

**ASSEMBLY AMENDMENT 1,  
TO 2003 ASSEMBLY BILL 508**

October 16, 2003 – Offered by JOINT COMMITTEE ON FINANCE.

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

2 **1.** Page 1, line 3: after “manufacturing” insert “, allowing refunds for claiming  
3 the development zones capital investment tax credit, development zones credit,  
4 development opportunity zones credit, technology zones credit and making an  
5 appropriation.”.

6 **2.** Page 1, line 4: before that line insert:

7 “**SECTION 1b.** 20.835 (2) (dz) of the statutes is created to read:

8 20.835 **(2)** (dz) *Development zones and technology zones credits.* A sum  
9 sufficient to make the payments under ss. 71.07 (2di) (gm), (2dm) (gm), (2dx) (dm),  
10 and (3g) (bm), 71.28 (1di) (gm), (1dm) (gm), (1dx) (dm), and (3g) (bm), and 71.47 (1di)  
11 (gm), (1dm) (gm), (1dx) (dm), and (3g) (bm).

12 **SECTION 1c.** 71.07 (2di) (c) of the statutes is amended to read:

1           71.07 **(2di)** (c) Except as provided in par. (b) 2., ~~the~~ for taxable years beginning  
2 before January 1, 2006, the carry-over provisions of s. 71.28 (4) (e) and (f) as they  
3 relate to the credit under s. 71.28 (4) relate to the credit under this subsection and  
4 apply as if the development zone continued to exist.

5           **SECTION 1d.** 71.07 (2di) (gm) of the statutes is created to read:

6           71.07 **(2di)** (gm) For credits computed based on amounts paid or incurred in  
7 taxable years beginning after December 31, 2005, if the allowable amount of the  
8 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
9 income, the amount of the claim that is not used to offset those taxes shall be certified  
10 by the department of revenue to the department of administration for payment by  
11 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
12 (dz).

13           **SECTION 1e.** 71.07 (2dm) (gm) of the statutes is created to read:

14           71.07 **(2dm)** (gm) For credits computed based on amounts paid or incurred in  
15 taxable years beginning after December 31, 2005, if the allowable amount of the  
16 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
17 income, the amount of the claim that is not used to offset those taxes shall be certified  
18 by the department of revenue to the department of administration for payment by  
19 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
20 (dz).

21           **SECTION 1f.** 71.07 (2dm) (h) of the statutes is amended to read:

22           71.07 **(2dm)** (h) ~~The~~ For taxable years beginning before January 1, 2006, the  
23 carry-over provisions of s. 71.28 (4) (e) and (f) as they relate to the credit under s.  
24 71.28 (4) relate to the credit under this subsection.

25           **SECTION 1g.** 71.07 (2dx) (dm) of the statutes is created to read:

1           71.07 **(2dx)** (dm) *Refunds*. For credits computed based on amounts paid or  
2 incurred in taxable years beginning after December 31, 2005, if the allowable  
3 amount of the claim under this subsection exceeds the income taxes otherwise due  
4 on the claimant's income, the amount of the claim that is not used to offset those taxes  
5 shall be certified by the department of revenue to the department of administration  
6 for payment by check, share draft, or other draft drawn from the appropriation under  
7 s. 20.835 (2) (dz).

8           **SECTION 1h.** 71.07 (2dx) (e) of the statutes is amended to read:

9           71.07 **(2dx)** (e) *Administration*. Section 71.28 (4) ~~(e) to (g) and (h)~~, as it applies  
10 to the credit under s. 71.28 (4), applies to the credit under this subsection. For  
11 taxable years beginning before January 1, 2006, s. 71.28 (4) (e) and (f), as it applies  
12 to the credit under s. 71.28 (4), applies to the credit under this subsection. Subsection  
13 (2dj) (c), as it applies to the credit under sub. (2dj), applies to the credit under this  
14 subsection. Claimants shall include with their returns a copy of their certification for  
15 tax benefits and a copy of the department of commerce's verification of their  
16 expenses.

17           **SECTION 1i.** 71.07 (3g) (bm) of the statutes is created to read:

18           71.07 **(3g)** (bm) For credits computed based on amounts paid or incurred in  
19 taxable years beginning after December 31, 2005, if the allowable amount of the  
20 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
21 income, the amount of the claim that is not used to offset those taxes shall be certified  
22 by the department of revenue to the department of administration for payment by  
23 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
24 (dz).

25           **SECTION 1j.** 71.07 (3g) (c) of the statutes is amended to read:

1           71.07 **(3g)** (c) Section 71.28 (4) ~~(e), (f), (g), and (h)~~, as it applies to the credit  
2 under s. 71.28 (4), applies to the credit under par. (a). For taxable years beginning  
3 before January 1, 2006, s. 71.28 (4) (e) and (f), as it applies to the credit under s. 71.28  
4 (4), applies to the credit under par. (a).”.

5           **3.** Page 1, line 4: delete “**SECTION 1**” and substitute “**SECTION 1m**”.

6           **4.** Page 2, line 6: after that line insert:

7           “**SECTION 1n.** 71.10 (3) (ac) of the statutes is repealed.

8           **SECTION 1p.** 71.10 (4) (gg) of the statutes is repealed.

9           **SECTION 1q.** 71.10 (4) (grb) of the statutes is repealed.

10          **SECTION 1r.** 71.10 (4) (grd) of the statutes is repealed.

11          **SECTION 1s.** 71.10 (4) (gu) of the statutes is repealed.

12          **SECTION 1t.** 71.10 (4) (i) of the statutes is amended to read:

13           71.10 **(4)** (i) The total of claim of right credit under s. 71.07 (1), farmland  
14 preservation credit under subch. IX, homestead credit under subch. VIII,  
15 development zones investment credit under s. 71.07 (2di), development zone capital  
16 investment credit under s. 71.07 (2dm), development zones credit under s. 71.07  
17 (2dx), technology zones credit under s. 71.07 (3g), farmland tax relief credit under s.  
18 71.07 (3m), farmers’ drought property tax credit under s. 71.07 (2fd), earned income  
19 tax credit under s. 71.07 (9e), estimated tax payments under s. 71.09, and taxes  
20 withheld under subch. X.

21          **SECTION 2b.** 71.28 (1di) (c) of the statutes is amended to read:

22           71.28 **(1di)** (c) Except as provided in par. (b) 2., the for taxable years beginning  
23 before January 1, 2006, the carry-over provisions of sub. (4) (e) and (f) as they relate

1 to the credit under that subsection relate to the credit under this subsection and  
2 apply as if the development zone continued to exist.

3 **SECTION 2c.** 71.28 (1di) (gm) of the statutes is created to read:

4 71.28 **(1di)** (gm) For credits computed based on amounts paid or incurred in  
5 taxable years beginning after December 31, 2005, if the allowable amount of the  
6 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
7 income, the amount of the claim that is not used to offset those taxes shall be certified  
8 by the department of revenue to the department of administration for payment by  
9 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
10 (dz).

11 **SECTION 2d.** 71.28 (1dm) (gm) of the statutes is created to read:

12 71.28 **(1dm)** (gm) For credits computed based on amounts paid or incurred in  
13 taxable years beginning after December 31, 2005, if the allowable amount of the  
14 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
15 income, the amount of the claim that is not used to offset those taxes shall be certified  
16 by the department of revenue to the department of administration for payment by  
17 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
18 (dz).

19 **SECTION 2e.** 71.28 (1dm) (h) of the statutes is amended to read:

20 71.28 **(1dm)** (h) The For taxable years beginning before January 1, 2006, the  
21 carry-over provisions of sub. (4) (e) and (f) as they relate to the credit under sub. (4)  
22 relate to the credit under this subsection.

23 **SECTION 2f.** 71.28 (1dx) (dm) of the statutes is created to read:

24 71.28 **(1dx)** (dm) *Refunds.* For credits computed based on amounts paid or  
25 incurred in taxable years beginning after December 31, 2005, if the allowable

1 amount of the claim under this subsection exceeds the income taxes otherwise due  
2 on the claimant's income, the amount of the claim that is not used to offset those taxes  
3 shall be certified by the department of revenue to the department of administration  
4 for payment by check, share draft, or other draft drawn from the appropriation under  
5 s. 20.835 (2) (dz).

6 **SECTION 2g.** 71.28 (1dx) (e) of the statutes is amended to read:

7 71.28 (1dx) (e) *Administration.* Subsection (4) ~~(e) to (g) and~~ (h), as it applies  
8 to the credit under sub. (4), applies to the credit under this subsection. For taxable  
9 years beginning after January 1, 2006, sub. (4) (e) and (f), as it applies to the credit  
10 under sub. (4), applies to the credit under this subsection. Subsection (1dj) (c), as it  
11 applies to the credit under sub. (1dj), applies to the credit under this subsection.  
12 Claimants shall include with their returns a copy of their certification for tax benefits  
13 and a copy of the department of commerce's verification of their expenses.”.

14 **5.** Page 2, line 7: delete “**SECTION 2**” and substitute “**SECTION 2h**”.

15 **6.** Page 2, line 13: after that line insert:

16 “**SECTION 2i.** 71.28 (3g) (bm) of the statutes is created to read:

17 71.28 (3g) (bm) For credits computed based on amounts paid or incurred in  
18 taxable years beginning after December 31, 2005, if the allowable amount of the  
19 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
20 income, the amount of the claim that is not used to offset those taxes shall be certified  
21 by the department of revenue to the department of administration for payment by  
22 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
23 (dz).

24 **SECTION 2j.** 71.28 (3g) (c) of the statutes is amended to read:

1           71.28 **(3g)** (c) Subsection (4) ~~(e), (f), (g), and (h)~~, as it applies to the credit under  
2 sub. (4), applies to the credit under par. (a). For taxable years beginning before  
3 January 1, 2006, sub. (4) (e) and (f), as it applies to the credit under sub. (4), applies  
4 to the credit under par. (a).

5           **SECTION 2k.** 71.30 (3) (eg) of the statutes is repealed.

6           **SECTION 2L.** 71.30 (3) (emb) of the statutes is repealed.

7           **SECTION 2m.** 71.30 (3) (eom) of the statutes is repealed.

8           **SECTION 2n.** 71.30 (3) (eon) of the statutes is repealed.

9           **SECTION 2p.** 71.30 (3) (f) of the statutes is amended to read:

10           71.30 **(3)** (f) The total of development zones investment credit under s. 71.28  
11 (1di), development zone capital investment credit under s. 71.28 (1dm), development  
12 zones credit under s. 71.28 (1dx), farmers' drought property tax credit under s. 71.28  
13 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
14 s. 71.28 (2m), technology zones credit under s. 71.28 (3g), and estimated tax  
15 payments under s. 71.29.

16           **SECTION 3b.** 71.47 (1di) (c) of the statutes is amended to read:

17           71.47 **(1di)** (c) Except as provided in par. (b) 2., the for taxable years beginning  
18 before January 1, 2006, the carry-over provisions of sub. (4) (e) and (f) as they relate  
19 to the credit under that subsection relate to the credit under this subsection and  
20 apply as if the development zone continued to exist.

21           **SECTION 3c.** 71.47 (1di) (gm) of the statutes is created to read:

22           71.47 **(1di)** (gm) For credits computed based on amounts paid or incurred in  
23 taxable years beginning after December 31, 2005, if the allowable amount of the  
24 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
25 income, the amount of the claim that is not used to offset those taxes shall be certified

1 by the department of revenue to the department of administration for payment by  
2 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
3 (dz).

4 **SECTION 3d.** 71.47 (1dm) (gm) of the statutes is created to read:

5 71.47 **(1dm)** (gm) For credits computed based on amounts paid or incurred in  
6 taxable years beginning after December 31, 2005, if the allowable amount of the  
7 claim under this subsection exceeds the income taxes otherwise due on the claimant's  
8 income, the amount of the claim that is not used to offset those taxes shall be certified  
9 by the department of revenue to the department of administration for payment by  
10 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
11 (dz).

12 **SECTION 3e.** 71.47 (1dm) (h) of the statutes is amended to read:

13 71.47 **(1dm)** (h) ~~The~~ For taxable years beginning before January 1, 2006, the  
14 carry-over provisions of s. 71.28 (4) (e) and (f) as they relate to the credit under s.  
15 71.28 (4) relate to the credit under this subsection.

16 **SECTION 3f.** 71.47 (1dx) (dm) of the statutes is created to read:

17 71.47 **(1dx)** (dm) *Refunds.* For credits computed based on amounts paid or  
18 incurred in taxable years beginning after December 31, 2005, if the allowable  
19 amount of the claim under this subsection exceeds the income taxes otherwise due  
20 on the claimant's income, the amount of the claim that is not used to offset those taxes  
21 shall be certified by the department of revenue to the department of administration  
22 for payment by check, share draft, or other draft drawn from the appropriation under  
23 s. 20.835 (2) (dz).

24 **SECTION 3g.** 71.47 (1dx) (e) of the statutes is amended to read:



1           71.47 (**1dx**) (e) *Administration*. Section 71.28 (4) ~~(e) to (g) and (h)~~, as it applies  
2 to the credit under s. 71.28 (4), applies to the credit under this subsection. For  
3 taxable years beginning before January 1, 2006, s. 71.28 (4) (e) and (f), as it applies  
4 to the credit under s. 71.28 (4), applies to the credit under this subsection. Subsection  
5 (1dj) (c), as it applies to the credit under sub. (1dj), applies to the credit under this  
6 subsection. Claimants shall include with their returns a copy of their certification for  
7 tax benefits and a copy of the department of commerce’s verification of their  
8 expenses.”.

9           **7.** Page 2, line 14: delete “**SECTION 3**” and substitute “**SECTION 3h**”.

10          **8.** Page 2, line 20: after that line insert:

11          “**SECTION 3i.** 71.47 (3g) (bm) of the statutes is created to read:

12          71.47 (**3g**) (bm) For credits computed based on amounts paid or incurred in  
13 taxable years beginning after December 31, 2005, if the allowable amount of the  
14 claim under this subsection exceeds the income taxes otherwise due on the claimant’s  
15 income, the amount of the claim that is not used to offset those taxes shall be certified  
16 by the department of revenue to the department of administration for payment by  
17 check, share draft, or other draft drawn from the appropriation under s. 20.835 (2)  
18 (dz).

19          **SECTION 3j.** 71.47 (3g) (c) of the statutes is amended to read:

20          71.47 (**3g**) (c) Section 71.28 (4) ~~(e), (f), (g), and (h)~~, as it applies to the credit  
21 under s. 71.28 (4), applies to the credit under par. (a). For taxable years beginning  
22 before January 1, 2006, s. 71.28 (4) (e) and (f), as it applies to the credit under s. 71.28  
23 (4), applies to the credit under par. (a).

24          **SECTION 3k.** 71.49 (1) (eg) of the statutes is repealed.

