



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

2 71.22 (9e) "Regulated investment company" means a regulated investment
3 company under section 851 of the Internal Revenue Code.

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

5 71.24 (7) EXTENSIONS. In the case of a corporation required to file a return,
6 when sufficient reason is shown, the department of revenue may on written request
7 shall allow an automatic extension of ~~30 days~~ 7 months or until the original due date
8 of the corporation's corresponding federal return, whichever is later, ~~if the~~
9 ~~corporation has not received an extension on its federal return.~~ Any extension of time
10 granted by law or by the internal revenue service for the filing of corresponding
11 federal returns shall extend the time for filing under this subchapter to 30 days after
12 the federal due date if a ~~copy of any extension requested of the internal revenue~~
13 ~~service is filed with the corporation reports the extension in the manner specified by~~
14 the department on the return. ~~Termination of an automatic extension by the internal~~
15 ~~revenue service, or its refusal to grant such automatic extension, shall similarly~~
16 ~~require that any returns due under this subchapter are due on or before 30 days after~~
17 ~~the date for termination fixed by the internal revenue service.~~ Except for payments
18 of estimated taxes, income or franchise taxes payable upon the filing of the tax return
19 shall not become delinquent during such extension period, but shall be subject to
20 interest at the rate of 12% per year during such period.

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

22 71.26 (1) (am) *Veterans service organizations.* Income of a veterans service
23 organization that is chartered under federal law.

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

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

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

6 71.26 (1) (g) For taxable years beginning after December 31, 2006, the amount
7 of any incentive payment received by an individual under s. 23.33 (5r) in the taxable
8 year to which the claim relates.

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

10 71.26 (1m) (i) Those issued under s. 231.03 (6), on or after the effective date of
11 this paragraph [revisor inserts date], if the proceeds from the obligations that are
12 issued are used by a health facility, as defined in s. 231.01 (5), to fund the acquisition
13 of information technology hardware or software.

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

15 71.26 (2) (a) *Corporations in general*. The “net income” of a corporation means
16 the gross income as computed under the Internal Revenue Code as modified under
17 sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit
18 computed under s. 71.28 (1), (3), (4), and (5) minus, as provided under s. 71.28 (3) (c)
19 7., the amount of the credit under s. 71.28 (3) that the taxpayer added to income
20 under this paragraph at the time that the taxpayer first claimed the credit plus the
21 amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),
22 (1ds), (1dx), (3g), (3h), (3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), ~~and (5h)~~, (5i), (5j), and
23 (5k) and not passed through by a partnership, limited liability company, or
24 tax-option corporation that has added that amount to the partnership’s, limited
25 liability company’s, or tax-option corporation’s income under s. 71.21 (4) or 71.34 (1)

1 (g) plus the amount of losses from the sale or other disposition of assets the gain from
2 which would be wholly exempt income, as defined in sub. (3) (L), if the assets were
3 sold or otherwise disposed of at a gain and minus deductions, as computed under the
4 Internal Revenue Code as modified under sub. (3), plus or minus, as appropriate, an
5 amount equal to the difference between the federal basis and Wisconsin basis of any
6 asset sold, exchanged, abandoned, or otherwise disposed of in a taxable transaction
7 during the taxable year, except as provided in par. (b) and s. 71.45 (2) and (5).

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

9 **71.26 (2) (b)** *Regulated investment companies, real estate investment trusts,*
10 *and real estate mortgage investment conduits.* 1. In this paragraph, except as
11 provided in subds. 2. to 4., “net income” means one of the following:

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

15 b. That part of the federal real estate investment trust income that is subject
16 to federal tax as provided in sections 856 and 857 of the Internal Revenue Code,
17 including federal undistributed net capital gain, federal net income from foreclosure
18 property, and federal net income derived from prohibited transactions. The
19 treatment of certain wholly owned subsidiaries under section 856 (i) of the Internal
20 Revenue Code shall apply in computing the net income of a real estate investment
21 trust.

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

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

5 3. With regard to federal regulated investment company income, federal real
6 estate investment trust income, and federal real estate mortgage investment conduit
7 income, the appropriate amount shall be added or subtracted to reflect differences
8 between the depreciation or adjusted basis for federal income tax purposes and the
9 depreciation or adjusted basis under this chapter of any property disposed of during
10 the taxable year.

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

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

16 71.26 (3) (s) Sections 951 to 964 (relating to controlled foreign corporations) are
17 excluded, and, for taxable years beginning on or after January 1, 2006, sections 951
18 to 965 (relating to controlled foreign corporations) are excluded.

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

20 71.28 (1dx) (a) 5. "Member of a targeted group" means a person who resides
21 in an area designated by the federal government as an economic revitalization area,
22 a person who is employed in an unsubsidized job but meets the eligibility
23 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
24 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,
25 real pay project position under s. 49.147 (3m), a person who is eligible for child care

1 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an
2 economically disadvantaged youth, an economically disadvantaged veteran, a
3 supplemental security income recipient, a general assistance recipient, an
4 economically disadvantaged ex-convict, a qualified summer youth employee, as
5 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or
6 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)
7 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

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

9 71.28 (1dx) (b) 2. The amount determined by multiplying the amount
10 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a
11 development zone and filled by a member of a targeted group and by then subtracting
12 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid
13 under s. 49.147 (3m) (c) for those jobs.

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

15 71.28 (1dx) (b) 3. The amount determined by multiplying the amount
16 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a
17 development zone and not filled by a member of a targeted group and by then
18 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and
19 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

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

21 71.28 (1dx) (b) 4. The amount determined by multiplying the amount
22 determined under s. 560.785 (1) (bm) 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 an enterprise development zone under s. 560.797 and for
25 which significant capital investment was made and by then subtracting the

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

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

4 71.28 (1dx) (b) 5. The amount determined by multiplying the amount
5 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as
6 provided in the rules under s. 560.785, excluding jobs for which a credit has been
7 claimed under sub. (1dj), in a development zone and not filled by a member of a
8 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or
9 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

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

11 71.28 (3h) BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this
12 subsection:

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

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

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

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

1 2. 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 biodiesel fuel production, as described under par. (b).
4 A partnership, limited liability company, or tax-option corporation shall compute
5 the amount of credit that each of its partners, members, or shareholders may claim
6 and shall provide that information to each of them. Partners, members of limited
7 liability companies, and shareholders of tax-option corporations may claim the
8 credit in proportion to their ownership interests.

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

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

12 **71.28 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT.** (a) *Definitions.*
13 In this subsection:

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

15 2. "Dairy manufacturing" means processing milk into dairy products or
16 processing dairy products for sale commercially.

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

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

23 b. Building additions.

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

25 d. Milk intake and storage equipment.

1 e. Processing and manufacturing equipment, including pipes, motors, pumps,
2 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and
3 churns.

4 f. Packaging and handling equipment, including sealing, bagging, boxing,
5 labeling, conveying, and product movement equipment.

6 g. Warehouse equipment, including storage racks.

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

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

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

15 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
16 560.207, for taxable years beginning after December 31, 2006, and before January
17 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.23,
18 up to the amount of the tax, an amount equal to 10 percent of the amount the
19 claimant paid in the taxable year for dairy manufacturing modernization or
20 expansion related to the claimant's dairy manufacturing operation.

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

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

1 2m. a. The maximum amount of the credits that may be claimed under this
2 subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2007-08 is \$600,000, as
3 allocated under s. 560.207.

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

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

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

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

22 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise
23 due under s. 71.23 or no tax is due under s. 71.23, the amount of the claim not used
24 to offset the tax due shall be certified by the department of revenue to the department

1 of administration for payment by check, share draft, or other draft drawn from the
2 appropriation account under s. 20.835 (2) (bn).

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

4 71.28 (3w) (a) 5m. "Wages" means wages under section 3306 (b) of the Internal
5 Revenue Code, determined without regard to any dollar limitations.

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

7 71.28 (3w) (a) 6. "Zone payroll" means the amount of state payroll that is
8 attributable to ~~compensation~~ wages paid to individuals full-time employees for
9 services that are performed in ~~a~~ an enterprise zone. "Zone payroll" does not include
10 the amount of ~~compensation~~ wages paid to any individuals full-time employees that
11 exceeds \$100,000.

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

13 71.28 (3w) (b) 1. a. The claimant's ~~zone payroll~~ in the taxable year, minus the
14 ~~claimant's zone payroll~~ number of full-time employees whose annual wages are
15 greater than \$30,000 and who the claimant employed in the enterprise zone in the
16 taxable year, minus the number of full-time employees whose annual wages were
17 greater than \$30,000 and who the claimant employed in the area that comprises the
18 enterprise zone in the base year.

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

20 71.28 (3w) (b) 1. b. The claimant's ~~state payroll~~ in the taxable year, minus the
21 ~~claimant's state payroll~~ number of full-time employees whose annual wages are
22 greater than \$30,000 and who the claimant employed in the state in the taxable year,
23 minus the number of full-time employees whose annual wages were greater than
24 \$30,000 and who the claimant employed in the state in the base year.

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

1 71.28 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average
2 zone payroll by dividing total wages for full-time employees that whose annual
3 wages are greater than \$30,000 and who the claimant employed in the area that
4 ~~comprises the enterprise zone in the base~~ taxable year from by the number of
5 full-time employees ~~that whose annual wages are greater than \$30,000 and who the~~
6 claimant employed in the enterprise zone in the taxable year.

7 **SECTION 2045.** 71.28 (3w) (b) 3. of the statutes is amended to read:

8 71.28 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under
9 subd. 2., ~~but not an amount less than zero,~~ by \$30,000.

10 **SECTION 2046.** 71.28 (3w) (b) 4. of the statutes is amended to read:

11 71.28 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~
12 by the amount determined under subd. 1.

13 **SECTION 2047.** 71.28 (3w) (bm) (intro.) and 4. of the statutes are consolidated,
14 renumbered 71.28 (3w) (bm) and amended to read:

15 71.28 (3w) (bm) *Filing supplemental claims.* In addition to the credit under
16 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a
17 claimant may claim as a credit against the tax imposed under s. 71.23 an amount
18 equal to all of the following: 4. ~~The~~ the amount the claimant paid in the taxable year
19 to upgrade or improve the job-related skills of any of the claimant's full-time
20 employees, to train any of the claimant's full-time employees on the use of
21 job-related new technologies, or to ~~train~~ provide job-related training to any
22 full-time employee whose employment with the claimant represents the employee's
23 first full-time job. This subdivision does not apply to employees who do not work in
24 ~~a~~ an enterprise zone.

25 **SECTION 2048.** 71.28 (3w) (bm) 3. of the statutes is repealed.

1 **SECTION 2049.** 71.28 (3w) (d) of the statutes is amended to read:

2 71.28 (3w) (d) *Administration.* Subsection (4) (g) and (h), as it applies to the
3 credit under sub. (4), applies to the credit under this subsection. Claimants shall
4 include with their returns a copy of their certification for tax benefits, and a copy of
5 the verification of their expenses, from the department of commerce.

6 **SECTION 2050.** 71.28 (5b) (c) 1. of the statutes is amended to read:

7 71.28 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount
8 of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.47
9 (5b) for all taxable years combined is \$35,000,000 \$52,500,000.

10 **SECTION 2051.** 71.28 (5b) (d) of the statutes is renumbered 71.28 (5b) (d) 1.

11 **SECTION 2052.** 71.28 (5b) (d) 2. of the statutes is created to read:

12 71.28 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a
13 credit is claimed under par. (b) shall be reduced by the amount of the credit that is
14 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest
15 in a partnership, a member's interest in a limited liability company, or stock in a
16 tax-option corporation shall be adjusted to reflect adjustments made under this
17 subdivision.

18 **SECTION 2053.** 71.28 (5e) (b) of the statutes is amended to read:

19 71.28 (5e) (b) *Filing claims.* Subject to the limitations provided in this
20 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first
21 taxable year following the taxable year in which the claimant claims ~~an exemption~~
22 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against
23 the taxes imposed under s. 71.23, up to the amount of those taxes, in each taxable
24 year for 2 years, the amount certified by the department of commerce that resulted

1 ~~from the claimant claimed as an exemption claiming a deduction~~ under s. 77.54 (48)
2 ~~77.585 (9).~~

3 **SECTION 2054.** 71.28 (5e) (c) 1. of the statutes is amended to read:

4 71.28 (5e) (c) 1. No credit may be allowed under this subsection unless the
5 claimant satisfies the requirements under s. 77.54 (48) 77.585 (9).

6 **SECTION 2055.** 71.28 (5e) (c) 3. of the statutes is amended to read:

7 71.28 (5e) (c) 3. The total amount of the credits and ~~exemptions~~ the sales and
8 use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed
9 by all claimants under this subsection and ss. 71.07 (5e), 71.47 (5e), and 77.54 (48)
10 77.585 (9) is \$7,500,000, as determined by the department of commerce.

11 **SECTION 2056.** 71.28 (5h) (a) 4. of the statutes is amended to read:

12 71.28 (5h) (a) 4. "Previously owned property" means real property that the
13 claimant or a related person owned during the 2 years prior to doing business in this
14 state as a film production company and for which the claimant may not deduct a loss
15 from the sale of the property to, or an exchange of the property with, the related
16 person under section 267 of the Internal Revenue Code, except that section 267 of the
17 Internal Revenue Code is modified so that if the claimant owns any part of the
18 property, rather than 50 percent ownership, the claimant is subject to section 267 of
19 the Internal Revenue Code for purposes of this subsection.

20 **SECTION 2057.** 71.28 (5h) (c) 2. of the statutes is amended to read:

21 71.28 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount
22 expended to construct, rehabilitate, remodel, or repair real property, if the claimant
23 began the physical work of construction, rehabilitation, remodeling, or repair, or any
24 demolition or destruction in preparation for the physical work, after December 31,
25 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

1 **SECTION 2058.** 71.28 (5h) (c) 3. of the statutes is amended to read:

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

6 **SECTION 2059.** 71.28 (5i) of the statutes is created to read:

7 71.28 **(5i)** ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this
8 subsection, "claimant" means a person 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, a claimant may claim as a credit
11 against the taxes imposed under s. 71.23, up to the amount of those taxes, an amount
12 equal to 50 percent of the amount the claimant paid in the taxable year for
13 information technology hardware or software that is used to maintain medical
14 records in electronic form, if the claimant is a health care provider, as defined in s.
15 146.81 (1).

16 (c) *Limitations.* 1. The maximum amount of the credits that may be claimed
17 under this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is
18 \$10,000,000, as allocated under s. 560.204.

19 2. Partnerships, limited liability companies, and tax-option corporations may
20 not claim the credit under this subsection, but the eligibility for, and the amount of,
21 the credit are based on their payment of amounts under par. (b). A partnership,
22 limited liability company, or tax-option corporation shall compute the amount of
23 credit that each of its partners, members, or shareholders may claim and shall
24 provide that information to each of them. Partners, members of limited liability

1 companies, and shareholders of tax-option corporations may claim the credit in
2 proportion to their ownership interests.

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

5 **SECTION 2060.** 71.28 (5j) of the statutes is created to read:

6 71.28 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this
7 subsection:

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

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

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

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

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

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

7 **SECTION 2060m.** 71.28 (5k) of the statutes is created to read:

8 **71.28 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT.** (a) *Definitions.* In this
9 subsection:

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

11 2. "Community rehabilitation program" means a nonprofit entity, county,
12 municipality, or state or federal agency that directly provides, or facilitates the
13 provision of, vocational rehabilitation services to individuals who have disabilities
14 to maximize the employment opportunities, including career advancement, of such
15 individuals.

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

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

21 (b) *Filing claims.* Subject to the limitations provided in this subsection, for
22 taxable years beginning after July 1, 2009, a claimant may claim as a credit against
23 the tax imposed under s. 71.23, up to the amount of those taxes, an amount equal to
24 5 percent of the amount the claimant paid in the taxable year to a community

1 rehabilitation program to perform work for the claimant's business, pursuant to a
2 contract.

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

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

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

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

22 **SECTION 2060n.** 71.30 (3) (bn) of the statutes is created to read:

23 71.30 (3) (bn) Community rehabilitation program credit under s. 71.28 (5k).

24 **SECTION 2060s.** 71.30 (3) (cn) of the statutes is created to read:

25 71.30 (3) (cn) Biodiesel fuel production credit under s. 71.28 (3h).

1 **SECTION 2062.** 71.30 (3) (ed) of the statutes is created to read:

2 71.30 (3) (ed) Ethanol and biodiesel fuel pump credit under s. 71.28 (5j).

3 **SECTION 2063.** 71.30 (3) (epa) of the statutes is created to read:

4 71.30 (3) (epa) Electronic medical records credit under s. 71.28 (5i).

5 **SECTION 2064.** 71.30 (3) (ep) of the statutes is renumbered 71.30 (3) (eps) and
6 amended to read:

7 71.30 (3) (eps) Film production services credit under s. 71.28 (5f) (b) 1. and 3.

8 **SECTION 2065.** 71.30 (3) (f) of the statutes is amended to read:

9 71.30 (3) (f) The total of farmers' drought property tax credit under s. 71.28
10 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under
11 s. 71.28 (2m), dairy manufacturing facility investment credit under s. 71.28 (3p),
12 enterprise zone jobs credit under s. 71.28 (3w), film production services credit under
13 s. 71.28 (5f) (b) 2., and estimated tax payments under s. 71.29.

14 **SECTION 2066.** 71.34 (1) (g) of the statutes is amended to read:

15 71.34 (1) (g) An addition shall be made for credits computed by a tax-option
16 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3), (3g),
17 (3h), (3n), (3p), (3t), (3w), (5b), (5e), (5f), (5g), and (5h), (5i), (5j), and (5k) and passed
18 through to shareholders.

19 **SECTION 2067.** 71.34 (1g) (L) of the statutes is repealed.

20 **SECTION 2068.** 71.34 (1g) (m) of the statutes is repealed.

21 **SECTION 2069.** 71.34 (1g) (n) of the statutes is amended to read:

22 71.34 (1g) (n) "Internal Revenue Code" for tax-option corporations, for taxable
23 years that begin after December 31, 1998, and before January 1, 2000, means the
24 federal Internal Revenue Code as amended to December 31, 1998, excluding sections
25 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and

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

1 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, 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, except that section 1366 (f) (relating to pass-through of items to
5 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
6 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
7 at the same time as for federal purposes. Amendments to the federal Internal
8 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with
9 respect to taxable years beginning after December 31, 1998, and before
10 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.
11 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
12 P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.
13 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
14 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,
15 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.
16 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
17 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
18 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and
19 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that
20 indirectly affect the provisions applicable to this subchapter made by P.L. 106-36,
21 P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.
22 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.
23 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
24 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,
25 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.

1 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
2 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
3 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and
4 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin
5 purposes at the same time as for federal purposes.

6 **SECTION 2070.** 71.34 (1g) (o) of the statutes is amended to read:
7 **71.34 (1g) (o)** "Internal Revenue Code" for tax-option corporations, for taxable
8 years that begin after December 31, 1999, and before January 1, 2003, means the
9 federal Internal Revenue Code as amended to December 31, 1999, excluding sections
10 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and
11 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)
12 of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections
13 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.
14 107-16, P.L. 107.22, P.L. 107.116, P.L. 107-134, P.L. 107-147, excluding sections 101,
15 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.
16 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
17 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, 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. 109-58, excluding sections 1305, 1308, 1309, 1310,
21 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,
22 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
23 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844
24 of P.L. 109-280, and as indirectly affected in the provisions applicable to this
25 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2)

SECTION 2070

1 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008
2 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
3 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
4 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
5 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
6 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
7 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
8 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
9 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
10 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
11 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
12 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
13 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,
14 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,
15 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,
16 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,
17 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
18 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
19 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
20 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through
21 of items to shareholders) is modified by substituting the tax under s. 71.35 for the
22 taxes under sections 1374 and 1375. The Internal Revenue Code applies for
23 Wisconsin purposes at the same time as for federal purposes. Amendments to the
24 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this
25 paragraph with respect to taxable years beginning after December 31, 1999, and

1 before January 1, 2003, except that changes to the Internal Revenue Code made by
2 P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L.
3 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,
4 P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147,
5 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding
6 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
7 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and
8 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244,
9 336, 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, and changes that indirectly
14 affect the provisions applicable to this subchapter made by P.L. 106-230, P.L.
15 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
16 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
17 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
18 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
19 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,
20 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,
21 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,
22 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,
23 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
24 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
25 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections

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

3 **SECTION 2071.** 71.34 (1g) (p) of the statutes is amended to read:

4 71.34 (1g) (p) "Internal Revenue Code" for tax-option corporations, for taxable
5 years that begin after December 31, 2002, and before January 1, 2004, means the
6 federal Internal Revenue Code as amended to December 31, 2002, excluding sections
7 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and
8 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
9 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
10 431 of P.L. 107-16, and ~~section~~ sections 101 and 301 (a) of P.L. 107-147, and as
11 amended by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
12 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201
13 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
14 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,
15 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,
16 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
17 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections
18 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405
19 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,
20 and as indirectly affected in the provisions applicable to this subchapter by P.L.
21 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812
22 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.
23 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.
24 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
25 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and

1 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
2 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
3 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.
4 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,
5 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding
6 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,
7 excluding ~~section~~ sections 101 and 301 (a) 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. 108-173,
10 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
11 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
12 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
13 108-357, and P.L. 108-375, 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.
15 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
16 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
17 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through
18 of items to shareholders) is modified by substituting the tax under s. 71.35 for the
19 taxes under sections 1374 and 1375. The Internal Revenue Code applies for
20 Wisconsin purposes at the same time as for federal purposes. Amendments to the
21 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this
22 paragraph with respect to taxable years beginning after December 31, 2002, and
23 before January 1, 2004, except that changes to the Internal Revenue Code made by
24 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,
25 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.

1 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,
2 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,
3 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L.
4 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
5 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections
6 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405
7 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,
8 and changes that indirectly affect the provisions applicable to this subchapter made
9 by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,
10 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.
11 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,
12 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,
13 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L.
14 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
15 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections
16 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405
17 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,
18 apply for Wisconsin purposes at the same time as for federal purposes.

19 **SECTION 2072.** 71.34 (1g) (q) of the statutes is amended to read:

20 71.34 (1g) (q) "Internal Revenue Code" for tax-option corporations, for taxable
21 years that begin after December 31, 2003, and before January 1, 2005, means the
22 federal Internal Revenue Code as amended to December 31, 2003, excluding sections
23 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and
24 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
25 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section

1 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,
2 and 202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173,
3 and as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
4 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,
5 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375,
6 and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,
7 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,
8 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201
9 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
10 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
11 109-280, and as indirectly affected in the provisions applicable to this subchapter
12 by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d)
13 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.
14 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.
15 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
16 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
17 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.
18 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
19 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.
20 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,
21 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding
22 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,
23 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.
24 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
25 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of 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, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
3 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
4 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections
5 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
6 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding
7 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
8 (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811
9 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of
10 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes
11 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin
12 purposes at the same time as for federal purposes. Amendments to the federal
13 Internal Revenue Code enacted after December 31, 2003, do not apply to this
14 paragraph with respect to taxable years beginning after December 31, 2003, and
15 before January 1, 2005, except that changes to the Internal Revenue Code made by
16 P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,
17 and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244,
18 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.
19 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301
21 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,
23 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that
24 indirectly affect the provisions applicable to this subchapter made by P.L. 108-203,
25 P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)

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

9 **SECTION 2073.** 71.34 (1g) (r) of the statutes is amended to read:

10 71.34 (1g) (r) "Internal Revenue Code" for tax-option corporations, for taxable
11 years that begin after December 31, 2004, and before January 1, 2006, means the
12 federal Internal Revenue Code as amended to December 31, 2004, excluding sections
13 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and
14 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
15 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
16 P.L. 106-573, section 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L.
17 107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173,
18 sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, and sections 101, 201, 211,
19 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and as amended by P.L.
20 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
21 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301
22 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
23 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,
24 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
25 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as

1 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
2 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
3 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.
4 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
5 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
6 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
7 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,
8 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
9 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.
10 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections
11 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.
12 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section
13 sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276,
14 P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
15 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
16 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
17 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
18 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L.
19 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
20 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.
21 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section
22 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.
23 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
24 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except
25 that section 1366 (f) (relating to pass-through of items to shareholders) is modified

1 by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375.
2 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
3 federal purposes. Amendments to the federal Internal Revenue Code enacted after
4 December 31, 2004, do not apply to this paragraph with respect to taxable years
5 beginning after December 31, 2004, and before January 1, 2006, except that changes
6 to the Internal Revenue Code made by P.L. 109-7, P.L. 109-58, excluding sections
7 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
8 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding
9 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
10 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,
11 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding
12 sections 811 and 844 of P.L. 109-280, and changes that indirectly affect the
13 provisions applicable to this subchapter made by 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. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,
16 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
17 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections
18 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,
19 excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the
20 same time as for federal purposes.

21 **SECTION 2074.** 71.34 (1g) (s) of the statutes is created to read:

22 71.34 (1g) (s) "Internal Revenue Code" for tax-option corporations, for taxable
23 years that begin after December 31, 2005, and before January 1, 2007, means the
24 federal Internal Revenue Code as amended to December 31, 2005, excluding sections
25 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and

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

1 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.
2 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403
3 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337,
4 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L.
5 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
6 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L.
7 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding
8 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
9 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,
10 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding
11 sections 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to
12 pass-through of items to shareholders) is modified by substituting the tax under s.
13 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies
14 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
15 federal Internal Revenue Code enacted after December 31, 2005, do not apply to this
16 paragraph with respect to taxable years beginning after December 31, 2005, and
17 before January 1, 2007, except that changes to the Internal Revenue Code made by
18 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
19 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and
20 changes that indirectly affect the provisions applicable to this subchapter made by
21 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
22 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for
23 Wisconsin purposes at the same time as for federal purposes.

24 **SECTION 2075.** 71.34 (1g) (t) of the statutes is created to read:

1 71.34 (1g) (t) “Internal Revenue Code” for tax-option corporations, for taxable
2 years that begin after December 31, 2006, means the federal Internal Revenue Code
3 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.
4 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
5 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,
6 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
7 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and
8 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403
9 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
10 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,
11 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301
12 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403
13 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, 512, and 513 of
14 P.L. 109-222, sections 811 and 844 of P.L. 109-280, and P.L. 109-432, and as
15 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.
16 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
17 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.
18 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
19 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
20 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
21 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,
22 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
23 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.
24 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections
25 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.

1 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections
2 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.
3 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
4 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
5 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
6 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
7 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,
8 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,
9 and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L.
10 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,
11 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of
12 P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512,
13 and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and
14 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of items
15 to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
16 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
17 at the same time as for federal purposes. Amendments to the federal Internal
18 Revenue Code enacted after December 31, 2006, do not apply to this paragraph with
19 respect to taxable years beginning after December 31, 2006.

20 **SECTION 2076.** 71.34 (1m) of the statutes is renumbered 71.34 (1m) (a).

21 **SECTION 2077.** 71.34 (1m) (b) of the statutes is created to read:

22 71.34 (1m) (b) Notwithstanding sub. (1g), section 101 of P.L. 109-222, related
23 to extending the increased expense deduction under section 179 of the Internal
24 Revenue Code, applies to property used in farming that is acquired and placed in
25 service in taxable years beginning on or after January 1, 2008, and used by a person

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

4 **SECTION 2078.** 71.42 (2) (k) of the statutes is repealed.

5 **SECTION 2079.** 71.42 (2) (L) of the statutes is repealed.

6 **SECTION 2080.** 71.42 (2) (m) of the statutes is amended to read:

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

1 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
2 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
3 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
4 P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.
5 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
6 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,
7 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.
8 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
9 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
10 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and
11 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except that "Internal
12 Revenue Code" does not include section 847 of the federal Internal Revenue Code.
13 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
14 federal purposes. Amendments to the federal Internal Revenue Code enacted after
15 December 31, 1998, do not apply to this paragraph with respect to taxable years
16 beginning after December 31, 1998, and before January 1, 2000, except that
17 changes to the Internal Revenue Code made by P.L. 106-36, P.L. 106-170, P.L.
18 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,
19 excluding section 431 of P.L. 107-16, 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. 107-276, P.L. 108-121,
21 excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308,
22 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,
23 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.
24 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
25 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections

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

13 **SECTION 2081.** 71.42 (2) (n) of the statutes is amended to read:

14 71.42 (2) (n) For taxable years that begin after December 31, 1999, and before
15 January 1, 2003, "Internal Revenue Code" means the federal Internal Revenue Code
16 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.
17 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66
18 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as
19 amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.
20 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22,
21 P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of
22 P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
23 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section
24 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,
25 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,

1 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.
2 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
3 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201
4 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
5 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as
6 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
7 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections
8 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding
9 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.
10 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections
11 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
12 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
13 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
14 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
15 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a),
16 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.
17 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding
18 section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307,
19 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101,
20 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.
21 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
22 1329, 1348, and 1351 of P.L. 109-58, 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, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except
25 that "Internal Revenue Code" does not include section 847 of the federal Internal

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