

1           \***-0722/2.15\*** SECTION 2036. 71.28 (3w) (b) 2. of the statutes is amended to  
2 read:

3           71.28 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
4 zone payroll by dividing total wages for full-time employees that whose annual  
5 wages are greater than \$30,000 and who the claimant employed in the area that  
6 ~~comprises~~ the enterprise zone in the base taxable year ~~from~~ by the number of  
7 full-time employees ~~that whose annual wages are greater than \$30,000 and who the~~  
8 claimant employed in the enterprise zone in the taxable year.

9           \***-0722/2.16\*** SECTION 2037. 71.28 (3w) (b) 3. of the statutes is amended to  
10 read:

11           71.28 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under  
12 subd. 2., ~~but not an amount less than zero, by \$30,000.~~

13           \***-0722/2.17\*** SECTION 2038. 71.28 (3w) (b) 4. of the statutes is amended to  
14 read:

15           71.28 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
16 by the amount determined under subd. 1.

17           \***-0722/2.18\*** SECTION 2039. 71.28 (3w) (bm) (intro.) and 4. of the statutes are  
18 consolidated, renumbered 71.28 (3w) (bm) and amended to read:

19           71.28 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
20 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
21 claimant may claim as a credit against the tax imposed under s. 71.23 an amount  
22 equal to all of the following: 4. ~~The~~ the amount the claimant paid in the taxable year  
23 to upgrade or improve the job-related skills of any of the claimant's full-time  
24 employees, to train any of the claimant's full-time employees on the use of  
25 job-related new technologies, or to ~~train~~ provide job-related training to any

1 full-time employee whose employment with the claimant represents the employee's  
2 first full-time job. This subdivision does not apply to employees who do not work in  
3 ~~a~~ an enterprise zone.

4 **\*-0722/2.19\* SECTION 2040.** 71.28 (3w) (bm) 3. of the statutes is repealed.

5 **\*-0722/2.20\* SECTION 2041.** 71.28 (3w) (d) of the statutes is amended to read:

6 71.28 (3w) (d) *Administration.* Subsection (4) (g) and (h), as it applies to the  
7 credit under sub. (4), applies to the credit under this subsection. Claimants shall  
8 include with their returns a copy of their certification for tax benefits, and a copy of  
9 the verification of their expenses, from the department of commerce.

10 **\*-1361/4.4\* SECTION 2042.** 71.28 (5b) (c) 1. of the statutes is amended to read:

11 71.28 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
12 of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.47  
13 (5b) for all taxable years combined is \$35,000,000 \$52,500,000.

14 **\*-0724/2.4\* SECTION 2043.** 71.28 (5b) (d) of the statutes is renumbered 71.28

15 (5b) (d) 1.

16 **\*-0724/2.5\* SECTION 2044.** 71.28 (5b) (d) 2. of the statutes is created to read:

17 71.28 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
18 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
19 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
20 in a partnership, a member's interest in a limited liability company, or stock in a  
21 tax-option corporation shall be adjusted to reflect adjustments made under this  
22 subdivision.

23 **\*-0728/6.9\* SECTION 2045.** 71.28 (5e) (b) of the statutes is amended to read:

24 71.28 (5e) (b) *Filing claims.* Subject to the limitations provided in this  
25 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first

1 taxable year following the taxable year in which the claimant claims ~~an exemption~~  
2 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
3 the taxes imposed under s. 71.23, up to the amount of those taxes, in each taxable  
4 year for 2 years, the amount certified by the department of commerce that the  
5 claimant claimed as ~~an exemption~~ a deduction under s. ~~77.54 (48)~~ 77.585 (9).

6 **\*-0728/6.10\* SECTION 2046.** 71.28 (5e) (c) 1. of the statutes is amended to read:  
7 71.28 (5e) (c) 1. No credit may be allowed under this subsection unless the  
8 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

9 **\*-0728/6.11\* SECTION 2047.** 71.28 (5e) (c) 3. of the statutes is amended to read:  
10 71.28 (5e) (c) 3. The total amount of the credits and ~~exemptions~~ deductions that  
11 may be claimed by all claimants under this subsection and ss. 71.07 (5e), 71.47 (5e),  
12 and ~~77.54 (48)~~ 77.585 (9) is \$7,500,000, as determined by the department of  
13 commerce.

14 **\*-0720/1.4\* SECTION 2048.** 71.28 (5h) (a) 4. of the statutes is amended to read:  
15 71.28 (5h) (a) 4. "Previously owned property" means real property that the  
16 claimant or a related person owned during the 2 years prior to doing business in this  
17 state as a film production company and for which the claimant may not deduct a loss  
18 from the sale of the property to, or an exchange of the property with, the related  
19 person under section 267 of the Internal Revenue Code, except that section 267 of the  
20 Internal Revenue Code is modified so that if the claimant owns any part of the  
21 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
22 the Internal Revenue Code for purposes of this subsection.

23 **\*-0720/1.5\* SECTION 2049.** 71.28 (5h) (c) 2. of the statutes is amended to read:  
24 71.28 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
25 expended to construct, rehabilitate, remodel, or repair real property, if the claimant

1 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
2 demolition or destruction in preparation for the physical work, after December 31,  
3 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

4 **\*-0720/1.6\* SECTION 2050.** 71.28 (5h) (c) 3. of the statutes is amended to read:

5 71.28 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
6 expended to acquire real property, if the property is not previously owned property  
7 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
8 completed project is placed in service after December 31, 2007.

9 **\*-1502/2.4\* SECTION 2051.** 71.28 (5i) of the statutes is created to read:

10 71.28 (5i) ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
11 subsection, "claimant" means a person who files a claim under this subsection.

12 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
13 taxable years beginning after December 31, 2008, a claimant may claim as a credit  
14 against the taxes imposed under s. 71.23, up to the amount of those taxes, an amount  
15 equal to 50 percent of the amount the claimant paid in the taxable year for  
16 information technology hardware or software that is used to maintain medical  
17 records in electronic form, if the claimant is a health care provider, as defined in s.  
18 146.81 (1).

19 (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
20 under this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is  
21 \$10,000,000, as allocated under s. 560.204.

22 2. Partnerships, limited liability companies, and tax-option corporations may  
23 not claim the credit under this subsection, but the eligibility for, and the amount of,  
24 the credit are based on their payment of amounts under par. (b). A partnership,  
25 limited liability company, or tax-option corporation shall compute the amount of

## SECTION 2051

1 credit that each of its partners, members, or shareholders may claim and shall  
2 provide that information to each of them. Partners, members of limited liability  
3 companies, and shareholders of tax-option corporations may claim the credit in  
4 proportion to their ownership interests.

5 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
6 sub. (4), applies to the credit under this subsection.

7 **\*-1410/3.6\* SECTION 2052.** 71.28 (5j) of the statutes is created to read:

8 **71.28 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT.** (a) *Definitions.* In this  
9 subsection:

- 10 1. "Biodiesel fuel" has the meaning given in s. 168.14 (2m) (a).
- 11 2. "Claimant" means a person who files a claim under this subsection.
- 12 3. "Motor vehicle fuel" has the meaning given in s. 78.005 (13).

13 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
14 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
15 claimant may claim as a credit against the taxes imposed under s. 71.23, up to the  
16 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
17 claimant paid in the taxable year to install or retrofit pumps located in this state that  
18 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
19 percent biodiesel fuel.

20 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
21 claim under this subsection in a taxable year is an amount that is equal to \$5,000 per  
22 installed or retrofitted pump that is used as the basis for the credit claimed under  
23 par. (b).

24 2. Partnerships, limited liability companies, and tax-option corporations may  
25 not claim the credit under this subsection, but the eligibility for, and the amount of,

1 the credit are based on their payment of amounts under par. (b). A partnership,  
2 limited liability company, or tax-option corporation shall compute the amount of  
3 credit that each of its partners, members, or shareholders may claim and shall  
4 provide that information to each of them. Partners, members of limited liability  
5 companies, and shareholders of tax-option corporations may claim the credit in  
6 proportion to their ownership interests.

7 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
8 sub. (4), applies to the credit under this subsection.

9 **\*-1822/2.4\* SECTION 2053.** 71.30 (3) (dd) of the statutes is created to read:

10 71.30 (3) (dd) Dairy manufacturing facility investment credit under s. 71.28

11 (3p).

12 **\*-1410/3.7\* SECTION 2054.** 71.30 (3) (ed) of the statutes is created to read:

13 71.30 (3) (ed) Ethanol and biodiesel fuel pump credit under s. 71.28 (5j).

14 **\*-1502/2.5\* SECTION 2055.** 71.30 (3) (epa) of the statutes is created to read:

15 71.30 (3) (epa) Electronic medical records credit under s. 71.28 (5i).

16 **\*-0720/1.7\* SECTION 2056.** 71.30 (3) (epp) of the statutes is renumbered 71.30

17 (3) (eps) and amended to read:

18 71.30 (3) (eps) Film production services credit under s. 71.28 (5f) (b) 1. and 3.

19 **\*-0720/1.8\* SECTION 2057.** 71.30 (3) (f) of the statutes is amended to read:

20 71.30 (3) (f) The total of farmers' drought property tax credit under s. 71.28  
21 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
22 s. 71.28 (2m), enterprise zone jobs credit under s. 71.28 (3w), film production services  
23 credit under s. 71.28 (5f) (b) 2., and estimated tax payments under s. 71.29.

24 **\*-1410/3.8\* SECTION 2058.** 71.34 (1) (g) of the statutes is amended to read:

1 71.34 (1) (g) An addition shall be made for credits computed by a tax-option  
2 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3), (3g),  
3 (3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), and (5h), (5i), and (5j) and passed through  
4 to shareholders.

\*\*\*\*NOTE: This is reconciled s. 71.34 (1) (g). This SECTION has been affected by drafts  
with the following LRB numbers: 1410/2, 1502/1, 1822/1, and 0724/1.

5 **\*-1195/3.42\* SECTION 2059.** 71.34 (1g) (L) of the statutes is repealed.

6 **\*-1195/3.43\* SECTION 2060.** 71.34 (1g) (m) of the statutes is repealed.

7 **\*-1195/3.44\* SECTION 2061.** 71.34 (1g) (n) of the statutes is amended to read:

8 71.34 (1g) (n) "Internal Revenue Code" for tax-option corporations, for taxable  
9 years that begin after December 31, 1998, and before January 1, 2000, means the  
10 federal Internal Revenue Code as amended to December 31, 1998, excluding sections  
11 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
12 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
13 of P.L. 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
14 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding  
15 section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
16 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding  
17 section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
18 and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242,  
19 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135,  
20 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
21 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
22 of P.L. 109-280, 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, excluding sections 803 (d) (2)

1 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008  
2 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.  
3 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
4 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
5 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
6 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
7 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
8 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
9 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding  
10 section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
11 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding  
12 section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
13 and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242,  
14 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135,  
15 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
16 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
17 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of items to  
18 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
19 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
20 at the same time as for federal purposes. Amendments to the federal Internal  
21 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with  
22 respect to taxable years beginning after December 31, 1998, and before  
23 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
24 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
25 P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.



## SECTION 2061

1 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
2 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
3 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
4 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
5 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
6 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
7 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that  
8 indirectly affect the provisions applicable to this subchapter made by P.L. 106-36,  
9 P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.  
10 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
11 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
12 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
13 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
14 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
15 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
16 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
17 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
18 purposes at the same time as for federal purposes.

19 **\*-1195/3.45\* SECTION 2062.** 71.34 (1g) (o) of the statutes is amended to read:  
20 71.34 (1g) (o) "Internal Revenue Code" for tax-option corporations, for taxable  
21 years that begin after December 31, 1999, and before January 1, 2003, means the  
22 federal Internal Revenue Code as amended to December 31, 1999, 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. 106-230, P.L. 106-554, excluding sections

1 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
2 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101,  
3 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
4 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
5 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311,  
6 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
7 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
8 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
9 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,  
10 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
11 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
12 of P.L. 109-280, and as indirectly affected in the provisions applicable to this  
13 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2)  
14 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008  
15 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.  
16 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
17 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
18 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
19 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
20 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
21 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
22 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
23 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
24 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
25 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and

1 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
2 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
3 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
4 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
5 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
6 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
7 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
8 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through  
9 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
10 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
11 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
12 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this  
13 paragraph with respect to taxable years beginning after December 31, 1999, and  
14 before January 1, 2003, except that changes to the Internal Revenue Code made by  
15 P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L.  
16 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,  
17 P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147,  
18 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
19 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
20 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
21 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
22 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding  
23 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
24 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
25 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.

1 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that indirectly  
2 affect the provisions applicable to this subchapter made by P.L. 106-230, P.L.  
3 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
4 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
5 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
6 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
7 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
8 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
9 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
10 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
11 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
12 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
13 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
14 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the same time as for  
15 federal purposes.

16 **\*-1195/3.46\* SECTION 2063.** 71.34 (1g) (p) of the statutes is amended to read:  
17 71.34 (1g) (p) "Internal Revenue Code" for tax-option corporations, for taxable  
18 years that begin after December 31, 2002, and before January 1, 2004, means the  
19 federal Internal Revenue Code as amended to December 31, 2002, excluding sections  
20 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
21 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
22 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
23 431 of P.L. 107-16, and section sections 101 and 301 (a) of P.L. 107-147, and as  
24 amended by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
25 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201

1 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
2 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
3 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,  
4 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
5 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
6 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
7 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
8 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
9 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812  
10 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.  
11 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.  
12 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
13 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
14 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.  
15 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
16 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.  
17 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
18 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding  
19 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,  
20 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.  
21 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
22 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,  
23 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
24 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
25 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.

1 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
2 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
3 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
4 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
5 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through  
6 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
7 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
8 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
9 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this  
10 paragraph with respect to taxable years beginning after December 31, 2002, and  
11 before January 1, 2004, except that changes to the Internal Revenue Code made by  
12 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,  
13 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.  
14 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,  
15 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,  
16 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L.  
17 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
18 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
19 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
20 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
21 and changes that indirectly affect the provisions applicable to this subchapter made  
22 by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,  
23 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.  
24 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,  
25 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,

## SECTION 2063

1 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L.  
2 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
3 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
4 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
5 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
6 apply for Wisconsin purposes at the same time as for federal purposes.

7 **\*-1195/3.47\* SECTION 2064.** 71.34 (1g) (q) of the statutes is amended to read:  
8 71.34 (1g) (q) "Internal Revenue Code" for tax-option corporations, for taxable  
9 years that begin after December 31, 2003, and before January 1, 2005, means the  
10 federal Internal Revenue Code as amended to December 31, 2003, excluding sections  
11 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
12 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
13 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
14 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,  
15 and 202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173,  
16 and as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
17 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
18 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375,  
19 and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
20 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,  
21 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201  
22 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
23 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
24 109-280, and as indirectly affected in the provisions applicable to this subchapter  
25 by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d)

1 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.  
2 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.  
3 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
4 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
5 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.  
6 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.  
8 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
9 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding  
10 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,  
11 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.  
12 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
13 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,  
14 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
15 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
16 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
17 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
18 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
19 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
20 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
21 (g), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811  
22 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of  
23 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes  
24 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin  
25 purposes at the same time as for federal purposes. Amendments to the federal



1 Internal Revenue Code enacted after December 31, 2003, do not apply to this  
2 paragraph with respect to taxable years beginning after December 31, 2003, and  
3 before January 1, 2005, except that changes to the Internal Revenue Code made by  
4 P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
5 and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
6 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
7 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
8 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
9 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
10 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
11 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that  
12 indirectly affect the provisions applicable to this subchapter made by P.L. 108-203,  
13 P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
14 of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
15 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7,  
16 P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
17 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.  
18 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section  
19 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.  
20 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
21 Wisconsin purposes at the same time as for federal purposes.

22 **\*-1195/3.48\* SECTION 2065.** 71.34 (1g) (r) of the statutes is amended to read:

23 71.34 (1g) (r) "Internal Revenue Code" for tax-option corporations, for taxable  
24 years that begin after December 31, 2004, and before January 1, 2006, means the  
25 federal Internal Revenue Code as amended to December 31, 2004, excluding sections

1 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
2 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
3 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,  
4 P.L. 106-573, section 431 of P.L. 107-16, section sections 101 and 301 (a) of P.L.  
5 107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173,  
6 sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, and sections 101, 201, 211,  
7 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and as amendeded by P.L.  
8 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
9 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
10 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
11 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
12 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
13 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
14 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
15 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
16 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.  
17 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
18 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
19 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
20 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
21 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
22 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
23 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections  
24 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
25 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section

## SECTION 2065

1 sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276,  
2 P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
3 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
4 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
5 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
6 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L.  
7 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
8 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.  
9 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section  
10 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.  
11 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
12 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except  
13 that section 1366 (f) (relating to pass-through of items to shareholders) is modified  
14 by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375.  
15 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
16 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
17 December 31, 2004, do not apply to this paragraph with respect to taxable years  
18 beginning after December 31, 2004, and before January 1, 2006, except that changes  
19 to the Internal Revenue Code made by P.L. 109-7, P.L. 109-58, excluding sections  
20 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
21 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
22 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
23 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
24 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding  
25 sections 811 and 844 of P.L. 109-280, and changes that indirectly affect the

1 provisions applicable to this subchapter made by P.L. 109-7, P.L. 109-58, excluding  
2 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
3 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,  
4 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
5 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections  
6 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,  
7 excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the  
8 same time as for federal purposes.

9 \*-1195/3.49\* SECTION 2066. 71.34 (1g) (s) of the statutes is created to read:

10 71.34 (1g) (s) "Internal Revenue Code" for tax-option corporations, for taxable  
11 years that begin after December 31, 2005, and before January 1, 2007, means the  
12 federal Internal Revenue Code as amended to December 31, 2005, excluding sections  
13 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
14 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
15 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,  
16 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,  
17 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,  
18 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,  
19 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,  
20 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of  
21 P.L. 109-59, section 301 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates  
22 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as  
23 amended by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
24 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
25 109-280, and as indirectly affected in the provisions applicable to this subchapter

## SECTION 2066

1 by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d)  
2 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.  
3 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.  
4 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
5 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
6 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.  
7 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
8 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.  
9 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
10 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding  
11 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,  
12 excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L.  
13 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L.  
14 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.  
15 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403  
16 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
17 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L.  
18 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
19 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L.  
20 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
21 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
22 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
23 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding  
24 sections 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to  
25 pass-through of items to shareholders) is modified by substituting the tax under s.

1 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies  
2 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
3 federal Internal Revenue Code enacted after December 31, 2005, do not apply to this  
4 paragraph with respect to taxable years beginning after December 31, 2005, and  
5 before January 1, 2007, except that changes to the Internal Revenue Code made by  
6 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
7 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
8 changes that indirectly affect the provisions applicable to this subchapter made by  
9 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
10 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
11 Wisconsin purposes at the same time as for federal purposes.

12 \*-1195/3.50\* SECTION 2067. 71.34 (1g) (t) of the statutes is created to read:

13 71.34 (1g) (t) "Internal Revenue Code" for tax-option corporations, for taxable  
14 years that begin after December 31, 2006, means the federal Internal Revenue Code  
15 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.  
16 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
17 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,  
18 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
19 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and  
20 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403  
21 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
22 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
23 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301  
24 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
25 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, 512, and 513 of

1 P.L. 109-222, sections 811 and 844 of P.L. 109-280, and P.L. 109-432, and as  
2 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
3 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
4 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.  
5 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
6 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
7 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
8 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
9 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
10 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
11 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections  
12 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
13 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections  
14 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
15 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
16 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
17 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
18 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
19 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,  
20 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,  
21 and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L.  
22 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
23 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
24 P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512,  
25 and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and

1 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of items  
2 to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
3 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
4 at the same time as for federal purposes. Amendments to the federal Internal  
5 Revenue Code enacted after December 31, 2006, do not apply to this paragraph with  
6 respect to taxable years beginning after December 31, 2006.

7 **\*-1195/3.51\* SECTION 2068.** 71.34 (1m) of the statutes is renumbered 71.34  
8 (1m) (a).

9 **\*-1195/3.52\* SECTION 2069.** 71.34 (1m) (b) of the statutes is created to read:  
10 71.34 (1m) (b) Notwithstanding sub. (1g), section 101 of P.L. 109-222, related  
11 to extending the increased expense deduction under section 179 of the Internal  
12 Revenue Code, applies to property used in farming that is acquired and placed in  
13 service in taxable years beginning on or after January 1, 2008, and used by a person  
14 who is actively engaged in farming. For purposes of this paragraph, "actively  
15 engaged in farming" has the meaning given in 7 CFR 1400.201, and "farming" has  
16 the meaning given in section 464 (e) (1) of the Internal Revenue Code.

17 **\*-1195/3.53\* SECTION 2070.** 71.42 (2) (k) of the statutes is repealed.

18 **\*-1195/3.54\* SECTION 2071.** 71.42 (2) (L) of the statutes is repealed.

19 **\*-1195/3.55\* SECTION 2072.** 71.42 (2) (m) of the statutes is amended to read:

20 71.42 (2) (m) For taxable years that begin after December 31, 1998, and before  
21 January 1, 2000, "Internal Revenue Code" means the federal Internal Revenue Code  
22 as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L.  
23 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66  
24 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as  
25 amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding



## SECTION 2072

1 sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431 of P.L.  
2 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L.  
3 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding section 109 of P.L.  
4 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
5 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
6 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101,  
7 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
8 P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
9 as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.  
10 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections  
11 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding  
12 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.  
13 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections  
14 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.  
15 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.  
16 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
17 P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
18 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
19 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
20 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
21 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
22 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
23 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
24 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except that "Internal  
25 Revenue Code" does not include section 847 of the federal Internal Revenue Code.

1 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
2 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
3 December 31, 1998, do not apply to this paragraph with respect to taxable years  
4 beginning after December 31, 1998, and before January 1, 2000, except that  
5 changes to the Internal Revenue Code made by P.L. 106-36, P.L. 106-170, P.L.  
6 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,  
7 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections  
8 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121,  
9 excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308,  
10 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,  
11 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
12 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
13 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
14 811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions  
15 applicable to this subchapter made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
16 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding  
17 section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
18 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding  
19 section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
20 and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242,  
21 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135,  
22 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
23 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
24 of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal  
25 purposes.

1           \***-1195/3.56\*** SECTION 2073. 71.42 (2) (n) of the statutes is amended to read:  
2           71.42 (2) (n) For taxable years that begin after December 31, 1999, and before  
3           January 1, 2003, "Internal Revenue Code" means the federal Internal Revenue Code  
4           as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
5           102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66  
6           and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as  
7           amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.  
8           106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22,  
9           P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of  
10          P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
11          excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section  
12          109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,  
13          316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,  
14          211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
15          109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
16          1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
17          (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
18          109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
19          indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.  
20          101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections  
21          103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding  
22          sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.  
23          103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections  
24          1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.  
25          104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.

1 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
2 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.  
3 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a),  
4 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L.  
5 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding  
6 section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307,  
7 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101,  
8 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
9 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
10 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
11 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
12 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except  
13 that "Internal Revenue Code" does not include section 847 of the federal Internal  
14 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
15 same time as for federal purposes. Amendments to the federal Internal Revenue  
16 Code enacted after December 31, 1999, do not apply to this paragraph with respect  
17 to taxable years beginning after December 31, 1999, and before January 1, 2003,  
18 except that changes to the Internal Revenue Code made by P.L. 106-230, P.L.  
19 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
20 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
21 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
22 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
23 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
24 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
25 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,

1 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
2 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
3 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
4 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
5 811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions  
6 applicable to this subchapter made by P.L. 106-230, P.L. 106-554, excluding sections  
7 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
8 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections  
9 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
10 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
11 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311,  
12 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
13 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
14 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
15 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,  
16 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
17 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
18 of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal  
19 purposes.

20 **\*-1195/3.57\* SECTION 2074.** 71.42 (2) (o) of the statutes is amended to read:

21 71.42 (2) (o) For taxable years that begin after December 31, 2002, and before  
22 January 1, 2004, "Internal Revenue Code" means the federal Internal Revenue Code  
23 as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
24 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
25 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519,

1 sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and  
2 ~~section sections~~ sections 101 and 301 (a) of P.L. 107-147, and as amended by P.L. 108-27,  
3 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section  
4 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.  
5 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
6 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
7 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L.  
8 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
9 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
10 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
11 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
12 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.  
13 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections  
14 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding  
15 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.  
16 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections  
17 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.  
18 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.  
19 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
20 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.  
21 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding ~~section sections~~ sections 101 and  
22 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L.  
23 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding  
24 section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173,  
25 P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,

1 and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
2 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L.  
3 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
4 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
5 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
6 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except  
7 that "Internal Revenue Code" does not include section 847 of the federal Internal  
8 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
9 same time as for federal purposes. Amendments to the federal Internal Revenue  
10 Code enacted after December 31, 2002, do not apply to this paragraph with respect  
11 to taxable years beginning after December 31, 2002, and before January 1, 2004,  
12 except that changes to the Internal Revenue Code made by P.L. 108-27, excluding  
13 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
14 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
15 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
16 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
17 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding  
18 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
19 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
20 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
21 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that indirectly  
22 affect the provisions applicable to this subchapter made by P.L. 108-27, excluding  
23 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
24 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
25 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.

1 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
2 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding  
3 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
4 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
5 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
6 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
7 purposes at the same time as for federal purposes.

8 \*-1195/3.58\* SECTION 2075. 71.42 (2) (p) of the statutes is amended to read:  
9 71.42 (2) (p) For taxable years that begin after December 31, 2003, and before  
10 January 1, 2005, "Internal Revenue Code" means the federal Internal Revenue Code  
11 as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.  
12 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
13 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519,  
14 sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, section  
15 sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L. 108-27,  
16 section 109 of P.L. 108-121, and section 1201 of P.L. 108-173, and as amended by P.L.  
17 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
18 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
19 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
20 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
21 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
22 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
23 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
24 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as indirectly  
25 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.



1 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and  
2 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
3 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.  
4 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202  
5 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
6 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.  
7 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,  
8 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.  
9 107-116, P.L. 107-134, P.L. 107-147, excluding section sections 101 and 301 (a) of  
10 P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
11 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section  
12 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.  
13 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
14 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
15 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
16 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
17 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
18 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
19 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
20 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except that  
21 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue  
22 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
23 as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
24 after December 31, 2003, do not apply to this paragraph with respect to taxable years  
25 beginning after December 31, 2003, and before January 1, 2005, except that changes

1 to the Internal Revenue Code made by P.L. 108-203, P.L. 108-218, P.L. 108-311,  
2 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
3 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
4 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
5 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
6 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
7 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
8 (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811  
9 and 844 of P.L. 109-280, and changes that indirectly affect the provisions applicable  
10 to this subchapter made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding  
11 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding  
12 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
13 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
14 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
15 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
16 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
17 P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
18 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

19 **\*-1195/3.59\* SECTION 2076.** 71.42 (2) (q) of the statutes is amended to read:  
20 71.42 (2) (q) For taxable years that begin after December 31, 2004, and before  
21 January 1, 2006, "Internal Revenue Code" means the federal Internal Revenue Code  
22 as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
23 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
24 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,  
25 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section

1 431 of P.L. 107-16, section sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,  
2 and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and  
3 403 (a) of P.L. 108-311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
4 and 910 of P.L. 108-357, and as amended by P.L. 109-7, P.L. 109-58, excluding  
5 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
6 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,  
7 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
8 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections  
9 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,  
10 excluding sections 811 and 844 of P.L. 109-280, and as indirectly affected by P.L.  
11 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.  
12 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
13 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
14 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
15 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
16 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
17 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
18 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,  
19 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
20 107-134, P.L. 107-147, excluding section sections 101 and 301 (a) of P.L. 107-147,  
21 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
22 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding  
23 section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding  
24 sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding  
25 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.

1     108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
2     1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
3     109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
4     105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
5     P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512,  
6     and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and  
7     844 of P.L. 109-280, except that "Internal Revenue Code" does not include section  
8     847 of the federal Internal Revenue Code. The Internal Revenue Code applies for  
9     Wisconsin purposes at the same time as for federal purposes. Amendments to the  
10    federal Internal Revenue Code enacted after December 31, 2004, do not apply to this  
11    paragraph with respect to taxable years beginning after December 31, 2004, and  
12    before January 1, 2006, except that changes to the Internal Revenue Code made by  
13    P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
14    1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
15    of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
16    section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
17    P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
18    109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
19    changes that indirectly affect the provisions applicable to this subchapter made by  
20    P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
21    1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
22    of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
23    section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
24    P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.

1 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
2 Wisconsin purposes at the same time as for federal purposes.

3 **\*-1195/3.60\* SECTION 2077.** 71.42 (2) (r) of the statutes is created to read:

4 71.42 (2) (r) For taxable years that begin after December 31, 2005, and before  
5 January 1, 2007, "Internal Revenue Code" means the federal Internal Revenue Code  
6 as amended to December 31, 2005, excluding sections 103, 104, and 110 of P.L.  
7 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
8 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,  
9 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
10 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and  
11 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403  
12 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
13 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
14 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301  
15 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
16 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as amendeded by P.L. 109-222,  
17 excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and  
18 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as indirectly  
19 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.  
20 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and  
21 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
22 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.  
23 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202  
24 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
25 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.

1 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,  
2 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.  
3 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L.  
4 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
5 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,  
6 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
7 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
8 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
9 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
10 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
11 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding  
12 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
13 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.  
14 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
15 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
16 109-280, except that "Internal Revenue Code" does not include section 847 of the  
17 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
18 purposes at the same time as for federal purposes. Amendments to the federal  
19 Internal Revenue Code enacted after December 31, 2005, do not apply to this  
20 paragraph with respect to taxable years beginning after December 31, 2005, and  
21 before January 1, 2007, except that changes to the Internal Revenue Code made by  
22 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
23 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
24 changes that indirectly affect the provisions applicable to this subchapter made by  
25 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.

1 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
2 Wisconsin purposes at the same time as for federal purposes.

3 \*-1195/3.61\* SECTION 2078. 71.42 (2) (s) of the statutes is created to read:

4 71.42 (2) (s) For taxable years that begin after December 31, 2006, "Internal  
5 Revenue Code" means the federal Internal Revenue Code as amended to  
6 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102-227, sections  
7 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),  
8 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L.  
9 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L.  
10 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L.  
11 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
12 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
13 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
14 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301 of P.L.  
15 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
16 (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
17 109-222, sections 811 and 844 of P.L. 109-280, and P.L. 109-432, and as indirectly  
18 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.  
19 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and  
20 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
21 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.  
22 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202  
23 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
24 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.  
25 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,

1 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.  
2 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L.  
3 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
4 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,  
5 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
6 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
7 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
8 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
9 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
10 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding  
11 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
12 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.  
13 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
14 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
15 109-280, except that "Internal Revenue Code" does not include section 847 of the  
16 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
17 purposes at the same time as for federal purposes. Amendments to the federal  
18 Internal Revenue Code enacted after December 31, 2006, do not apply to this  
19 paragraph with respect to taxable years beginning after December 31, 2006.

20 **\*-1195/3.62\* SECTION 2079.** 71.44 (3) of the statutes is amended to read:

21 71.44 (3) EXTENSIONS. In the case of a corporation required to file a return,  
22 ~~when sufficient reason is shown,~~ the department of revenue ~~may on written request~~  
23 shall allow an automatic extension of 30 days 7 months or until the original due date  
24 of the corporation's corresponding federal return, ~~whichever is later,~~ if the  
25 ~~corporation has not received an extension on its federal return.~~ Any extension of time



1 granted by law or by the internal revenue service for the filing of corresponding  
2 federal returns shall extend the time for filing under this subchapter to 30 days after  
3 the federal due date if a copy of any extension requested of the internal revenue  
4 service is filed with the corporation reports the extension in the manner specified by  
5 the department on the return. Termination of an automatic extension by the internal  
6 revenue service, or its refusal to grant such automatic extension, shall similarly  
7 require that any returns due under this subchapter are due on or before 30 days after  
8 the date for termination fixed by the internal revenue service. Except for payments  
9 of estimated taxes, income or franchise taxes payable upon the filing of the tax return  
10 shall not become delinquent during such extension period, but shall be subject to  
11 interest at the rate of 12% per year during such period.

12 **\*-1410/3.9\* SECTION 2080.** 71.45 (2) (a) 10. of the statutes is amended to read:

13 71.45 (2) (a) 10. By adding to federal taxable income the amount of credit  
14 computed under s. 71.47 (1dd) to (1dx), (3n), (3p), (3w), (5b), (5e), (5f), (5g), and (5h),  
15 (5i), and (5j) and not passed through by a partnership, limited liability company, or  
16 tax-option corporation that has added that amount to the partnership's, limited  
17 liability company's, or tax-option corporation's income under s. 71.21 (4) or 71.34 (1)  
18 (g) and the amount of credit computed under s. 71.47 (1), (3), (3t), (4), and (5).

\*\*\*\*NOTE: This is reconciled s. 71.45 (2) (a) 10. This SECTION has been affected by  
drafts with the following LRB numbers: 1410/2, 1502/1, 1822/1, and 0724/1.

19 **\*-0486/1.17\* SECTION 2081.** 71.47 (1dj) (am) 4h. of the statutes is amended to

20 read:

21 71.47 (1dj) (am) 4h. Modify section 51 (a) of the internal revenue code so that  
22 the amount of the credit is 25% of the qualified first-year wages if the wages are paid  
23 to an applicant for a Wisconsin works Works employment position for service either

1 in an unsubsidized position or in a trial job position under s. 49.147 (3) or (3m) and  
2 so that the amount of the credit is 20% of the qualified first-year wages if the wages  
3 are not paid to such an applicant.

4 **\*-0486/1.18\* SECTION 2082.** 71.47 (1dx) (a) 5. of the statutes is amended to  
5 read:

6 71.47 (1dx) (a) 5. "Member of a targeted group" means a person who resides  
7 in an area designated by the federal government as an economic revitalization area,  
8 a person who is employed in an unsubsidized job but meets the eligibility  
9 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
10 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
11 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
12 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
13 economically disadvantaged youth, an economically disadvantaged veteran, a  
14 supplemental security income recipient, a general assistance recipient, an  
15 economically disadvantaged ex-convict, a qualified summer youth employee, as  
16 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
17 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
18 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

19 **\*-0486/1.19\* SECTION 2083.** 71.47 (1dx) (b) 2. of the statutes is amended to  
20 read:

21 71.47 (1dx) (b) 2. The amount determined by multiplying the amount  
22 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
23 development zone and filled by a member of a targeted group and by then subtracting  
24 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
25 under s. 49.147 (3m) (c) for those jobs.

1       \*-0486/1.20\* SECTION 2084. 71.47 (1dx) (b) 3. of the statutes is amended to  
2 read:

3       71.47 (1dx) (b) 3. The amount determined by multiplying the amount  
4 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
5 development zone and not filled by a member of a targeted group and by then  
6 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
7 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

8       \*-0486/1.21\* SECTION 2085. 71.47 (1dx) (b) 4. of the statutes is amended to  
9 read:

10       71.47 (1dx) (b) 4. The amount determined by multiplying the amount  
11 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
12 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
13 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
14 which significant capital investment was made and by then subtracting the  
15 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
16 under s. 49.147 (3m) (c) for those jobs.

17       \*-0486/1.22\* SECTION 2086. 71.47 (1dx) (b) 5. of the statutes is amended to  
18 read:

19       71.47 (1dx) (b) 5. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
21 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
22 claimed under sub. (1dj), in a development zone and not filled by a member of a  
23 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
24 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

25       \*-1822/2.5\* SECTION 2087. 71.47 (3p) of the statutes is created to read:

1           71.47 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. (a) *Definitions.*

2           In this subsection:

3           1. "Claimant" means a person who files a claim under this subsection.

4           2. "Dairy manufacturing" means processing milk into dairy products or  
5           processing dairy products for sale commercially.

6           3. "Dairy manufacturing modernization or expansion" means constructing,  
7           improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
8           manufacturing, including the following, if used exclusively for dairy manufacturing  
9           and if acquired and placed in service in this state during taxable years that begin  
10          after December 31, 2006, and before January 1, 2015:

11          a. Building construction, including storage and warehouse facilities.

12          b. Building additions.

13          c. Upgrades to utilities, including water, electric, heat, and waste facilities.

14          d. Milk intake and storage equipment.

15          e. Processing and manufacturing equipment, including pipes, motors, pumps,  
16          valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
17          churns.

18          f. Packaging and handling equipment, including sealing, bagging, boxing,  
19          labeling, conveying, and product movement equipment.

20          g. Warehouse equipment, including storage racks.

21          h. Waste treatment and waste management equipment, including tanks,  
22          blowers, separators, dryers, digesters, and equipment that uses waste to produce  
23          energy, fuel, or industrial products.

1 i. Computer software and hardware used for managing the claimant's dairy  
2 manufacturing operation, including software and hardware related to logistics,  
3 inventory management, and production plant controls.

4 4. "Used exclusively" means used to the exclusion of all other uses except for  
5 use not exceeding 5 percent of total use.

6 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
7 taxable years beginning after December 31, 2006, and before January 1, 2015, a  
8 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
9 amount of the tax, an amount equal to 10 percent of the amount the claimant paid  
10 in the taxable year for dairy manufacturing modernization or expansion related to  
11 the claimant's dairy manufacturing operation.

12 (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
13 amount that the claimant paid for expenses described under par. (b) that the  
14 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

15 2. The aggregate amount of credits that a claimant may claim under this  
16 subsection is \$200,000.

17 3. Partnerships, limited liability companies, and tax-option corporations may  
18 not claim the credit under this subsection, but the eligibility for, and the amount of,  
19 the credit are based on their payment of expenses under par. (b), except that the  
20 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
21 A partnership, limited liability company, or tax-option corporation shall compute  
22 the amount of credit that each of its partners, members, or shareholders may claim  
23 and shall provide that information to each of them. Partners, members of limited  
24 liability companies, and shareholders of tax-option corporations may claim the  
25 credit in proportion to their ownership interest.

1 4. If 2 or more persons own and operate the dairy manufacturing operation,  
2 each person may claim a credit under par. (b) in proportion to his or her ownership  
3 interest, except that the aggregate amount of the credits claimed by all persons who  
4 own and operate the farm shall not exceed \$200,000.

5 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
6 s. 71.28 (4), applies to the credit under this subsection.

7 **\*-0722/2.21\* SECTION 2088.** 71.47 (3w) (a) 5m. of the statutes is created to  
8 read:

9 71.47 (3w) (a) 5m. "Wages" means wages under section 3306 (b) of the Internal  
10 Revenue Code, determined without regard to any dollar limitations.

11 **\*-0722/2.22\* SECTION 2089.** 71.47 (3w) (a) 6. of the statutes is amended to  
12 read:

13 71.47 (3w) (a) 6. "Zone payroll" means the amount of state payroll that is  
14 attributable to compensation wages paid to individuals full-time employees for  
15 services that are performed in ~~a~~ an enterprise zone. "Zone payroll" does not include  
16 the amount of compensation wages paid to any individuals full-time employees that  
17 exceeds \$100,000.

18 **\*-0722/2.23\* SECTION 2090.** 71.47 (3w) (b) 1. a. of the statutes is amended to  
19 read:

20 71.47 (3w) (b) 1. a. The claimant's zone payroll in the taxable year, minus the  
21 claimant's zone payroll number of full-time employees whose annual wages are  
22 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
23 taxable year, minus the number of full-time employees whose annual wages were  
24 greater than \$30,000 and who the claimant employed in the area that comprises the  
25 enterprise zone in the base year.

1           \***-0722/2.24\*** SECTION 2091. 71.47 (3w) (b) 1. b. of the statutes is amended to  
2 read:

3           71.47 (3w) (b) 1. b. The claimant's state payroll in the taxable year, minus the  
4 claimant's state payroll number of full-time employees whose annual wages are  
5 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
6 minus the number of full-time employees whose annual wages were greater than  
7 \$30,000 and who the claimant employed in the state in the base year.

8           \***-0722/2.25\*** SECTION 2092. 71.47 (3w) (b) 2. of the statutes is amended to  
9 read:

10           71.47 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
11 zone payroll by dividing total wages for full-time employees that whose annual  
12 wages are greater than \$30,000 and who the claimant employed in the area that  
13 comprises the enterprise zone in the base taxable year from by the number of  
14 full-time employees that whose annual wages are greater than \$30,000 and who the  
15 claimant employed in the enterprise zone in the taxable year.

16           \***-0722/2.26\*** SECTION 2093. 71.47 (3w) (b) 3. of the statutes is amended to  
17 read:

18           71.47 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under  
19 subd. 2., but not an amount less than zero, by \$30,000.

20           \***-0722/2.27\*** SECTION 2094. 71.47 (3w) (b) 4. of the statutes is amended to  
21 read:

22           71.47 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. from  
23 by the amount determined under subd. 1.

24           \***-0722/2.28\*** SECTION 2095. 71.47 (3w) (bm) (intro.) and 4. of the statutes are  
25 consolidated, renumbered 71.47 (3w) (bm) and amended to read:

1           71.47 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
2   par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
3   claimant may claim as a credit against the tax imposed under s. 71.43 an amount  
4   equal to all of the following: 4. ~~The~~ the amount the claimant paid in the taxable year  
5   to upgrade or improve the job-related skills of any of the claimant's full-time  
6   employees, to train any of the claimant's full-time employees on the use of  
7   job-related new technologies, or to ~~train~~ provide job-related training to any  
8   full-time employee whose employment with the claimant represents the employee's  
9   first full-time job. This subdivision does not apply to employees who do not work in  
10  -a an enterprise zone.

11           \*-0722/2.29\* SECTION 2096. 71.47 (3w) (bm) 3. of the statutes is repealed.

12           \*-0722/2.30\* SECTION 2097. 71.47 (3w) (d) of the statutes is amended to read:

13           71.47 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
14   credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall  
15   include with their returns a copy of their certification for tax benefits, and a copy of  
16   the verification of their expenses, from the department of commerce.

17           \*-1361/4.5\* SECTION 2098. 71.47 (5b) (c) 1. of the statutes is amended to read:

18           71.47 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
19   of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.28  
20   (5b) for all taxable years combined is \$35,000,000 \$52,500,000.

21           \*-0724/2.6\* SECTION 2099. 71.47 (5b) (d) of the statutes is renumbered 71.47

22   (5b) (d) 1.

23           \*-0724/2.7\* SECTION 2100. 71.47 (5b) (d) 2. of the statutes is created to read:

24           71.47 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
25   credit is claimed under par. (b) shall be reduced by the amount of the credit that is



## SECTION 2100

1 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
2 in a partnership, a member's interest in a limited liability company, or stock in a  
3 tax-option corporation shall be adjusted to reflect adjustments made under this  
4 subdivision.

5 **\*-0728/6.12\* SECTION 2101.** 71.47 (5e) (b) of the statutes is amended to read:

6 71.47 (5e) (b) *Filing claims.* Subject to the limitations provided in this  
7 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first  
8 taxable year following the taxable year in which the claimant claims an exemption  
9 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
10 the taxes imposed under s. 71.43, up to the amount of those taxes, in each taxable  
11 year for 2 years, the amount certified by the department of commerce that the  
12 claimant claimed as ~~an exemption~~ a deduction under s. ~~77.54 (48)~~ 77.585 (9).

13 **\*-0728/6.13\* SECTION 2102.** 71.47 (5e) (c) 1. of the statutes is amended to read:

14 71.47 (5e) (c) 1. No credit may be allowed under this subsection unless the  
15 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

16 **\*-0728/6.14\* SECTION 2103.** 71.47 (5e) (c) 3. of the statutes is amended to read:

17 71.47 (5e) (c) 3. The total amount of the credits and ~~exemptions~~ deductions that  
18 may be claimed by all claimants under this subsection and ss. 71.07 (5e), 71.28 (5e),  
19 and ~~77.54 (48)~~ 77.585 (9) is \$7,500,000, as determined by the department of  
20 commerce.

21 **\*-0720/1.9\* SECTION 2104.** 71.47 (5h) (a) 4. of the statutes is amended to read:

22 71.47 (5h) (a) 4. "Previously owned property" means real property that the  
23 claimant or a related person owned during the 2 years prior to doing business in this  
24 state as a film production company and for which the claimant may not deduct a loss  
25 from the sale of the property to, or an exchange of the property with, the related

1 person under section 267 of the Internal Revenue Code, except that section 267 of the  
2 Internal Revenue Code is modified so that if the claimant owns any part of the  
3 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
4 the Internal Revenue Code for purposes of this subsection.

5 **\*-0720/1.10\* SECTION 2105.** 71.47 (5h) (c) 2. of the statutes is amended to read:

6 71.47 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
7 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
8 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
9 demolition or destruction in preparation for the physical work, after December 31,  
10 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

11 **\*-0720/1.11\* SECTION 2106.** 71.47 (5h) (c) 3. of the statutes is amended to read:

12 71.47 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
13 expended to acquire real property, if the property is not previously owned property  
14 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
15 completed project is placed in service after December 31, 2007.

16 **\*-1502/2.6\* SECTION 2107.** 71.47 (5i) of the statutes is created to read:

17 71.47 (5i) ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
18 subsection, "claimant" means a person who files a claim under this subsection.

19 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
20 taxable years beginning after December 31, 2008, a claimant may claim as a credit  
21 against the taxes imposed under s. 71.43, up to the amount of those taxes, an amount  
22 equal to 50 percent of the amount the claimant paid in the taxable year for  
23 information technology hardware or software that is used to maintain medical  
24 records in electronic form, if the claimant is a health care provider, as defined in s.  
25 146.81 (1).

## SECTION 2107

1 (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
2 under this subsection and ss. 71.07 (5i) and 71.28 (5i) in a taxable year is  
3 \$10,000,000, as allocated under s. 560.204.

4 2. Partnerships, limited liability companies, and tax-option corporations may  
5 not claim the credit under this subsection, but the eligibility for, and the amount of,  
6 the credit are based on their payment of amounts under par. (b). A partnership,  
7 limited liability company, or tax-option corporation shall compute the amount of  
8 credit that each of its partners, members, or shareholders may claim and shall  
9 provide that information to each of them. Partners, members of limited liability  
10 companies, and shareholders of tax-option corporations may claim the credit in  
11 proportion to their ownership interests.

12 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
13 s. 71.28 (4), applies to the credit under this subsection.

14 **\*-1410/3.10\* SECTION 2108.** 71.47 (5j) of the statutes is created to read:

15 **71.47 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT.** (a) *Definitions.* In this  
16 subsection:

- 17 1. "Biodiesel fuel" has the meaning given in s. 168.14 (2m) (a).
- 18 2. "Claimant" means a person who files a claim under this subsection.
- 19 3. "Motor vehicle fuel" has the meaning given in s. 78.005 (13).

20 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
21 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
22 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
23 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
24 claimant paid in the taxable year to install or retrofit pumps located in this state that

1 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
2 percent biodiesel fuel.

3 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
4 claim under this subsection in a taxable year is an amount that is equal to \$5,000 per  
5 installed or retrofitted pump that is used as the basis for the credit claimed under  
6 par.(b).

7 2. Partnerships, limited liability companies, and tax-option corporations may  
8 not claim the credit under this subsection, but the eligibility for, and the amount of,  
9 the credit are based on their payment of amounts under par. (b). A partnership,  
10 limited liability company, or tax-option corporation shall compute the amount of  
11 credit that each of its partners, members, or shareholders may claim and shall  
12 provide that information to each of them. Partners, members of limited liability  
13 companies, and shareholders of tax-option corporations may claim the credit in  
14 proportion to their ownership interests.

15 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
16 s. 71.28 (4), applies to the credit under this subsection.

17 **\*-1822/2.6\* SECTION 2109.** 71.49 (1) (dd) of the statutes is created to read:  
18 71.49 (1) (dd) Dairy manufacturing facility investment credit under s. 71.47  
19 (3p).

20 **\*-1410/3.11\* SECTION 2110.** 71.49 (1) (ds) of the statutes is created to read:  
21 71.49 (1) (ds) Ethanol and biodiesel fuel pump credit under s. 71.47 (5j).

22 **\*-1502/2.7\* SECTION 2111.** 71.49 (1) (epa) of the statutes is created to read:  
23 71.49 (1) (epa) Electronic medical records credit under s. 71.47 (5i).

24 **\*-0720/1.12\* SECTION 2112.** 71.49 (1) (ep) of the statutes is renumbered 71.49  
25 (1) (eps) and amended to read:

1 71.49 (1) (eps) Film production services credit under s. 71.47 (5f) (b) 1. and 3.

2 **\*-0720/1.13\* SECTION 2113.** 71.49 (1) (f) of the statutes is amended to read:

3 71.49 (1) (f) The total of farmers' drought property tax credit under s. 71.47  
4 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
5 s. 71.47 (2m), enterprise zone jobs credit under s. 71.47 (3w), film production services  
6 credit under s. 71.28 (5f) (b) 2., and estimated tax payments under s. 71.48.

7 **\*-1302/1.1\* SECTION 2114.** 71.54 (2m) of the statutes is created to read:

8 71.54 (2m) INDEXING FOR INFLATION; 2008 AND THEREAFTER. (a) For taxable years  
9 beginning after December 31, 2007, the dollar amount for the maximum household  
10 income under sub. (1) (f) 3. shall be increased each year by a percentage equal to the  
11 percentage change between the U.S. consumer price index for all urban consumers,  
12 U.S. city average, for the month of August of the previous year and the U.S. consumer  
13 price index for all urban consumers, U.S. city average, for the month of August 2006,  
14 as determined by the federal department of labor. The amount that is revised under  
15 this paragraph shall be rounded to the nearest multiple of \$10 if the revised amount  
16 is not a multiple of \$10 or, if the revised amount is a multiple of \$5, such an amount  
17 shall be increased to the next higher multiple of \$10. The department of revenue  
18 shall annually adjust the changes in dollar amounts required under this paragraph  
19 and incorporate the changes into the income tax forms and instructions.

20 (b) The department of revenue shall annually adjust the slope under sub. (1)  
21 (f) 2. such that as a claimant's income increases from the threshold income under sub.  
22 (1) (f) 1. and 2., to an amount that exceeds the maximum household income as  
23 calculated under par. (a), the credit that may be claimed is reduced to \$0 and the  
24 department of revenue shall incorporate the changes into the income tax forms and  
25 instructions.