

2011 Jt1 DRAFTING REQUEST

Senate Amendment (SA-SSA(LRBs0017/2)-SB7)

Received: 01/20/2011

Received By: jkreye

Wanted: As time permits

Companion to LRB:

For: Lena Taylor (608) 266-5810

By/Representing: eric

May Contact:

Drafter: jkreye

Subject: Tax, Business - credits

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Taylor@legis.wisconsin.gov

Carbon copy (CC:) to: joseph.kreye@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Job creation deductions; change amounts for certain employees

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	jkreye 01/20/2011	kfollett 01/20/2011	jfrantze 01/20/2011	_____	mbarman 01/20/2011	mbarman 01/20/2011	

FE Sent For:

<END>

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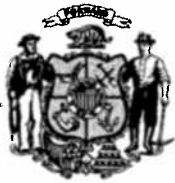
See attached

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/1	jkreye	1/15/11 1/20		J 1/20			

FE Sent For:

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State of Wisconsin
2011 - 2012 LEGISLATURE
January 2011 Special Session



LRBs0017/2
JK:nwn&wlj&cjs:rs

SENATE SUBSTITUTE AMENDMENT ,
TO SENATE BILL 7

1 **AN ACT** *to create* 71.05 (6) (b) 47., 71.26 (1) (h) and 71.45 (1) (c) of the statutes;
2 **relating to:** a job creation income and franchise tax deduction and granting
3 rule-making authority.

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

4 **SECTION 1.** 71.05 (6) (b) 47. of the statutes is created to read:
5 71.05 (6) (b) 47. An amount equal to the increase in the number of full-time
6 equivalent employees employed by the taxpayer in this state during the taxable year,
7 multiplied by \$4,000 for a business with gross receipts of no greater than \$5,000,000
8 in the taxable year or \$2,000 for a business with gross receipts greater than
9 \$5,000,000 in the taxable year. For purposes of this subdivision, the increase in the
10 number of full-time equivalent employees employed by the taxpayer in this state
11 during the taxable year is determined by subtracting from the number of full-time

1 equivalent employees employed by the taxpayer in this state during the taxable year,
2 as determined by computing the average employee count from the taxpayer's
3 quarterly unemployment insurance reports or other information as required by the
4 department for the taxable year, the number of full-time equivalent employees
5 employed by the taxpayer in this state during the immediately preceding taxable
6 year, as determined by computing the average employee count from the taxpayer's
7 quarterly unemployment insurance reports or other information as required by the
8 department for the immediately preceding taxable year. No person may claim a
9 deduction under this subdivision if the person may claim a credit under this
10 subchapter based on the person relocating the person's business from another state
11 to this state and in an amount equal to the person's tax liability. The department
12 shall promulgate rules to administer this subdivision.

13 **SECTION 2.** 71.26 (1) (h) of the statutes is created to read:

14 71.26 (1) (h) An amount equal to the increase in the number of full-time
15 equivalent employees employed by the taxpayer in this state during the taxable year,
16 multiplied by \$4,000 for a business with gross receipts of no greater than \$5,000,000
17 in the taxable year or \$2,000 for a business with gross receipts greater than
18 \$5,000,000 in the taxable year. For purposes of this paragraph, the increase in the
19 number of full-time equivalent employees employed by the taxpayer in this state
20 during the taxable year is determined by subtracting from the number of full-time
21 equivalent employees employed by the taxpayer in this state during the taxable year,
22 as determined by computing the average employee count from the taxpayer's
23 quarterly unemployment insurance reports or other information as required by the
24 department for the taxable year, the number of full-time equivalent employees
25 employed by the taxpayer in this state during the immediately preceding taxable

1 year, as determined by computing the average employee count from the taxpayer's
2 quarterly unemployment insurance reports or other information as required by the
3 department for the immediately preceding taxable year. No person may claim a
4 deduction under this paragraph if the person may claim a credit under this
5 subchapter based on the person relocating the person's business from another state
6 to this state and in an amount equal to the person's tax liability. The department
7 shall promulgate rules to administer this paragraph.

8 **SECTION 3.** 71.45 (1) (c) of the statutes is created to read:

9 71.45 (1) (c) An amount equal to the increase in the number of full-time
10 equivalent employees employed by the taxpayer in this state during the taxable year,
11 multiplied by \$4,000 for a business with gross receipts of no greater than \$5,000,000
12 in the taxable year or \$2,000 for a business with gross receipts greater than
13 \$5,000,000 in the taxable year. For purposes of this paragraph, the increase in the
14 number of full-time equivalent employees employed by the taxpayer in this state
15 during the taxable year is determined by subtracting from the number of full-time
16 equivalent employees employed by the taxpayer in this state during the taxable year,
17 as determined by computing the average employee count from the taxpayer's
18 quarterly unemployment insurance reports or other information as required by the
19 department for the taxable year, the number of full-time equivalent employees
20 employed by the taxpayer in this state during the immediately preceding taxable
21 year, as determined by computing the average employee count from the taxpayer's
22 quarterly unemployment insurance reports or other information as required by the
23 department for the immediately preceding taxable year. No person may claim a
24 deduction under this paragraph if the person may claim a credit under this
25 subchapter based on the person relocating the person's business from another state

1 to this state and in an amount equal to the person's tax liability. The department
2 shall promulgate rules to administer this subdivision.

3 **SECTION 4. Nonstatutory provisions.**

4 (1) REQUIRED GENERAL FUND BALANCE. Section 20.003 (4) of the statutes does not
5 apply to the action of the legislature in enacting this act.

6 **SECTION 5. Initial applicability.**

7 (1) This act first applies to taxable years beginning on January 1, 2011.

8 (END)



State of Wisconsin
2011 - 2012 LEGISLATURE

January 2011 Special Session



LRBa0195/1
JK...*kgf*

SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT (LRBs0017/2),
TO SENATE BILL 7

Handwritten signature

Now

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 1, line 7: delete lines 7 to 9 and substitute "multiplied by, for a
3 business with gross receipts of no greater than \$5,000,000 in the taxable year, \$4,000
4 for each individual hired who is a woman, veteran, or minority class member and
5 \$2,000 for each individual hired who is not such a person or, for a business with gross
6 receipts greater than \$5,000,000 in the taxable year, \$2,000 for each individual hired
7 who is a woman, veteran, or minority class member and \$1,000 for each individual
8 hired who is not such a person. For purposes of this subdivision, the increase in the".
- 9 **2.** Page 2, line 16: delete lines 16 to 18 and substitute "multiplied by, for a
10 business with gross receipts of no greater than \$5,000,000 in the taxable year, \$4,000
11 for each individual hired who is a woman, veteran, or minority class member and
12 \$2,000 for each individual hired who is not such a person or, for a business with gross

1 receipts greater than \$5,000,000 in the taxable year, \$2,000 for each individual hired
2 who is a woman, veteran, or minority class member and \$1,000 for each individual
3 hired who is not such a person. For purposes of this paragraph, the increase in the”.

4 **3.** Page 3, line 11: delete lines 11 to 13 and substitute “multiplied by, for a
5 business with gross receipts of no greater than \$5,000,000 in the taxable year, \$4,000
6 for each individual hired who is a woman, veteran, or minority class member and
7 \$2,000 for each individual hired who is not such a person or, for a business with gross
8 receipts greater than \$5,000,000 in the taxable year, \$2,000 for each individual hired
9 who is a woman, veteran, or minority class member and \$1,000 for each individual
10 hired who is not such a person. For purposes of this paragraph, the increase in the”.

11 (END)