

"D"
cont.

1 **SECTION 1972.** 71.07 (3w) (b) 3. of the statutes is amended to read:

2 71.07 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under
3 subd. 2., ~~but not an amount less than zero,~~ by \$30,000.

4 **SECTION 1973.** 71.07 (3w) (b) 4. of the statutes is amended to read:

5 71.07 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~
6 by the amount determined under subd. 1.

7 **SECTION 1974.** 71.07 (3w) (bm) (intro.) and 4. of the statutes are consolidated,
8 renumbered 71.07 (3w) (bm) and amended to read:

9 71.07 (3w) (bm) *Filing supplemental claims.* In addition to the credit under
10 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a
11 claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an
12 amount equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the
13 taxable year to upgrade or improve the job-related skills of any of the claimant's
14 full-time employees, to train any of the claimant's full-time employees on the use
15 of job-related new technologies, or to ~~train~~ provide job-related training to any
16 full-time employee whose employment with the claimant represents the employee's
17 first full-time job. This subdivision does not apply to employees who do not work in
18 ~~a~~ an enterprise zone.

19 **SECTION 1975.** 71.07 (3w) (bm) 3. of the statutes is repealed.

20 **SECTION 1976.** 71.07 (3w) (d) of the statutes is amended to read:

21 71.07 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the
22 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall
23 include with their returns a copy of their certification for tax benefits, and a copy of
24 the verification of their expenses, from the department of commerce.

25 **SECTION 1976s.** 71.07 (5) (a) 15. of the statutes is amended to read:

1 71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance
2 under section 213 of the Internal Revenue Code that is exempt from taxation under
3 s. 71.05 (6) (b) 17. to 20., 35., 36., 37., and 38., 39., 40., 41., and 42. and the amount
4 claimed as a deduction for a long-term care insurance policy under section 213 (d)
5 (1) (D) of the Internal Revenue Code, as defined in section 7702B (b) of the Internal
6 Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 26.

7 **SECTION 1977.** 71.07 (5b) (c) 1. of the statutes is amended to read:

8 71.07 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount
9 of the credits that may be claimed under this subsection and ss. 71.28 (5b) and 71.47
10 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

11 **SECTION 1978.** 71.07 (5b) (d) of the statutes is renumbered 71.07 (5b) (d) 1.

12 **SECTION 1979.** 71.07 (5b) (d) 2. of the statutes is created to read:

13 71.07 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a
14 credit is claimed under par. (b) shall be reduced by the amount of the credit that is
15 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest
16 in a partnership, a member's interest in a limited liability company, or stock in a
17 tax-option corporation shall be adjusted to reflect adjustments made under this
18 subdivision.

19 **SECTION 1980.** 71.07 (5d) (c) 1. of the statutes is amended to read:

20 71.07 (5d) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount
21 of the credits that may be claimed under this subsection for all taxable years
22 combined is ~~\$30,000,000~~ \$47,500,000.

23 **SECTION 1981.** 71.07 (5d) (c) 2. of the statutes is amended to read:

1 71.07 (5d) (c) 2. The maximum amount of a claimant's investment that may be
2 used as the basis for a credit under this subsection is ~~\$500,000~~ \$2,000,000 for each
3 investment made directly in a business certified under s. 560.205 (1).

4 **SECTION 1982.** 71.07 (5d) (d) 4. of the statutes is created to read:

5 71.07 (5d) (d) 4. The Wisconsin adjusted basis of any investment for which a
6 credit is claimed under par. (b) shall be reduced by the amount of the credit that is
7 offset against Wisconsin income taxes.

8 **SECTION 1983.** 71.07 (5e) (b) of the statutes is amended to read:

9 71.07 (5e) (b) *Filing claims.* Subject to the limitations provided in this
10 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first
11 taxable year following the taxable year in which the claimant claims ~~an exemption~~
12 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against
13 the taxes imposed under ss. 71.02 and 71.08, up to the amount of those taxes, in each
14 taxable year for 2 years, the amount certified by the department of commerce that
15 resulted from the claimant claimed as an exemption claiming a deduction under s.
16 ~~77.54 (48)~~ 77.585 (9).

17 **SECTION 1984.** 71.07 (5e) (c) 1. of the statutes is amended to read:

18 71.07 (5e) (c) 1. No credit may be allowed under this subsection unless the
19 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

20 **SECTION 1985.** 71.07 (5e) (c) 3. of the statutes is amended to read:

21 71.07 (5e) (c) 3. The total amount of the credits and ~~exemptions~~ the sales and
22 use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed
23 by all claimants under this subsection and ss. 71.28 (5e), 71.47 (5e), and ~~77.54 (48)~~
24 77.585 (9) is \$7,500,000, as determined by the department of commerce.

25 **SECTION 1986.** 71.07 (5h) (a) 4. of the statutes is amended to read:

1 71.07 (5h) (a) 4. "Previously owned property" means real property that the
2 claimant or a related person owned during the 2 years prior to doing business in this
3 state as a film production company and for which the claimant may not deduct a loss
4 from the sale of the property to, or an exchange of the property with, the related
5 person under section 267 of the Internal Revenue Code, except that section 267 of the
6 Internal Revenue Code is modified so that if the claimant owns any part of the
7 property, rather than 50 percent ownership, the claimant is subject to section 267 of
8 the Internal Revenue Code for purposes of this subsection.

9 **SECTION 1987.** 71.07 (5h) (c) 2. of the statutes is amended to read:

10 71.07 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount
11 expended to construct, rehabilitate, remodel, or repair real property, if the claimant
12 began the physical work of construction, rehabilitation, remodeling, or repair, or any
13 demolition or destruction in preparation for the physical work, after December 31,
14 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

15 **SECTION 1988.** 71.07 (5h) (c) 3. of the statutes is amended to read:

16 71.07 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount
17 expended to acquire real property, if the property is not previously owned property
18 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the
19 completed project is placed in service after December 31, 2007.

20 **SECTION 1989.** 71.07 (5i) of the statutes is created to read:

21 71.07 (5i) ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this
22 subsection, "claimant" means a person who files a claim under this subsection.

23 (b) *Filing claims.* Subject to the limitations provided in this subsection, for
24 taxable years beginning after December 31, 2009, [✓] a claimant may claim as a credit
25 against the taxes imposed under s. 71.02, [✓] up to the amount of those taxes, an amount

1 equal to 50 percent of the amount the claimant paid in the taxable year for
2 information technology hardware or software that is used to maintain medical
3 records in electronic form, if the claimant is a health care provider, as defined in s.
4 146.81 (1).

5 (c) *Limitations.* 1. The maximum amount of the credits that may be claimed
6 under this subsection and ss. 71.28 (5i) and 71.47 (5i) in a taxable year is
7 \$10,000,000, as allocated under s. 560.204.

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

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

18 **SECTION 1990.** 71.07 (5j) of the statutes is created to read:

19 71.07 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this
20 subsection:

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

24 (b) *Filing claims.* Subject to the limitations provided in this subsection, for
25 taxable years beginning after December 31, 2007, and before January 1, 2018, a

1 claimant may claim as a credit against the taxes imposed under s. 71.02, [✓] up to the
2 amount of the taxes, an amount that is equal to 25 percent of the amount that the
3 claimant paid in the taxable year to install or retrofit pumps located in this state that
4 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20
5 percent biodiesel fuel.

6 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may
7 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for
8 each service station for which the claimant has installed or retrofitted pumps as
9 described under par. (b).

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

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

20 **SECTION 1990m.** 71.07 (5k) of the statutes is created to read:

21 **71.07 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT.** (a) *Definitions.* In this
22 subsection:

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

24 2. "Community rehabilitation program" means a nonprofit entity, county,
25 municipality, or state or federal agency that directly provides, or facilitates the

1 provision of, vocational rehabilitation services to individuals who have disabilities
2 to maximize the employment opportunities, including career advancement, of such
3 individuals.

4 3. "Vocational rehabilitation services" include education, training,
5 employment, counseling, therapy, placement, and case management.

6 4. "Work" includes production, packaging, assembly, food service, custodial
7 service, clerical service, and other commercial activities that improve employment
8 opportunities for individuals who have disabilities.

9 (b) *Filing claims.* Subject to the limitations provided in this subsection, for
10 taxable years beginning after July 1, 2009, a claimant may claim as a credit against
11 the tax imposed under s. 71.02, up to the amount of those taxes, an amount equal to
12 5 percent of the amount the claimant paid in the taxable year to a community
13 rehabilitation program to perform work for the claimant's business, pursuant to a
14 contract.

15 (c) *Limitations.* 1. The maximum amount of the credit that any claimant may
16 claim under this subsection in a taxable year is \$25,000 for each community
17 rehabilitation program for which the claimant enters into a contract to have the
18 community rehabilitation program perform work for the claimant's business.

19 2. No credit may be claimed under this subsection unless the claimant submits
20 with the claimant's return a form, as prescribed by the department of revenue, that
21 verifies that the claimant has entered into a contract with a community
22 rehabilitation program and that the program has received payment from the
23 claimant for work provided by the program, consistent with par. (b).

24 3. 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.* Section 71.28 (4) (e) to (h), as it applies to the credit under
8 s. 71.28 (4), applies to the credit under this subsection.

9 **SECTION 1990s.** 71.07 (6e) (a) 2. a. of the statutes is amended to read:

10 71.07 (6e) (a) 2. a. An individual who had served on active duty in the U.S.
11 armed forces or in forces incorporated as part of the U.S. armed forces; who was a
12 resident of this state at the time of entry into that active service, or who had been a
13 resident of this state for any consecutive 5-year period after entry into that active
14 duty service; and who, while a resident of this state, died while on active duty. ✓

15 **SECTION 1990sc.** 71.07 (6e) (a) 2. b. of the statutes is amended to read:

16 71.07 (6e) (a) 2. b. An individual who had served on active duty under
17 honorable conditions in the U.S. armed forces or in forces incorporated as part of the
18 U.S. armed forces; who was a resident of this state at the time of entry into that active
19 service; ~~who was at least 65 years of age at the time of his or her death or would have~~
20 ~~been 65 years of age at the close of the year in which the death occurred~~ or who had
21 been a resident of this state for any consecutive 5-year period after entry into that
22 active duty service; who was a resident of this state at the time of his or her death;
23 and who had either a service-connected disability rating of 100 percent under 38
24 USC 1114 or 1134 or a 100 percent disability rating based on individual
25 unemployability. ✓

SECTION 1990se

1 **SECTION 1990se.** 71.07 (6e) (a) 2. c. of the statutes is amended to read:

2 71.07 (6e) (a) 2. c. An individual who had served in the national guard or a
3 reserve component of the U.S. armed forces; who was a resident of this state at the
4 time of entry into that service; or who had been a resident of this state for any
5 consecutive 5-year period after entry into that service; and who, while a resident of
6 this state, died in the line of duty while on active or inactive duty for training
7 purposes. ✓

8 **SECTION 1990sg.** 71.07 (6e) (a) 3. (intro.) of the statutes is amended to read:

9 71.07 (6e) (a) 3. (intro.) "Eligible veteran" means an individual ~~who is at least~~
10 ~~65 years of age and~~ who is verified by the department of veterans affairs as meeting
11 all of the following conditions: ✓

12 **SECTION 1990si.** 71.07 (6e) (a) 3. b. of the statutes is amended to read:

13 71.07 (6e) (a) 3. b. Was a resident of this state at the time of entry into that
14 active service or had been a resident of this state for any consecutive 5-year period
15 after entry into that service. ✓

16 **SECTION 1990sk.** 71.07 (6e) (a) 3. d. of the statutes is amended to read:

17 71.07 (6e) (a) 3. d. Has either a service-connected disability rating of 100
18 percent under 38 USC 1114 or 1134 or a 100 percent disability rating based on
19 individual unemployability. ✓

20 **SECTION 1990sm.** 71.07 (6e) (a) 3e. of the statutes is created to read:

21 71.07 (6e) (a) 3e. "Individual unemployability" means a condition under which
22 a veteran has a service-connected disability rating of either 60 percent under 38
23 USC 1114 or 1134 or two or more service-connected disability conditions where one
24 condition has at least a 40 percent scheduler rating and the combined scheduler
25 rating for all conditions is at least 70 percent, and has an administrative adjustment

1 added to his or her service-connected disability, due to individual unemployability,
2 such that the federal Department of Veterans Affairs rates the veteran 100 percent
3 disabled. ✓

4 **SECTION 1991.** 71.08 (1) (intro.) of the statutes is amended to read:

5 71.08 (1) IMPOSITION. (intro.) If the tax imposed on a natural person, married
6 couple filing jointly, trust, or estate under s. 71.02, not considering the credits under
7 ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dl), (2dr), (2ds), (2dx), (2fd), ~~(3e), (3e),~~ (3m),
8 (3n), (3p), (3s), (3t), (3w), (5b), (5d), (5e), ~~(5f), (5f)~~ (6), (6e), and (9e), 71.28 (1dd), (1de),
9 (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and 71.47 (1dd),
10 (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and subchs.
11 VIII and IX and payments to other states under s. 71.07 (7), is less than the tax under
12 this section, there is imposed on that natural person, married couple filing jointly,
13 trust or estate, instead of the tax under s. 71.02, an alternative minimum tax
14 computed as follows:

15 **SECTION 1991h.** 71.10 (4) (cn) ✓ of the statutes is created to read:

16 71.10 (4) (cn) Biodiesel fuel production credit under s. 71.07 (3h).

17 **SECTION 1992m.** 71.10 (4) (es) ✓ of the statutes is created to read:

18 71.10 (4) (es) Community rehabilitation program credit under s. 71.07 (5k).

19 **SECTION 1993.** 71.10 (4) (gc) of the statutes is created to read:

20 71.10 (4) (gc) Ethanol and biodiesel fuel pump credit under s. 71.07 (5j).

21 **SECTION 1994.** 71.10 (4) (gxx) of the statutes is created to read:

22 71.10 (4) (gxx) Electronic medical records credit under s. 71.07 (5i).

23 **SECTION 1994h.** 71.10 (4) (i) of the statutes is amended to read:

24 71.10 (4) (i) The total of claim of right credit under s. 71.07 (1), farmland
25 preservation credit under subch. IX, homestead credit under subch. VIII, farmland

1 tax relief credit under s. 71.07 (3m), farmers' drought property tax credit under s.
2 71.07 (2fd), dairy manufacturing facility investment credit under s. 71.07 (3p), film
3 production services credit under s. 71.07 (5f) (b) 2., veterans and surviving spouses
4 property tax credit under s. 71.07 (6e), enterprise zone jobs credit under s. 71.07 (3w),
5 earned income tax credit under s. 71.07 (9e), estimated tax payments under s. 71.09,
6 and taxes withheld under subch. X. ✓

7 **SECTION 1995.** 71.10 (5) (g) of the statutes is amended to read:

8 71.10 (5) (g) *Tax return.* The secretary of revenue shall provide a place for the
9 designations under this subsection on the individual income tax return and, on forms
10 printed by the department of revenue, the secretary shall highlight that place on the
11 return by a symbol chosen by the department of revenue that relates to endangered
12 resources.

13 **SECTION 1996.** 71.10 (5e) (g) of the statutes is amended to read:

14 71.10 (5e) (g) *Tax return.* The secretary of revenue shall provide a place for the
15 designations under this subsection on the individual income tax return, and, on
16 forms printed by the department of revenue, the secretary shall highlight that place
17 on the return by a symbol chosen by the department that relates to a football
18 stadium, as defined in s. 229.821 (6).

19 **SECTION 1997.** 71.21 (4) of the statutes is amended to read:

20 71.21 (4) Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),
21 (2dj), (2dL), (2dm), (2ds), (2dx), (3g), (3h), ✓ (3n), (3p), (3s), (3t), (3w), (5b), (5e), (5f),
22 (5g), and (5h), (5i), (5j), and (5k) and passed through to partners shall be added to the
23 partnership's income.

24 **SECTION 1998.** 71.22 (4) (L) of the statutes is repealed.

25 **SECTION 1999.** 71.22 (4) (m) of the statutes is repealed.

1 **SECTION 2000.** 71.22 (4) (n) of the statutes is amended to read:

2 71.22 (4) (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
3 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after
4 December 31, 1998, and before January 1, 2000, means the federal Internal
5 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and
6 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
7 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188,
8 and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding
9 sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431 of P.L.
10 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L.
11 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding section 109 of P.L.
12 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
13 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,
14 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101,
15 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of
16 P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and
17 as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514,
18 P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),
19 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.
20 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
21 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
22 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
23 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,
24 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
25 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.

1 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections
2 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
3 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L.
4 107-181, P.L. 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L.
5 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and
6 P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
7 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as
8 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135,
9 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal
10 Revenue Code applies for Wisconsin purposes at the same time as for federal
11 purposes. Amendments to the federal Internal Revenue Code enacted after
12 December 31, 1998, do not apply to this paragraph with respect to taxable years
13 beginning after December 31, 1998, and before January 1, 2000, except that
14 changes to the Internal Revenue Code made by P.L. 106-36, P.L. 106-170, P.L.
15 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,
16 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections
17 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121,
18 excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308,
19 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,
20 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.
21 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
22 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
23 811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions
24 applicable to this subchapter made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
25 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding

1 section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301
2 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding
3 section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,
4 and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242,
5 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135,
6 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
7 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844
8 of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal
9 purposes.

10 **SECTION 2001.** 71.22 (4) (o) of the statutes is amended to read:

11 71.22 (4) (o) Except as provided in sub. (4m) and ss. 71.26[✓] (2) (b) and (3), 71.34
12 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after
13 December 31, 1999, and before January 1, 2003, means the federal Internal Revenue
14 Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
15 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66
16 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as
17 amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.
18 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22,
19 P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of
20 P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
21 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section
22 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,
23 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,
24 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.
25 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,

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

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

1 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,
2 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
3 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844
4 of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal
5 purposes.

6 **SECTION 2002.** 71.22 (4) (p) of the statutes is amended to read:

7 71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26[✓](2) (b) and (3), 71.34
8 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after
9 December 31, 2002, and before January 1, 2004, means the federal Internal Revenue
10 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.
11 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
12 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519,
13 sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and
14 ~~section~~ sections 101 and 301 (a) of P.L. 107-147, and as amended by P.L. 108-27,
15 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section
16 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, 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, and P.L. 108-375, P.L. 109-7, P.L.
20 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
21 1329, 1348, and 1351 of P.L. 109-58, 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, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as
24 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
25 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821

1 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.
2 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
3 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
4 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
5 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,
6 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
7 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.
8 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections
9 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.
10 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section
11 sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276,
12 P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
13 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201
14 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
15 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,
16 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,
17 P.L. 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 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
22 federal purposes. Amendments to the federal Internal Revenue Code enacted after
23 December 31, 2002, do not apply to this paragraph with respect to taxable years
24 beginning after December 31, 2002, and before January 1, 2004, except that changes
25 to the Internal Revenue Code made by 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. 108-173,
2 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
3 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
4 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
5 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,
6 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
7 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
8 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
9 811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions
10 applicable to this subchapter made by P.L. 108-27, excluding sections 106, 201, and
11 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,
12 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
13 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
14 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
15 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,
16 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
17 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
18 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
19 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the same time as for
20 federal purposes.

21 **SECTION 2003.** 71.22 (4) (q) of the statutes is amended to read:

22 71.22 (4) (q) Except as provided in sub. (4m) and ss. 71.26[✓](2)(b) and (3), 71.34
23 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after
24 December 31, 2003, and before January 1, 2005, means the federal Internal Revenue
25 Code as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.

1 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
2 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519,
3 sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, ~~section~~
4 sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L. 108-27,
5 section 109 of P.L. 108-121, and section 1201 of P.L. 108-173, and as amendeded by P.L.
6 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and
7 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,
8 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.
9 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
10 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301
11 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
12 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,
13 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as indirectly
14 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,
15 P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and
16 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L.
17 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections
18 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding
19 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.
20 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections
21 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
22 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
23 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
24 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
25 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and

1 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L.
2 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding
3 section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173,
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. The Internal
12 Revenue Code applies for Wisconsin purposes at the same time as for federal
13 purposes. Amendments to the federal Internal Revenue Code enacted after
14 December 31, 2003, do not apply to this paragraph with respect to taxable years
15 beginning after December 31, 2003, and before January 1, 2005, except that changes
16 to the Internal Revenue Code made by P.L. 108-203, P.L. 108-218, P.L. 108-311,
17 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
18 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
19 108-357, P.L. 108-375, and P.L. 108-476, 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. 109-227, and P.L. 109-280, excluding sections 811
24 and 844 of P.L. 109-280, and changes that indirectly affect the provisions applicable
25 to this subchapter made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding

1 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding
2 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.
3 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,
4 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
5 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,
6 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of
7 P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
8 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

9 **SECTION 2004.** 71.22 (4) (r) of the statutes is amended to read:

10 71.22 (4) (r) Except as provided in sub. (4m) and ss. 71.26[✓](~~2~~)(b) and (3), 71.34
11 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after
12 December 31, 2004, and before January 1, 2006, means the federal Internal Revenue
13 Code as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.
14 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
15 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,
16 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
17 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,
18 and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and
19 403 (a) of P.L. 108-311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,
20 and 910 of P.L. 108-357, and as amended by P.L. 109-7, P.L. 109-58, excluding
21 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
22 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,
23 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
24 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections
25 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,

1 excluding sections 811 and 844 of P.L. 109-280, and as indirectly affected in the
2 provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647,
3 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
4 of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.
5 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and
6 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
7 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.
8 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202
9 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.
10 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.
11 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,
12 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.
13 107-116, P.L. 107-134, P.L. 107-147, excluding section sections 101 and 301 (a) of
14 P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
15 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,
16 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
17 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
18 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
19 108-357, P.L. 108-375, and P.L. 108-476, 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. The Internal Revenue Code applies for

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

19 **SECTION 2005.** 71.22 (4) (s) of the statutes is created to read:

20 71.22 (4) (s) Except as provided in sub. (4m) and ss. 71.26 (3), 71.34 (1g), and
21 71.42 (2), "Internal Revenue Code," for taxable years that begin after
22 December 31, 2005, and before January 1, 2007, means the federal Internal Revenue
23 Code as amended to December 31, 2005, 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, sections 1, 3,

1 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
2 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and
3 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403
4 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
5 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,
6 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301
7 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
8 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as amendeded by P.L. 109-222,
9 excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and
10 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as indirectly
11 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,
12 P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and
13 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L.
14 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections
15 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding
16 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.
17 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections
18 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
19 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
20 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
21 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
22 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a)
23 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
24 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,
25 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,

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

21 **SECTION 2006.** 71.22 (4) (t) of the statutes is created to read:

22 71.22 (4) (t) Except as provided in sub. (4m) and ss. 71.26 (3), 71.34 (1g), and
23 71.42 (2), "Internal Revenue Code," for taxable years that begin after
24 December 31, 2006, means the federal Internal Revenue Code as amended to
25 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102-227, sections

1 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
2 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L.
3 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L.
4 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L.
5 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403 (a) of P.L.
6 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
7 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
8 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301 of P.L.
9 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
10 (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, 512, and 513 of P.L.
11 109-222, sections 811 and 844 of P.L. 109-280, and P.L. 109-432, and as indirectly
12 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,
13 P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and
14 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L.
15 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections
16 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding
17 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.
18 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections
19 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
20 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
21 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
22 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
23 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a)
24 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
25 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,

1 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
2 excluding sections 306, 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, 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. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding
7 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
8 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.
9 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.
10 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
11 109-280. The Internal Revenue Code applies for Wisconsin purposes at the same
12 time as for federal purposes. Amendments to the federal Internal Revenue Code
13 enacted after December 31, 2006, do not apply to this paragraph with respect to
14 taxable years beginning after December 31, 2006.

15 **SECTION 2007.** 71.22 (4m) (j) of the statutes is repealed.

16 **SECTION 2008.** 71.22 (4m) (k) of the statutes is repealed.

17 **SECTION 2009.** 71.22 (4m) (L) of the statutes is amended to read:

18 71.22 (4m) (L) For taxable years that begin after December 31, 1998, and
19 before January 1, 2000, "Internal Revenue Code", for corporations that are subject
20 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
21 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,
22 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
23 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
24 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,
25 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431

1 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406
2 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding section 109 of
3 P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)
4 of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,
5 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding
6 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
7 (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L.
8 109-280, and as indirectly affected in the provisions applicable to this subchapter
9 by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
10 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
11 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
12 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
13 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
14 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
15 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
16 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,
17 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections
18 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121,
19 excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308,
20 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,
21 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.
22 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
23 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
24 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for Wisconsin
25 purposes at the same time as for federal purposes. Amendments to the Internal

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

24 **SECTION 2010.** 71.22 (4m) (m) of the statutes is amended to read:

1 71.22 (4m) (m) For taxable years that begin after December 31, 1999, and
2 before January 1, 2003, "Internal Revenue Code", for corporations that are subject
3 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
4 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
5 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
6 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
7 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and
8 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16,
9 P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301
10 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358,
11 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,
12 excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections
13 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding
14 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.
15 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
16 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections
17 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405
18 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,
19 and as indirectly affected in the provisions applicable to this subchapter by P.L.
20 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.
21 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
22 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
23 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
24 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
25 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.

1 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
2 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,
3 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.
4 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L.
5 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections
6 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121,
7 P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)
8 of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,
9 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding
10 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
11 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
12 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.
13 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code
14 applies for Wisconsin purposes at the same time as for federal purposes.
15 Amendments to the Internal Revenue Code enacted after December 31, 1999, do not
16 apply to this paragraph with respect to taxable years beginning after
17 December 31, 1999, and before January 1, 2003, except that changes to the Internal
18 Revenue Code made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165
19 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
20 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a),
21 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.
22 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding
23 section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307,
24 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101,
25 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.

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

19 **SECTION 2011.** 71.22 (4m) (n) of the statutes is amended to read:

20 71.22 (4m) (n) For taxable years that begin after December 31, 2002, and
21 before January 1, 2004, "Internal Revenue Code," for corporations that are subject
22 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
23 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,
24 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
25 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

1 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
2 431 of P.L. 107-16, and ~~section~~ sections 101 and 301 (a) of P.L. 107-147, and as
3 amended by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
4 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201
5 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
6 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,
7 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,
8 P.L. 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. 109-135, excluding sections
10 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405
11 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,
12 and as indirectly affected in the provisions applicable to this subchapter by P.L.
13 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.
14 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
15 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
16 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
17 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
18 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
19 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
20 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,
21 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.
22 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147,
23 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding
24 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
25 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.

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

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

7 **SECTION 2012.** 71.22 (4m) (o) of the statutes is amended to read:

8 71.22 (4m) (o) For taxable years that begin after December 31, 2003, and
9 before January 1, 2005, "Internal Revenue Code," for corporations that are subject
10 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
11 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,
12 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
13 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
14 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
15 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,
16 and 202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173,
17 and as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
18 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,
19 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375,
20 and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,
21 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,
22 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201
23 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
24 109-135, 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

1 by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
2 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
3 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
4 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
5 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
6 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
7 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
8 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,
9 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.
10 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147,
11 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding
12 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
13 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
14 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
15 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
16 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L.
17 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
18 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.
19 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section
20 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L.
21 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code
22 applies for Wisconsin purposes at the same time as for federal purposes.
23 Amendments to the Internal Revenue Code enacted after December 31, 2003, do not
24 apply to this paragraph with respect to taxable years beginning after
25 December 31, 2003, and before January 1, 2005, except that changes to the Internal

1 Revenue Code made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections
2 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections
3 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.
4 108-375, and P.L. 108-476, 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.
6 109-73, excluding section 301 of P.L. 109-73, 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, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
9 109-280, and changes that indirectly affect the provisions applicable to this
10 subchapter made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections
11 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections
12 101, 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 **SECTION 2013.** 71.22 (4m) (p) of the statutes is amended to read:

20 71.22 (4m) (p) For taxable years that begin after December 31, 2004, and
21 before January 1, 2006, "Internal Revenue Code," for corporations that are subject
22 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
23 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,
24 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
25 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

1 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
2 P.L. 106-573, section 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L.
3 107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173,
4 sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, and sections 101, 201, 211,
5 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and as amended by P.L.
6 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301
8 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
9 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,
10 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
11 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as
12 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
13 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
14 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
15 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
16 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
17 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
18 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
19 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
20 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
21 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
22 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181,
23 P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201,
24 and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.
25 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316,

1 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242,
2 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476,
3 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
4 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301
5 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
6 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,
7 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
8 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280. The
9 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
10 purposes. Amendments to the Internal Revenue Code enacted after December 31,
11 2004, do not apply to this paragraph with respect to taxable years beginning after
12 December 31, 2004, and before January 1, 2006, except that changes to the Internal
13 Revenue Code made by P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,
14 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,
15 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201
16 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
17 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and
18 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844
19 of P.L. 109-280, and changes that indirectly affect the provisions applicable to this
20 subchapter made by P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,
21 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,
22 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201
23 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
24 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and
25 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844

1 of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal
2 purposes.

3 **SECTION 2014.** 71.22 (4m) (q) of the statutes is created to read:

4 71.22 (4m) (q) For taxable years that begin after December 31, 2005, and
5 before January 1, 2007, "Internal Revenue Code," for corporations that are subject
6 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
7 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,
8 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
9 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
10 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
11 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
12 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
13 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,
14 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,
15 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of
16 P.L. 109-59, section 301 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates
17 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as
18 amended by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.
19 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
20 109-280, and as indirectly affected in the provisions applicable to this subchapter
21 by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
22 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.
23 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150
24 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.
25 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),

1 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
2 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
3 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,
4 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.
5 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L.
6 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections
7 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201
8 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
9 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201,
10 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L.
11 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323,
12 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding
13 section 11146 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.
14 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
15 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding
16 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.
17 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code
18 applies for Wisconsin purposes at the same time as for federal purposes.
19 Amendments to the Internal Revenue Code enacted after December 31, 2005, do not
20 apply to this paragraph with respect to taxable years beginning after
21 December 31, 2005, and before January 1, 2007, except that changes to the Internal
22 Revenue Code made by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and
23 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844
24 of P.L. 109-280, and changes that indirectly affect the provisions applicable to this
25 subchapter made by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513

1 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of
2 P.L. 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

3 **SECTION 2015.** 71.22 (4m) (r) of the statutes is created to read:

4 71.22 (4m) (r) For taxable years that begin after December 31, 2006, "Internal
5 Revenue Code," for corporations that are subject to a tax on unrelated business
6 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended
7 to December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102-227, sections
8 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),
9 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L.
10 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L.
11 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L.
12 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403 (a) of P.L.
13 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
14 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
15 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301 of P.L.
16 109-73, 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, sections 101, 207, 209, 503, 512, and 513 of P.L.
18 109-222, sections 811 and 844 of P.L. 109-280, and P.L. 109-432, and as indirectly
19 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,
20 P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508,
21 P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
22 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
23 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
24 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
25 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.

1 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,
2 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding
3 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,
4 excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L.
5 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L.
6 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.
7 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403
8 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337,
9 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L.
10 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
11 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L.
12 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding
13 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
14 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,
15 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding
16 sections 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for
17 Wisconsin purposes at the same time as for federal purposes. Amendments to the
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 **SECTION 2016.** 71.22 (5m) of the statutes is renumbered 71.22 (5m) (a).

21 **SECTION 2017.** 71.22 (5m) (b) of the statutes is created to read:

22 71.22 **(5m)** (b) Notwithstanding subs. (4) and (4m), section 101 of P.L. 109-222,
23 related to extending the increased expense deduction under section 179 of the
24 Internal Revenue Code, applies to property used in farming that is acquired and
25 placed in service in taxable years beginning on or after January 1, 2008, and used

1 by a person who is actively engaged in farming. For purposes of this paragraph,
2 “actively engaged in farming” has the meaning given in 7 CFR 1400.201, and
3 “farming” has the meaning given in section 464 (e) (1) of the Internal Revenue Code.

4 **SECTION 2017d.** 71.22 (9a) of the statutes is created to read:

5 71.22 (9a) “Qualified real estate investment trust” means a real estate
6 investment trust, except a real estate investment trust of which more than 50
7 percent of the voting power or value of the beneficial interests or shares are owned
8 or controlled, directly or indirectly, by a single entity that is subject to sections 301
9 to 385 of the Internal Revenue Code, that is not exempt under s. 71.26 (1), and that
10 is not a real estate investment trust or a qualified real estate trust subsidiary under
11 section 856 (i) of the Internal Revenue Code.

12 **SECTION 2017f.** 71.22 (9c) of the statutes is created to read:

13 71.22 (9c) “Real estate investment trust” means a real estate investment trust
14 under section 856 of the Internal Revenue Code. ✓

15 **SECTION 2017g.** 71.22 (9d) of the statutes is created to read:

16 71.22 (9d) “Real estate mortgage investment conduit” means a real estate
17 mortgage investment conduit under section 860D of the Internal Revenue Code. ✓

18 **SECTION 2017h.** 71.22 (9e) of the statutes is created to read:

19 71.22 (9e) “Regulated investment company” means a regulated investment
20 company under section 851 of the Internal Revenue Code. ✓

21 **SECTION 2018.** 71.24 (7) of the statutes is amended to read:

22 71.24 (7) EXTENSIONS. In the case of a corporation required to file a return,
23 ~~when sufficient reason is shown, the department of revenue may on written request~~
24 shall allow an automatic extension of ~~30 days~~ 7 months or until the original due date
25 of the corporation’s corresponding federal return, whichever is later, ~~if the~~

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

13 **SECTION 2019.** 71.26 (1) (am) of the statutes is created to read:

14 71.26 (1) (am) *Veterans service organizations.* Income of a veterans service
15 organization that is chartered under federal law.

16 **SECTION 2020.** 71.26 (1) (b) of the statutes is amended to read:

17 71.26 (1) (b) *Political units.* Income received by the United States, the state
18 and all counties, cities, villages, towns, school districts, technical college districts,
19 joint local water authorities created under s. 66.0823, ~~family~~ long-term care districts
20 under s. 46.2895 or other political units of this state.

21 **SECTION 2021e.** 71.26 (1) (g) of the statutes is created to read:

22 71.26 (1) (g) For taxable years beginning after December 31, 2006, the amount
23 of any incentive payment received by an individual under s. 23.33 (5r) in the taxable
24 year to which the claim relates.

25 **SECTION 2020h.** 71.26 (1m) (i) of the statutes is created to read:

1 71.26 (1m) (i) Those issued under s. 231.03 (6), on or after the effective date of
2 this paragraph [revisor inserts date], if the proceeds from the obligations that are
3 issued are used by a health facility, as defined in s. 231.01 (5), to fund the acquisition
4 of information technology hardware or software. ✓

5 **SECTION 2022.** 71.26 (2) (a) of the statutes is amended to read:

6 71.26 (2) (a) *Corporations in general.* The “net income” of a corporation means
7 the gross income as computed under the Internal Revenue Code as modified under
8 sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit
9 computed under s. 71.28 (1), (3), (4), and (5) minus, as provided under s. 71.28 (3) (c)
10 7., the amount of the credit under s. 71.28 (3) that the taxpayer added to income
11 under this paragraph at the time that the taxpayer first claimed the credit plus the
12 amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),
13 (1ds), (1dx), (3g), (3h), ✓(3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), ~~and~~ (5h), (5i), (5j), and
14 (5k) and not passed through by a partnership, limited liability company, or
15 tax-option corporation that has added that amount to the partnership’s, limited
16 liability company’s, or tax-option corporation’s income under s. 71.21 (4) or 71.34 (1)
17 (g) plus the amount of losses from the sale or other disposition of assets the gain from
18 which would be wholly exempt income, as defined in sub. (3) (L), if the assets were
19 sold or otherwise disposed of at a gain and minus deductions, as computed under the
20 Internal Revenue Code as modified under sub. (3), plus or minus, as appropriate, an
21 amount equal to the difference between the federal basis and Wisconsin basis of any
22 asset sold, exchanged, abandoned, or otherwise disposed of in a taxable transaction
23 during the taxable year, except as provided in par. (b) and s. 71.45 (2) and (5).

24 **SECTION 2023d.** 71.26 (2) (b) of the statutes is repealed and recreated to read:

1 71.26 (2) (b) *Regulated investment companies, real estate investment trusts,*
2 *and real estate mortgage investment conduits.* 1. In this paragraph, except as
3 provided in subds. 2. to 4., “net income” means one of the following:

4 a. That part of the federal regulated investment company income that is subject
5 to federal tax as provided in sections 851 and 852 of the Internal Revenue Code,
6 including federal undistributed net capital gain.

7 b. That part of the federal real estate investment trust income that is subject
8 to federal tax as provided in sections 856 and 857 of the Internal Revenue Code,
9 including federal undistributed net capital gain, federal net income from foreclosure
10 property, and federal net income derived from prohibited transactions. The
11 treatment of certain wholly owned subsidiaries under section 856 (i) of the Internal
12 Revenue Code shall apply in computing the net income of a real estate investment
13 trust.

14 c. That part of the federal real estate mortgage investment conduit income that
15 is subject to federal tax, including federal net income derived from prohibited
16 transactions under section 860F of the Internal Revenue Code and federal net
17 income from foreclosure property under section 860G of the Internal Revenue Code.

18 2. Property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be
19 depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as
20 amended to December 31, 1980, shall continue to be depreciated under the Internal
21 Revenue Code as amended to December 31, 1980.

22 3. With regard to federal regulated investment company income, federal real
23 estate investment trust income, and federal real estate mortgage investment conduit
24 income, the appropriate amount shall be added or subtracted to reflect differences
25 between the depreciation or adjusted basis for federal income tax purposes and the

1 depreciation or adjusted basis under this chapter of any property disposed of during
2 the taxable year.

3 4. The dividend paid deduction otherwise allowed by federal law in computing
4 net income of a real estate investment trust that is subject to federal income tax shall
5 be added back in computing the tax imposed under this chapter unless the real estate
6 investment trust is a qualified real estate investment trust. ✓

7 **SECTION 2032.** 71.26 (3) (s) ✓ of the statutes is amended to read:

8 71.26 (3) (s) Sections 951 to 964 (relating to controlled foreign corporations) are
9 excluded, and, for taxable years beginning on or after January 1, 2006, sections 951
10 to 965 (relating to controlled foreign corporations) are excluded.

11 **SECTION 2034.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

12 71.28 (1dx) (a) 5. "Member of a targeted group" means a person who resides
13 in an area designated by the federal government as an economic revitalization area,
14 a person who is employed in an unsubsidized job but meets the eligibility
15 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
16 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,
17 real pay project position under s. 49.147 (3m), a person who is eligible for child care
18 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an
19 economically disadvantaged youth, an economically disadvantaged veteran, a
20 supplemental security income recipient, a general assistance recipient, an
21 economically disadvantaged ex-convict, a qualified summer youth employee, as
22 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or
23 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)
24 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

25 **SECTION 2035.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

1 71.28 (1dx) (b) 2. The amount determined by multiplying the amount
2 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a
3 development zone and filled by a member of a targeted group and by then subtracting
4 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid
5 under s. 49.147 (3m) (c) for those jobs.

6 **SECTION 2036.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

7 71.28 (1dx) (b) 3. The amount determined by multiplying the amount
8 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a
9 development zone and not filled by a member of a targeted group and by then
10 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and
11 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

12 **SECTION 2037.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

13 71.28 (1dx) (b) 4. The amount determined by multiplying the amount
14 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as
15 provided in the rules under s. 560.785, excluding jobs for which a credit has been
16 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for
17 which significant capital investment was made and by then subtracting the
18 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid
19 under s. 49.147 (3m) (c) for those jobs.

20 **SECTION 2038.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

21 71.28 (1dx) (b) 5. The amount determined by multiplying the amount
22 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as
23 provided in the rules under s. 560.785, excluding jobs for which a credit has been
24 claimed under sub. (1dj), in a development zone and not filled by a member of a

1 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or
2 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

3 **SECTION 2038h.** 71.28 (3h) of the statutes is created to read:

4 71.28 (3h) BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this
5 subsection: ✓

6 1. "Biodiesel fuel" has the meaning given in s. 168.14 (2m) (a).

7 2. "Claimant" means a person who is engaged in the business of producing
8 biodiesel fuel in this state and who files a claim under this subsection. ✓

9 (b) *Filing claims.* Subject to the limitations provided in this subsection, for
10 taxable years beginning after December 31, 2009, and before January 1, 2013, for a
11 claimant who produces at least 2,500,000 gallons of biodiesel fuel in this state in the
12 taxable year, a claimant may claim as a credit against the tax imposed under s. 71.23,
13 up to the amount of the tax, an amount that is equal to the number of gallons of
14 biodiesel fuel produced by the claimant in this state in the taxable year multiplied
15 by 10 cents. ✓

16 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may
17 claim under this subsection in a taxable year is \$1,000,000. ✓

18 2. Partnerships, limited liability companies, and tax-option corporations may
19 not claim the credit under this subsection, but the eligibility for, and the amount of,
20 the credit are based on their biodiesel fuel production, as described under par. (b).
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 interests. ✓

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

3 **SECTION 2039.** 71.28 (3p) ✓ of the statutes is created to read:

4 **71.28 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT.** (a) *Definitions*.

5 In this subsection:

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

7 2. "Dairy manufacturing" means processing milk into dairy products or
8 processing dairy products for sale commercially.

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

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

15 b. Building additions.

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

17 d. Milk intake and storage equipment.

18 e. Processing and manufacturing equipment, including pipes, motors, pumps,
19 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and
20 churns.

21 f. Packaging and handling equipment, including sealing, bagging, boxing,
22 labeling, conveying, and product movement equipment.

23 g. Warehouse equipment, including storage racks.

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

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

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

9 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
10 560.207, for taxable years beginning after December 31, 2006, and before January
11 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.23,
12 up to the amount of the tax, an amount equal to 10 percent of the amount the
13 claimant paid in the taxable year for dairy manufacturing modernization or
14 expansion related to the claimant's dairy manufacturing operation.

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

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

20 2m. a. The maximum amount of the credits that may be claimed under this
21 subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2007-08 is \$600,000, as
22 allocated under s. 560.207. ✓

23 b. The maximum amount of the credits that may be claimed under this
24 subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2008-09, and in each fiscal
25 year thereafter, is \$700,000, as allocated under s. 560.207. ✓

1 3. Partnerships, limited liability companies, and tax-option corporations may
2 not claim the credit under this subsection, but the eligibility for, and the amount of,
3 the credit are based on their payment of expenses under par. (b), except that the
4 aggregate amount of credits that the entity may compute shall not exceed \$200,000.
5 A partnership, limited liability company, or tax-option corporation shall compute
6 the amount of credit that each of its partners, members, or shareholders may claim
7 and shall provide that information to each of them. Partners, members of limited
8 liability companies, and shareholders of tax-option corporations may claim the
9 credit in proportion to their ownership interest.

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

14 (d) *Administration.* 1. ✓ Subsection (4) (e), (g), and (h), as it applies to the credit
15 under sub. (4), applies to the credit under this subsection.

16 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise
17 due under s. 71.23 or no tax is due under s. 71.23, the amount of the claim not used
18 to offset the tax due shall be certified by the department of revenue to the department
19 of administration for payment by check, share draft, or other draft drawn from the
20 appropriation account under s. 20.835 (2) (bn). ✓

21 **SECTION 2040.** 71.28 (3w) (a) 5m. of the statutes is created to read:

22 71.28 (3w) (a) 5m. "Wages" means wages under section 3306 (b) of the Internal
23 Revenue Code, determined without regard to any dollar limitations.

24 **SECTION 2041.** 71.28 (3w) (a) 6. of the statutes is amended to read:

1 71.28 (3w) (a) 6. "Zone payroll" means the amount of state payroll that is
2 attributable to ~~compensation wages~~ wages paid to individuals full-time employees for
3 services that are performed in ~~a~~ an enterprise zone. "Zone payroll" does not include
4 the amount of ~~compensation wages~~ wages paid to any individuals full-time employees that
5 exceeds \$100,000.

6 **SECTION 2042.** 71.28 (3w) (b) 1. a. of the statutes is amended to read:

7 71.28 (3w) (b) 1. a. ~~The claimant's zone payroll in the taxable year, minus the~~
8 ~~claimant's zone payroll~~ number of full-time employees whose annual wages are
9 greater than \$30,000 and who the claimant employed in the enterprise zone in the
10 ~~taxable year, minus the number of full-time employees whose annual wages were~~
11 ~~greater than \$30,000 and who the claimant employed in the area that comprises the~~
12 enterprise zone in the base year.

13 **SECTION 2043.** 71.28 (3w) (b) 1. b. of the statutes is amended to read:

14 71.28 (3w) (b) 1. b. ~~The claimant's state payroll in the taxable year, minus the~~
15 ~~claimant's state payroll~~ number of full-time employees whose annual wages are
16 greater than \$30,000 and who the claimant employed in the state in the taxable year,
17 ~~minus the number of full-time employees whose annual wages were greater than~~
18 \$30,000 and who the claimant employed in the state in the base year.

19 **SECTION 2044.** 71.28 (3w) (b) 2. of the statutes is amended to read:

20 71.28 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average
21 ~~zone payroll by dividing total wages for full-time employees that~~ whose annual
22 ~~wages are greater than \$30,000 and who the claimant employed in the area that~~
23 ~~comprises the enterprise zone in the base~~ taxable year from by the number of
24 full-time employees ~~that~~ whose annual wages are greater than \$30,000 and who the
25 claimant employed in the enterprise zone in the taxable year.