SECTION 11.** 71.04 (8) (b) of the statutes is renumbered 71.04 (8) (b) 1. and
19 amended to read:

20 71.04 (8) (b) 1. ~~Public~~ For taxable years beginning before January 1, 2006,
21 “public utility”, as used in this section, means any business entity described under
22 subd. 2. and any business entity which owns or operates any plant, equipment,
23 property, franchise, or license for the transmission of communications or the
24 production, transmission, sale, delivery, or furnishing of electricity, water or steam,

1 the rates of charges for goods or services of which have been established or approved
2 by a federal, state or local government or governmental agency. "Public

3 2. In this section, for taxable years beginning after December 31, 2005, "public
4 utility" also means any business entity providing service to the public and engaged

5 in the transportation of goods and persons for hire, as defined in s. 194.01 (4),

6 regardless of whether or not the entity's rates or charges for services have been
7 established or approved by a federal, state or local government or governmental
8 agency.

*by a
motor
carrier
and*

9 SECTION 12. 71.04 (8) (c) of the statutes is amended to read:

10 71.04 (8) (c) The net business income of railroads, sleeping car companies, car
11 line companies, pipeline companies, financial organizations, air carriers, and public
12 utilities requiring apportionment shall be apportioned pursuant to rules of the
13 department of revenue, but the income taxed is limited to the income derived from
14 business transacted and property located within the state.

15 SECTION 13. 71.04 (10) of the statutes is amended to read:

16 71.04 (10) DEPARTMENT MAY WAIVE FACTOR. Where, in the case of any nonresident
17 individual or nonresident estate or trust engaged in business ~~within in~~ and ~~without~~
18 ~~the outside of this state of Wisconsin~~ and required to apportion its income as provided
19 in this section, it shall be shown to the satisfaction of the department of revenue that
20 the use of any one of the 3 factors provided under sub. (4) gives an unreasonable or
21 inequitable final average ratio because of the fact that such nonresident individual
22 or nonresident estate or trust does not employ, to any appreciable extent in its trade
23 or business in producing the income taxed, the factors made use of in obtaining such
24 ratio, this factor may, with the approval of the department of revenue, be omitted in

1 obtaining the final average ratio which is to be applied to the remaining net income.

2 This subsection does not apply to taxable years beginning after December 31, 2007.

3 SECTION 14. 71.25 (6) of the statutes is renumbered 71.25 (6) (intro.) and
4 amended to read:

5 71.25 (6) ALLOCATION AND SEPARATE ACCOUNTING AND APPORTIONMENT FORMULA.
6 (intro.) Corporations engaged in business within and without the state shall be taxed
7 only on such income as is derived from business transacted and property located
8 within the state. The amount of such income attributable to Wisconsin may be
9 determined by an allocation and separate accounting thereof, when the business of
10 such corporation within the state is not an integral part of a unitary business, but
11 the department of revenue may permit an allocation and separate accounting in any
12 case in which it is satisfied that the use of such method will properly reflect the
13 income taxable by this state. In all cases in which allocation and separate accounting
14 is not permissible, the determination shall be made in the following manner: for all
15 businesses except air carriers, financial organizations, pipeline companies, public
16 utilities, railroads, sleeping car companies, car line companies and corporations or
17 associations that are subject to a tax on unrelated business income under s. 71.26 (1)
18 (a) there shall first be deducted from the total net income of the taxpayer the part
19 thereof (less related expenses, if any) that follows the situs of the property or the
20 residence of the recipient. The remaining net income shall be apportioned to
21 Wisconsin this state by use of ~~an apportionment fraction composed of a sales factor~~
22 ~~under sub. (9) representing 50% of the fraction, a property factor under sub. (7)~~
23 ~~representing 25% of the fraction and a payroll factor under sub. (8) representing 25%~~
24 ~~of the fraction.~~ the following:

25 SECTION 15. 71.25 (6) (a) of the statutes is created to read:

1 71.25 (6) (a) For taxable years beginning before January 1, 2006, an
2 apportionment fraction composed of a sales factor under sub. (9) representing 50%
3 of the fraction, a property factor under sub. (7) representing 25% of the fraction, and
4 a payroll factor under sub. (8) representing 25% of the fraction.

5 **SECTION 16.** 71.25 (6) (b) of the statutes is created to read:

6 71.25 (6) (b) For taxable years beginning after December 31, 2005, and before
7 January 1, 2007, an apportionment fraction composed of a sales factor under sub. (9)
8 representing 60% of the fraction, a property factor under sub. (7) representing 20%
9 of the fraction, and a payroll factor under sub. (8) representing 20% of the fraction.

10 **SECTION 17.** 71.25 (6) (c) of the statutes is created to read:

11 71.25 (6) (c) For taxable years beginning after December 31, 2006, and before
12 January 1, 2008, an apportionment fraction composed of a sales factor under sub. (9)
13 representing 80% of the fraction, a property factor under sub. (7) representing 10%
14 of the fraction, and a payroll factor under sub. (8) representing 10% of the fraction.

15 **SECTION 18.** 71.25 (6) (d) of the statutes is created to read:

16 71.25 (6) (d) For taxable years beginning after December 31, 2007, an
17 apportionment fraction composed of the sales factor under sub. (9).

18 **SECTION 19.** 71.25 (6) (e) of the statutes is created to read:

19 71.25 (6) (e) For taxable years beginning after December 31, 2005, and before
20 January 1, 2008, the apportionment fraction for the remaining net income of a
21 financial organization shall include a sales factor that represents more than 50% of
22 the apportionment fraction, as determined by rule by the department. For taxable
23 years beginning after December 31, 2007, the apportionment fraction for the
24 remaining net income of a financial organization is composed of a sales factor, as
25 determined by rule by the department.

1 **SECTION 20.** 71.25 (6m) of the statutes is created to read:

2 71.25 (6m) APPORTIONMENT FORMULA COMPUTATION. (a) 1. For taxable years
3 beginning before January 1, 2008, if both the numerator and the denominator of the
4 sales factor under sub. (9) related to a taxpayer's remaining net income are zero, the
5 sales factor under sub. (9) is eliminated from the apportionment formula to
6 determine the taxpayer's remaining net income under sub. (6).

7 2. For taxable years beginning after December 31, 2007, if both the numerator
8 and the denominator of the sales factor under sub. (9) related to a taxpayer's
9 remaining net income are zero, none of the taxpayer's remaining net income is
10 apportioned to this state.

11 (b) 1. For taxable years beginning before January 1, 2008, if the numerator of
12 the sales factor under sub. (9) related to a taxpayer's remaining net income is a
13 negative number and the denominator of the sales factor under sub. (9) related to a
14 taxpayer's remaining net income is a positive number, a negative number, or zero,
15 the sales factor under sub. (9) is zero.

16 2. For taxable years beginning after December 31, 2007, if the numerator of the
17 sales factor under sub. (9) related to a taxpayer's remaining net income is a negative
18 number and the denominator of the sales factor under sub. (9) related to a taxpayer's
19 remaining net income is a positive number, a negative number, or zero, none of the
20 taxpayer's remaining net income is apportioned to this state.

21 (c) 1. For taxable years beginning before January 1, 2008, if the numerator of
22 the sales factor under sub. (9) related to a taxpayer's remaining net income is a
23 positive number and the denominator of the sales factor under sub. (9) related to a
24 taxpayer's remaining net income is zero or a negative number, the sales factor under
25 sub. (9) is one.

1 2. For taxable years beginning after December 31, 2007, if the numerator of the
2 sales factor under sub. (9) related to a taxpayer's remaining net income is a positive
3 number and the denominator of the sales factor under sub. (9) related to a taxpayer's
4 remaining net income is zero or a negative number, all of the taxpayer's remaining
5 net income is apportioned to this state.

6 SECTION 21. 71.25 (7) (intro.) of the statutes is amended to read:

7 71.25 (7) PROPERTY FACTOR. (intro.) For purposes of sub. ~~(5)~~ (6) and for taxable
8 years beginning before January 1, 2008:

9 SECTION 22. 71.25 (8) (intro.) of the statutes is amended to read:

10 71.25 (8) PAYROLL FACTOR. (intro.) For purposes of sub. ~~(5)~~ (6) and for taxable
11 years beginning before January 1, 2008:

12 SECTION 23. 71.25 (9) (d) of the statutes is amended to read:

13 71.25 (9) (d) Sales, other than sales of tangible personal property, are in this
14 state if the income-producing activity is performed in this state. If the
15 income-producing activity is performed both in and outside this state the sales shall
16 be divided between those states having jurisdiction to tax such business in
17 proportion to the direct costs of performance incurred in each such state in rendering
18 this service. Services performed in states which do not have jurisdiction to tax the
19 business shall be deemed to have been performed in the state to which compensation
20 is allocated by ~~sub. s. 71.25 (8), 2001 stats.~~

21 SECTION 24. 71.25 (10) (b) of the statutes is renumbered 71.25 (10) (b) 1. and
22 amended to read:

23 71.25 (10) (b) 1. In this section, for taxable years beginning before January 1,
24 2006, "public utility" means any business entity described under subd. 2. and any
25 business entity which owns or operates any plant, equipment, property, franchise,

1 or license for the transmission of communications or the production, transmission,
2 sale, delivery, or furnishing of electricity, water or steam the rates of charges for
3 goods or services of which have been established or approved by a federal, state or
4 local government or governmental agency. "Public

5 2. In this section, for taxable years beginning after December 31, 2005, "public
6 utility" also means any business entity providing service to the public and engaged
7 in the transportation of goods and persons for hire, as defined in s. 194.01 (4),
8 regardless of whether or not the entity's rates or charges for services have been
9 established or approved by a federal, state or local government or governmental
10 agency.

11 **SECTION 25.** 71.25 (10) (c) of the statutes is amended to read:

12 71.25 (10) (c) The net business income of railroads, sleeping car companies, car
13 line companies, pipeline companies, financial organizations, air carriers, and public
14 utilities requiring apportionment shall be apportioned pursuant to rules of the
15 department of revenue, but the income taxed is limited to the income derived from
16 business transacted and property located within the state.

17 **SECTION 26.** 71.25 (11) of the statutes is amended to read:

18 71.25 (11) DEPARTMENT MAY WAIVE FACTOR. Where, in the case of any corporation
19 engaged in business ~~within in~~ and ~~without the~~ outside of this state of Wisconsin and
20 required to apportion its income as provided in sub. (6), it shall be shown to the
21 satisfaction of the department of revenue that the use of any one of the 3 factors
22 provided in sub. (6) gives an unreasonable or inequitable final average ratio because
23 of the fact that such corporation does not employ, to any appreciable extent in its
24 trade or business in producing the income taxed, the factors made use of in obtaining
25 such ratio, this factor may, with the approval of the department of revenue, be

1 omitted in obtaining the final average ratio which is to be applied to the remaining
2 net income. This subsection does not apply to taxable years beginning after
3 December 31, 2007.

4 **SECTION 27.** 71.45 (3) (intro.) of the statutes is amended to read:

5 71.45 (3) APPORTIONMENT. (intro.) ~~With respect~~ Except as provided in sub. (3d),
6 to determine Wisconsin income for purposes of the franchise tax, domestic insurers
7 ~~not engaged in the sale of life insurance but which that,~~ in the taxable year, have
8 collected received premiums, other than life insurance premiums, written on
9 ~~subjects of~~ for insurance on property or risks resident, located or to be performed
10 outside this state, ~~there shall be subtracted from~~ multiply the net income figure
11 derived by application of sub. (2) (a) ~~to arrive at Wisconsin income constituting the~~
12 ~~measure of the franchise tax an amount calculated by multiplying such adjusted~~
13 ~~federal taxable income~~ by the arithmetic average of the following 2 percentages:

14 **SECTION 28.** 71.45 (3) (a) of the statutes is amended to read:

15 71.45 (3) (a) ~~The~~ Subject to sub. (3d), the percentage of total determined by
16 dividing the sum of direct premiums written on all property and risks for insurance
17 other than life insurance, with respect to all property and risks resident, located, or
18 to be performed in this state, and assumed premiums written for reinsurance, other
19 than life insurance, with respect to all property and risks resident, located, or to be
20 performed in this state, by the sum of direct premiums written for insurance on all
21 property and risks, other than life insurance, wherever located during the taxable
22 year, as reflects, and assumed premiums written on insurance for reinsurance on all
23 property and risks, other than life insurance, where the subject of insurance was
24 resident, located or to be performed outside this state wherever located. In this
25 paragraph, "direct premiums" means direct premiums as reported for the taxable

1 year on an annual statement that is filed by the insurer with the commissioner of
2 insurance under s. 601.42 (1g) (a). In this paragraph, "assumed premiums" means
3 assumed reinsurance premiums from domestic insurance companies as reported for
4 the taxable year on an annual statement that is filed with the commissioner of
5 insurance under s. 601.42 (1g) (a).

6 SECTION 29. 71.45 (3) (b) of the statutes is renumbered 71.45 (3) (b) 1. and
7 amended to read:

8 71.45 (3) (b) 1. The Subject to sub. (3d), the percentage of determined by
9 dividing the payroll, exclusive of life insurance payroll, paid in this state in the
10 taxable year by total payroll, exclusive of life insurance payroll, paid everywhere in
11 the taxable year as reflects such compensation paid outside this state.
12 Compensation.

13 2. Under subd. 1., payroll is paid outside in this state if the individual's service
14 is performed entirely outside in this state; or the individual's service is performed
15 both within and without in and outside of this state, but the service performed within
16 outside of this state is incidental to the individual's service without in this state; or
17 some service is performed without in this state and the base of operations, or if there
18 is no base of operations, the place from which the service is directed or controlled is
19 without in this state, or the base of operations or the place from which the service is
20 directed or controlled is not in any state in which some part of the service is
21 performed, but the individual's residence is outside in this state.

22 SECTION 30. 71.45 (3d) of the statutes is created to read:

23 71.45 (3d) PHASE IN; DOMESTIC INSURERS. (a) For taxable years beginning after
24 December 31, 2005, and before January 1, 2007, a domestic insurer that is subject
25 to apportionment under sub. (3) and this subsection shall multiply the net income

1 figure derived by the application of sub. (2) by an apportionment fraction composed
2 of the percentage under sub. (3) (a) representing 60% of the fraction and the
3 percentage under sub. (3) (b) 1. representing 40% of the fraction.

4 (b) For taxable years beginning after December 31, 2006, and before January
5 1, 2008, a domestic insurer that is subject to apportionment under sub. (3) and this
6 subsection shall multiply the net income figure derived by the application of sub. (2)
7 by an apportionment fraction composed of the percentage under sub. (3) (a)
8 representing 80% of the fraction and the percentage under sub. (3) (b) 1. representing
9 20% of the fraction.

10 (c) For taxable years beginning after December 31, 2007, a domestic insurer
11 that is subject to apportionment under sub. (3) and this subsection shall multiply the
12 net income figure derived by the application of sub. (2) by the percentage under sub.
13 (3) (a).

14 **SECTION 31.** 71.45 (3e) of the statutes is created to read:

15 71.45 (3e) APPORTIONMENT FORMULA COMPUTATION. (a) 1. For taxable years
16 beginning before January 1, 2008, if both the numerator and the denominator used
17 to determine the percentage under sub. (3) (a) related to a taxpayer's net income are
18 zero, the percentage under sub. (3) (a) is eliminated from the apportionment formula
19 to determine the taxpayer's income under sub. (3).

20 2. For taxable years beginning after December 31, 2007, if both the numerator
21 and the denominator used to determine the percentage under sub. (3) (a) related to
22 a taxpayer's net income are zero, none of the taxpayer's net income is apportioned
23 to this state.

24 (b) 1. For taxable years beginning before January 1, 2008, if the numerator
25 used to determine the percentage under sub. (3) (a) related to a taxpayer's net income

1 is a negative number and the denominator used to determine the percentage under
2 sub. (3) (a) related to a taxpayer's net income is a positive number, a negative number,
3 or zero, the percentage under sub. (3) (a) is zero.

4 2. For taxable years beginning after December 31, 2007, if the numerator used
5 to determine the percentage under sub. (3) (a) related to a taxpayer's net income is
6 a negative number and the denominator used to determine the percentage under
7 sub. (3) (a) related to a taxpayer's net income is a positive number, a negative number,
8 or zero, none of the taxpayer's net income is apportioned to this state.

9 (c) 1. For taxable years beginning before January 1, 2008, if the numerator used
10 to determine the percentage under sub. (3) (a) related to a taxpayer's net income is
11 a positive number and the denominator used to determine the percentage under sub.
12 (3) (a) related to a taxpayer's net income is zero or a negative number, the percentage
13 under sub. (3) (a) is one.

14 2. For taxable years beginning after December 31, 2007, if the numerator used
15 to determine the percentage under sub. (3) (a) related to a taxpayer's net income is
16 a positive number and the denominator used to determine the percentage under sub.
17 (3) (a) related to a taxpayer's net income is zero or a negative number, all of the
18 taxpayer's net income is apportioned to this state.

19 SECTION 32. 71.45 (3m) of the statutes is amended to read:

20 71.45 (3m) ARITHMETIC AVERAGE. The Except as provided in sub. (3d), the
21 arithmetic average of the 2 percentages referred to in sub. (3) shall be applied to the
22 net income figure arrived at by the successive application of sub. (2) (a) and (b) with
23 respect to Wisconsin insurers to which sub. (2) (a) and (b) applies and which have
24 collected received premiums, other than life insurance premiums, written upon for
25 insurance, other than life insurance, where the subject of such insurance was on

1 property or risks resident, located or to be performed outside this state, to arrive at
2 Wisconsin income constituting the measure of the franchise tax.

3 **SECTION 33. Nonstatutory provisions; revenue.**

4 (1) INCOME APPORTIONMENT FOR FINANCIAL ORGANIZATIONS; RULES. The
5 department of revenue shall submit in proposed form rules related to the
6 apportionment of the income of financial organizations under sections 71.04 (4) (e)
7 and 71.25 (6) (e) of the statutes, as created by this act, to the legislative council staff
8 under section 227.15 (1) of the statutes no later than the first day of the 4th month
9 beginning after the effective date of this subsection.

10 **SECTION 34. Initial applicability.**

11 (1) SINGLE SALES FACTOR APPORTIONMENT. The treatment of section 71.45 (3)
12 (intro.), (a), and (b) and (3m) of the statutes first applies to taxable years beginning
13 after December 31, 2005.

14 (END)

Memo

To: Senator

Representative

Wieckert

(The Draft's Requestor)

Per your request ... the attached is a fiscal estimate was prepared for your un-introduced 2003 draft.

LRB Number: LRB **-0855**

Version: **"/ 1 "**

Entered In Computer And Copy Sent To Requestor Via E-Mail: **12 / 26 / 2002**

Fiscal Estimate Prepared By: (agency abbr.) **DOR**

If you have questions about the enclosed fiscal estimate, you may contact the agency/individual that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

*** * * * ***

To: LRB – Legal Section PA's

Subject: *Fiscal Estimate Received For A Un-Introduced Draft*

- > If this draft is **re-drafted** ... please insert this early fiscal estimate into the drafting file ... after the draft's old version (the version this fiscal estimate was based on), and before mark-up of the draft on the updated version.
- > If this draft is **introduced** ... and the version of the attached fiscal estimate is for a **previous version** ... please insert this early fiscal estimate into the drafting file ... after the draft's old version (the version this fiscal estimate was based on), and before mark-up of the draft on the updated version. Have Mike (or Lynn) get the ball rolling on getting a fiscal estimate prepared for the introduced version.
- > If this draft is **introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the drafts introduction number below and give this fiscal estimate to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2003 _____

Barman, Mike

From: Barman, Mike
Sent: Thursday, December 26, 2002 10:30 AM
To: Rep.Wieckert
Subject: LRB-0855/1 (FE by DOR - attached - for your review)



DOR-0855.pdf

DOR-0855.pdf

Barman, Mike

From: Barman, Mike
Sent: Tuesday, May 20, 2003 8:51 AM
To: Rep. Wieckert
Cc: Becher, Scott
Subject: LRB 03-0855/1 (FE by DOR - attached - for your review)



FE-Wieckert.pdf

A fiscal estimate prepared by DOR (received: 12/26/2002) is attached above.

Per Scott's request ... I submitted a request to DOA this morning for early Fiscal Estimate(s) on LRB 03-1513/3.

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703

Fiscal Estimate - 2003 Session

Original Updated Corrected Supplemental

LRB Number 03-0855/1	Introduction Number
Subject Exemption for electricity consumed in manufacturing	
Fiscal Effect	
State:	
<input type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input checked="" type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input checked="" type="checkbox"/> Decrease Existing Revenues <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs	
Local:	
<input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs 4. <input checked="" type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory	
5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input checked="" type="checkbox"/> Counties <input checked="" type="checkbox"/> Others <u>Baseball Park & Football Stadi</u> <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
Fund Sources Affected	
<input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
Affected Ch. 20 Appropriations	
Agency/Prepared By DOR/ Pamela Walgren (608) 266-7817	Authorized Signature Dennis Collier (608) 266-5773
Date 12/23/2002	

Fiscal Estimate Narratives

DOR 12/26/2002

LRB Number 03-0855/1	Introduction Number	Estimate Type	Original
Subject Exemption for electricity consumed in manufacturing			

Assumptions Used in Arriving at Fiscal Estimate

Under current law, an income and franchise tax credit is available for sales and use tax paid on purchases of fuel and electricity used in manufacturing tangible personal property. The credit is nonrefundable, but may be carried forward for 15 years for use in offsetting tax liability in those years.

The draft would repeal the credit for sales and use tax paid on fuel and electricity used in manufacturing and, instead, replace it with a sales tax exemption for those purchases. Under the draft, no credit could be claimed for sales and use tax paid for taxable years that begin after December 31, 2003. Unused credit carryforward would be available to offset tax liability in future tax years. Fuel and electricity used in manufacturing would be exempt beginning on January 1, 2004.

Based on Department data, this provision would reduce tax revenues by \$9 million annually, absent consideration of the unused credit that is carried forward to offset tax liability in future years. Income and franchise tax revenues would increase by an estimated \$22 million and sales tax revenues would decrease by an estimated \$31 million annually.

Approximately \$213 million of unused credit from prior years would continue to be used to offset future tax liability for an estimated nine years at the current rate of usage (up to \$25 million per year).

Local sales taxes would decline as a result of the exemption for fuel and electricity used in manufacturing. Assuming county, ballpark and stadium taxes are 7.27% of state sales taxes, the percentage they were estimated to be in 2002, the local revenue loss would be \$2.25 million (\$31 million x 7.27%).

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2003 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

LRB Number 03-0855/1		Introduction Number	
Subject			
Exemption for electricity consumed in manufacturing			
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):			
II. Annualized Costs:		Annualized Fiscal Impact on funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes		\$	
(FTE Position Changes)			
State Operations - Other Costs			
Local Assistance			
Aids to Individuals or Organizations			
TOTAL State Costs by Category		\$	\$
B. State Costs by Source of Funds			
GPR			
FED			
PRO/PRS			
SEG/SEG-S			
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, ets.)			
		Increased Rev	Decreased Rev
GPR Taxes		\$	\$-9,000,000
GPR Earned			
FED			
PRO/PRS			
SEG/SEG-S			
TOTAL State Revenues		\$	\$-9,000,000
NET ANNUALIZED FISCAL IMPACT			
		State	Local
NET CHANGE IN COSTS		\$	\$
NET CHANGE IN REVENUE		\$-9,000,000	\$-\$2,250,000
Agency/Prepared By		Authorized Signature	
DOR/ Pamela Walgren (608) 266-7817		Dennis Collier (608) 266-5773	
		Date	
		12/23/2002	



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-0855/2
JK:kmg:eph

3

RMR

2003 BILL

in 6-24-03
Today

1 AN ACT to amend 77.54 (2); and to create 71.07 (3s) (c) 7., 71.28 (3) (c) 7., 71.47
2 (3) (c) 7. and 77.54 (30) (a) 6. of the statutes; relating to: the income and
3 franchise tax credit for sales tax and use tax paid on fuel and electricity
4 consumed in manufacturing.

Gen. Act

2004

2005

Analysis by the Legislative Reference Bureau

Under current law, a manufacturer may claim an income or franchise tax credit in an amount that is equal to the sales tax and the use tax that the manufacturer paid on fuel and electricity used for manufacturing tangible personal property in this state. Under this bill, a manufacturer may not claim the credit for taxable years beginning after December 31, ~~2003~~, but beginning on January 1, ~~2004~~, fuel and electricity sold for use in manufacturing tangible personal property in this state are exempt from the sales tax and the use tax.

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

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

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

5 SECTION 1. 71.07 (3s) (c) 7. of the statutes is created to read:

BILL

2004

1 71.07 (3s) (c) 7. No credit may be claimed under this subsection for taxable
2 years that begin after December 31, ~~2003~~²⁰⁰⁴. Credits that are claimed under this
3 subsection for taxable years that begin before January 1, ~~2004~~²⁰⁰⁵, may be carried
4 forward to taxable years that begin after December 31, ~~2003~~²⁰⁰⁴. 2004 2005

5 **SECTION 2.** 71.28 (3) (c) 7. of the statutes is created to read:

6 71.28 (3) (c) 7. No credit may be claimed under this subsection for taxable years
7 that begin after December 31, ~~2003~~²⁰⁰⁴. Credits that are claimed under this subsection
8 for taxable years that begin before January 1, ~~2004~~²⁰⁰⁵, may be carried forward to
9 taxable years that begin after December 31, ~~2003~~²⁰⁰⁴. 2004

10 **SECTION 3.** 71.47 (3) (c) 7. of the statutes is created to read:

11 71.47 (3) (c) 7. No credit may be claimed under this subsection for taxable years
12 that begin after December 31, ~~2003~~²⁰⁰⁴. Credits that are claimed under this subsection
13 for taxable years that begin before January 1, ~~2004~~²⁰⁰⁵, may be carried forward to
14 taxable years that begin after December 31, ~~2003~~²⁰⁰⁴. 2004

15 **SECTION 4.** 77.54 (2) of the statutes is amended to read:

16 77.54 (2) The gross receipts from sales of and the storage, use, or other
17 consumption of tangible personal property becoming an ingredient or component
18 part of an article of tangible personal property or which that is consumed or
19 destroyed or loses its identity in the manufacture of tangible personal property in
20 any form destined for sale, ~~but this exemption shall not include fuel or electricity~~
21 except as provided in sub. (30) (a) 6.

22 **SECTION 5.** 77.54 (30) (a) 6. of the statutes is created to read:

23 77.54 (30) (a) 6. Fuel and electricity sold for use in manufacturing tangible
24 personal property in this state.

25 **SECTION 6. Initial applicability.**

BILL

1

(1) The treatment of section 77.54 (30) (a) 6. of the statutes first applies to fuel

2

and electricity sold on January 1, ~~2004~~

3

(END)

2005

Barman, Mike

From: Barman, Mike
Sent: Tuesday, August 19, 2003 11:36 AM
To: Rep.Wieckert
Cc: Becher, Scott
Subject: LRB 03-0855/1 (old version) (FE by DOR - attached - per Scott's request)



FE_Wieckert (old
version).pdf



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
P. O. BOX 2037
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
REFERENCE SECTION: (608) 266-0341
FAX: (608) 266-5648

STEPHEN R. MILLER
CHIEF

LRB

August 26, 2003

MEMORANDUM

To: Representative Wieckert

From: Joseph T. Kreye, Legislative Attorney, (608) 266-2263

Subject: Technical Memorandum to LRB-0855/3

We received the attached technical memorandum relating to your bill. This copy is for your information and your file. If you wish to discuss this memorandum or the necessity of revising your bill or preparing an amendment, please contact me.

LRB

MEMORANDUM

August 14, 2003

TO: Joseph Kreye
Legislative Reference Bureau

FROM: Dennis Collier
Department of Revenue

SUBJECT: Technical Memorandum on LRB 0855/3: Exemption for Electricity Consumed in Manufacturing

The current credit for sales tax paid on fuel and electricity used in manufacturing requires that the fuel and electricity be consumed in manufacturing. The proposed sales tax exemption is for fuel and electricity "sold for use in manufacturing." It could be argued that the new phrasing broadens the purchases of fuel and electricity that are eligible for the exemption from what is eligible under current law for the credit.

The Department recommends the same language be used for the exemption as is used for the credit: "fuel and electricity consumed in manufacturing tangible personal property in the state."

If you have any questions regarding this technical memorandum, please contact Pam Walgren at 266-7817.

Memo

To: Senator Representative

Wueckert

(The Draft's Requester)

Per your request: ... the attached fiscal estimate was prepared for your unIntroduced 2003 draft.

LRB Number: LRB -0855

Version: "13"

Fiscal Estimate Prepared By: (agency abbr.) DOR

If you have questions about the enclosed fiscal estimate, you may contact the state agency representative that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

Entered In Computer And Copy Sent To Requester Via E-Mail: 8/26/2003

* * * * *

To: LRB - Legal Section PA's

Subject: *Fiscal Estimate Received For An Unintroduced Draft*

- > **If redrafted** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version.
- > **If introduced** ... and the version of the attached fiscal estimate is for a **previous version** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version. Have Mike (or Lynn) get the ball rolling on getting a fiscal estimate prepared for the introduced version.
- > **If introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the draft's introduction number below and give to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2003 AB507

Emery, Lynn

From: Emery, Lynn
Sent: Tuesday, August 26, 2003 2:35 PM
To: Rep.Wieckert
Cc: Becher, Scott
Subject: LRB-0855/3 (FE and tech. memo by DOR - attached - for your review)



03-0855feDOR.pdf



TechMemo to
03-0855.pdf

Lynn Emery
Program Assistant
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