

1 may claim as a credit against the tax imposed under s. 71.23, up to 1 percent of the  
2 amount that the claimant paid in the taxable year to purchase tangible personal  
3 property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or services from  
4 Wisconsin vendors, as determined by ~~the department of commerce~~ under s. 238.399  
5 (5) (e) or s. 560.799 (5) (e), 2009 stats., except that the claimant may not claim the  
6 credit under this subdivision and subd. 3. for the same expenditures.

7 **SECTION 1996.** 71.28 (3w) (c) 3. of the statutes is amended to read:

8 71.28 (3w) (c) 3. No credit may be allowed under this subsection unless the  
9 claimant includes with the claimant's return a copy of the claimant's certification for  
10 tax benefits under s. 238.399 (5) or (5m) or s. 560.799 (5) or (5m), 2009 stats.

11 **SECTION 1997.** 71.28 (3w) (d) of the statutes is amended to read:

12 71.28 (3w) (d) *Administration.* Subsection (4) (g) and (h), as it applies to the  
13 credit under sub. (4), applies to the credit under this subsection. Claimants shall  
14 include with their returns a copy of their certification for tax benefits, and a copy of  
15 the verification of their expenses, from the department of commerce or the Wisconsin  
16 Economic Development Corporation.

17 **SECTION 1998.** 71.28 (4) (am) 1. of the statutes is amended to read:

18 71.28 (4) (am) 1. In addition to the credit under par. (ad), any corporation may  
19 credit against taxes otherwise due under this chapter an amount equal to 5 percent  
20 of the amount obtained by subtracting from the corporation's qualified research  
21 expenses, as defined in section 41 of the Internal Revenue Code, except that  
22 "qualified research expenses" include only expenses incurred by the claimant in a  
23 development zone under subch. II of ch. 238 or subch. VI of ch. 560, 2009 stats., except  
24 that a taxpayer may elect the alternative computation under section 41 (c) (4) of the  
25 Internal Revenue Code and that election applies until the department permits its

1 revocation and except that “qualified research expenses” do not include  
2 compensation used in computing the credit under sub. (1dj) nor research expenses  
3 incurred before the claimant is certified for tax benefits under s. 238.365 (3) or s.  
4 560.765 (3), 2009 stats., the corporation’s base amount, as defined in section 41 (c)  
5 of the Internal Revenue Code, in a development zone, except that gross receipts used  
6 in calculating the base amount means gross receipts from sales attributable to  
7 Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj), and  
8 (dk) and research expenses used in calculating the base amount include research  
9 expenses incurred before the claimant is certified for tax benefits under s. 238.365  
10 (3) or s. 560.765 (3), 2009 stats., in a development zone, if the claimant submits with  
11 the claimant’s return a copy of the claimant’s certification for tax benefits under s.  
12 238.365 (3) or s. 560.765 (3), 2009 stats., and a statement from the department of  
13 commerce or the Wisconsin Economic Development Corporation verifying the  
14 claimant’s qualified research expenses for research conducted exclusively in a  
15 development zone. The rules under s. 73.03 (35) apply to the credit under this  
16 subdivision. The rules under sub. (1di) (f) and (g) as they apply to the credit under  
17 that subsection apply to claims under this subdivision. Section 41 (h) of the Internal  
18 Revenue Code does not apply to the credit under this subdivision.

19 **SECTION 1999.** 71.28 (4) (am) 2. of the statutes is amended to read:

20 71.28 (4) (am) 2. The development zones credit under subd. 1., as it applies to  
21 a person certified under s. 238.365 (3) or s. 560.765 (3), 2009 stats., applies to a  
22 corporation that conducts economic activity in a development opportunity zone  
23 under s. 238.395 (1) or s. 560.795 (1), 2009 stats., and that is entitled to tax benefits  
24 under s. 238.395 (3) or s. 560.795 (3), 2009 stats., subject to the limits under s.  
25 238.395 (2) or s. 560.795 (2), 2009 stats. A development opportunity zone credit

1 under this subdivision may be calculated using expenses incurred by a claimant  
2 beginning on the effective date under s. 238.395 (2) (a) or s. 560.795 (2) (a), 2009  
3 stats., of the development opportunity zone designation of the area in which the  
4 claimant conducts economic activity.

5 **SECTION 2000.** 71.28 (5b) (a) 2. of the statutes is amended to read:

6 71.28 (5b) (a) 2. "Fund manager" means an investment fund manager certified  
7 under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

8 **SECTION 2001.** 71.28 (5b) (b) 1. of the statutes is amended to read:

9 71.28 (5b) (b) 1. For taxable years beginning after December 31, 2004, subject  
10 to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009  
11 stats., and except as provided in subd. 2., a claimant may claim as a credit against  
12 the tax imposed under s. 71.23, up to the amount of those taxes, 25 percent of the  
13 claimant's investment paid to a fund manager that the fund manager invests in a  
14 business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

15 **SECTION 2002.** 71.28 (5b) (b) 2. of the statutes is amended to read:

16 71.28 (5b) (b) 2. In the case of a partnership, limited liability company, or  
17 tax-option corporation, the computation of the 25 percent limitation under subd. 1.  
18 shall be determined at the entity level rather than the claimant level and may be  
19 allocated among the claimants who make investments in the manner set forth in the  
20 entity's organizational documents. The entity shall provide to the department of  
21 revenue and to the department of commerce or the Wisconsin Economic  
22 Development Corporation the names and tax identification numbers of the  
23 claimants, the amounts of the credits allocated to the claimants, and the  
24 computation of the allocations.

25 **SECTION 2003.** 71.28 (5b) (d) 3. of the statutes is amended to read:

1           71.28 (5b) (d) 3. For ~~calendar years beginning~~ investments made after  
2           December 31, 2007, if an investment for which a claimant claims a credit under par.  
3           (b) is held by the claimant for less than 3 years, the claimant shall pay to the  
4           department, in the manner prescribed by the department, the amount of the credit  
5           that the claimant received related to the investment.

6           **SECTION 2004.** 71.28 (5f) (a) 1. (intro.) of the statutes is amended to read:

7           71.28 (5f) (a) 1. (intro.) “Accredited production” means a film, video, broadcast  
8           advertisement, or television production, as approved by the department of commerce  
9           or the department of tourism, for which the aggregate salary and wages included in  
10          the cost of the production for the period ending 12 months after the month in which  
11          the principal filming or taping of the production begins exceeds \$50,000. “Accredited  
12          production” also means an electronic game, as approved by the department of  
13          commerce or the department of tourism, for which the aggregate salary and wages  
14          included in the cost of the production for the period ending 36 months after the month  
15          in which the principal programming, filming, or taping of the production begins  
16          exceeds \$100,000. “Accredited production” does not include any of the following,  
17          regardless of the production costs:

18          **SECTION 2005.** 71.28 (5f) (a) 3. of the statutes is amended to read:

19          71.28 (5f) (a) 3. “Production expenditures” means any expenditures that are  
20          incurred in this state and directly used to produce an accredited production,  
21          including expenditures for set construction and operation, wardrobes, make-up,  
22          clothing accessories, photography, sound recording, sound synchronization, sound  
23          mixing, lighting, editing, film processing, film transferring, special effects, visual  
24          effects, renting or leasing facilities or equipment, renting or leasing motor vehicles,  
25          food, lodging, and any other similar expenditure as determined by the department

1 of commerce or the department of tourism. “Production expenditures” do not include  
2 salary, wages, or labor-related contract payments.

3 **SECTION 2006.** 71.28 (5f) (c) 6. of the statutes is amended to read:

4 71.28 (5f) (c) 6. No credit may be allowed under this subsection unless the  
5 claimant files an application with the department of commerce or the department of  
6 tourism, at the time and in the manner prescribed by the department of commerce  
7 or the department of tourism, and the department of commerce or the department  
8 of tourism approves the application. The claimant shall submit a fee with the  
9 application in an amount equal to 2 percent of the claimant’s budgeted production  
10 expenditures or to \$5,000, whichever is less. The claimant shall submit a copy of the  
11 approved application with the claimant’s return.

12 **SECTION 2007.** 71.28 (5h) (c) 4. of the statutes is amended to read:

13 71.28 (5h) (c) 4. No claim may be allowed under this subsection unless the  
14 department of commerce or the department of tourism certifies, in writing, that the  
15 credits claimed under this subsection are for expenses related to establishing or  
16 operating a film production company in this state and the claimant submits a copy  
17 of the certification with the claimant’s return.

18 **SECTION 2008.** 71.28 (5i) (c) 1. of the statutes is amended to read:

19 71.28 (5i) (c) 1. The maximum amount of the credits that may be claimed under  
20 this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is \$10,000,000, as  
21 allocated under s. 73.15 or s. 560.204, 2009 stats.

22 **SECTION 2009.** 71.28 (5j) (a) 2d. of the statutes is amended to read:

23 71.28 (5j) (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and  
24 any other fuel derived from a renewable resource that meets all of the applicable  
25 requirements of the American Society for Testing and Materials for that fuel and that

1 the department of commerce or the department of safety and professional services  
2 designates by rule as a diesel replacement renewable fuel.

3 **SECTION 2010.** 71.28 (5j) (a) 2m. of the statutes is amended to read:

4 71.28 (5j) (a) 2m. "Gasoline replacement renewable fuel" includes ethanol and  
5 any other fuel derived from a renewable resource that meets all of the applicable  
6 requirements of the American Society for Testing and Materials for that fuel and that  
7 the department of commerce or the department of safety and professional services  
8 designates by rule as a gasoline replacement renewable fuel.

9 **SECTION 2011.** 71.28 (5j) (c) 3. of the statutes is amended to read:

10 71.28 (5j) (c) 3. The department of commerce or the department of safety and  
11 professional services shall establish standards to adequately prevent, in the  
12 distribution of conventional fuel to an end user, the inadvertent distribution of fuel  
13 containing a higher percentage of renewable fuel than the maximum percentage  
14 established by the federal environmental protection agency for use in  
15 conventionally-fueled engines.

16 **SECTION 2011d.** 71.28 (5n) of the statutes is created to read:

17 71.28 (5n) QUALIFIED PRODUCTION ACTIVITIES CREDIT. (a) *Definitions.* In this  
18 subsection:

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

20 2. "Eligible qualified production activities income" means the lesser of the  
21 following:

22 a. Qualified production activities income that derives from property located in  
23 this state that is assessed as manufacturing property under s. 70.995 or as  
24 agricultural property under s. 70.32 (2) (a) 4.

25 b. Income that is apportioned to this state under s. 71.25 (5), (6), and (6m).

1 c. Income that is determined to be taxable in this state under s. 71.255 (2).

2 3. “Qualified production activities income” means qualified production  
3 activities income as defined in 26 USC 199 (c).

4 (b) *Filing claims.* Subject to the limitations provided in this subsection, a  
5 claimant may claim as a credit against the tax imposed under s. 71.23, up to the  
6 amount of the tax, an amount equal to one of the following percentages of the  
7 claimant’s eligible qualified production activities income in the taxable year:

8 1. For taxable years beginning after December 31, 2012, and before January  
9 1, 2014, 1.875 percent.

10 2. For taxable years beginning after December 31, 2013, and before January  
11 1, 2015, 3.75 percent.

12 3. For taxable years beginning after December 31, 2014, and before January  
13 1, 2016, 5.526 percent.

14 4. For taxable years beginning after December 31, 2015, 7.5 percent.

15 (c) *Limitations.* Partnerships, limited liability companies, and tax-option  
16 corporations may not claim the credit under this subsection, but the eligibility for,  
17 and the amount of, the credit are based on their share of the income described under  
18 par. (b). A partnership, limited liability company, or tax-option corporation shall  
19 compute the amount of credit that each of its partners, members, or shareholders  
20 may claim and shall provide that information to each of them. Partners, members  
21 of limited liability companies, and shareholders of tax-option corporations may  
22 claim the credit in proportion to their ownership interests.

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

25 **SECTION 2012d.** 71.30 (3) (dn) of the statutes is created to read:

1           71.30 (3) (dn) Qualified production activities credit under s. 71.28 (5n).

2           **SECTION 2012n.** 71.34 (1g) (u) of the statutes is amended to read:

3           71.34 (1g) (u) "Internal Revenue Code" for tax-option corporations, for taxable  
4 years that begin after December 31, 2007, and before January 1, 2009, means the  
5 federal Internal Revenue Code as amended to December 31, 2007, excluding sections  
6 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
7 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
8 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,  
9 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,  
10 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,  
11 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,  
12 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,  
13 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of  
14 P.L. 109-59, section 301 of P.L. 109-73, 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, sections 101,  
16 207, 209, 503, 512, and 513 of P.L. 109-222, sections 811 and 844 of P.L. 109-280, P.L.  
17 109-432, P.L. 110-28, P.L. 110-140, P.L. 110-141, P.L. 110-142, P.L. 110-166, and  
18 P.L. 110-172, and as amendeded by P.L. 110-245, excluding sections 110, 113, and 301  
19 of P.L. 110-245, and section 15316 of P.L. 110-246, section 301 of division B and  
20 section 313 of division C of P.L. 110-343, P.L. 110-458, section 1541 of division B of  
21 P.L. 111-5, and P.L. 111-192, and as indirectly affected in the provisions applicable  
22 to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803  
23 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section  
24 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239,  
25 P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.



1 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
2 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
3 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
4 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
5 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, 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 and 301 (a) 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, 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, 308, 316,  
12 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242,  
13 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, 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. 109-59, excluding section 11146  
16 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,  
17 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
18 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections  
19 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, P.L. 109-280,  
20 excluding sections 811 and 844 of P.L. 109-280, P.L. 110-245, excluding sections 110,  
21 113, and 301 of P.L. 110-245, and section 15316 of P.L. 110-246, section 301 of  
22 division B and section 313 of division C of P.L. 110-343, P.L. 110-458, section 1541  
23 of division B of P.L. 111-5, and P.L. 111-192, except that section 1366 (f) (relating to  
24 pass-through of items to shareholders) is modified by substituting the tax under s.  
25 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies

1 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
2 federal Internal Revenue Code enacted after December 31, 2007, do not apply to this  
3 paragraph with respect to taxable years beginning after December 31, 2007, and  
4 before January 1, 2009, except that changes to the Internal Revenue Code made by  
5 P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, and section 15316  
6 of P.L. 110-246, section 301 of division B and section 313 of division C of P.L. 110-343,  
7 P.L. 110-458, section 1541 of division B of P.L. 111-5, and P.L. 111-192, and changes  
8 that indirectly affect the provisions applicable to this subchapter made by P.L.  
9 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, and section 15316 of  
10 P.L. 110-246, section 301 of division B and section 313 of division C of P.L. 110-343,  
11 P.L. 110-458, section 1541 of division B of P.L. 111-5, and P.L. 111-192, apply for  
12 Wisconsin purposes at the same time as for federal purposes.

13 **SECTION 2013.** 71.34 (1g) (um) of the statutes is amended to read:

14 71.34 (1g) (um) "Internal Revenue Code" for tax-option corporations, for  
15 taxable years that begin after December 31, 2008, and before January 1, 2011,  
16 means the federal Internal Revenue Code as amended to December 31, 2008,  
17 excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171  
18 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
19 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165  
20 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of  
21 P.L. 107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173,  
22 sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 102, 201, 211,  
23 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305,  
24 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58,  
25 section 11146 of P.L. 109-59, section 301 of P.L. 109-73, sections 101, 105, 201 (a) as

1 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135,  
2 sections 101, 207, 209, 503, and 513 of P.L. 109-222, ~~section 844 of P.L. 109-280~~, P.L.  
3 109-432, P.L. 110-28, P.L. 110-140, P.L. 110-141, P.L. 110-142, P.L. 110-166, P.L.  
4 110-172, P.L. 110-185, P.L. 110-234, sections 110, 113, and 301 of P.L. 110-245, P.L.  
5 110-246, except section 15316 of P.L. 110-246, P.L. 110-289, except section 3093 of  
6 P.L. 110-289, P.L. 110-317, and P.L. 110-343, except section 301 of division B and  
7 section 313 of division C of P.L. 110-343, and ~~P.L. 110-351~~, as amended by sections  
8 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111-5, section  
9 301 of P.L. 111-147, P.L. 111-192, section 1601 of P.L. 111-203, section 215 of P.L.  
10 111-226, section 2112 of P.L. 111-240, and P.L. 111-325, and as indirectly affected  
11 in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L.  
12 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823  
13 (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, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
3 P.L. 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, and 513 of P.L.  
9 109-222, P.L. 109-227, P.L. 109-280, ~~excluding section 844 of P.L. 109-280, P.L.~~  
10 ~~110-245, excluding sections 110, 113, and 301 of P.L. 110-245, and section 15316 of~~  
11 ~~P.L. 110-246, section 3093 of P.L. 110-289, section 301 of division B and section 313~~  
12 ~~of division C of P.L. 110-343, P.L. 110-351, P.L. 110-458, sections 1261, 1262, 1401,~~  
13 ~~1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111-5, section 301 of P.L.~~  
14 ~~111-147, P.L. 111-192, section 1601 of P.L. 111-203, section 215 of P.L. 111-226,~~  
15 ~~section 2112 of P.L. 111-240, and P.L. 111-325, except that section 1366 (f) (relating~~  
16 ~~to pass-through of items to shareholders) is modified by substituting the tax under~~  
17 ~~s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code~~  
18 ~~applies for Wisconsin purposes at the same time as for federal purposes.~~  
19 ~~Amendments to the federal Internal Revenue Code enacted after December 31, 2008,~~  
20 ~~do not apply to this paragraph with respect to taxable years beginning after~~  
21 ~~December 31, 2008, and before January 1, 2011, except that changes to the Internal~~  
22 ~~Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541~~  
23 ~~of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of~~  
24 ~~P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240, and P.L.~~  
25 ~~111-325, and changes that indirectly affect the provisions applicable to this~~

1 subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
2 division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of P.L.  
3 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240, and P.L. 111-325,  
4 apply for Wisconsin purposes at the same time as for federal purposes.

5 **SECTION 2013d.** 71.34 (1g) (un) of the statutes is created to read:

6 71.34 (1g) (un) "Internal Revenue Code" for tax-option corporations, for  
7 taxable years that begin after December 31, 2010, means the federal Internal  
8 Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and  
9 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
10 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188,  
11 sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L.  
12 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections  
13 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316,  
14 401, and 403 (a) of P.L. 108-311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422,  
15 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323,  
16 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L.  
17 109-59, section 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section  
18 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 503,  
19 and 513 of P.L. 109-222, P.L. 109-432, except sections 117, 406, 409, 410, 412, 417,  
20 418, 424, and 425 of division A and section 403 of division C of P.L. 109-432, P.L.  
21 110-28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110-28, P.L.  
22 110-140, sections 2, 3, and 5 of P.L. 110-142, P.L. 110-166, sections 3 (b) and 11 (b),  
23 (e), and (g) of P.L. 110-172, P.L. 110-185, P.L. 110-234, section 301 of P.L. 110-245,  
24 P.L. 110-246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.  
25 110-246, sections 3071, 3081, and 3082 of P.L. 110-289, section 9 (e) of P.L. 110-317,

1 P.L. 110-343, except sections 116, 208, 211, and 301 of division B and sections 313  
2 and 504 of division C of P.L. 110-343, P.L. 111-5, except sections 1261, 1262, 1401,  
3 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111-5, section 201 of P.L.  
4 111-147, P.L. 111-148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908,  
5 and 10909 of P.L. 111-148, P.L. 111-152, except section 1407 of P.L. 111-152, P.L.  
6 111-203, except section 1601 of P.L. 111-203, P.L. 111-226, except sections 215 and  
7 217 of P.L. 111-226, P.L. 111-240, except sections 2014, 2043, 2111, 2112, and 2113  
8 of P.L. 111-240, and P.L. 111-312, and as indirectly affected in the provisions  
9 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding  
10 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514  
11 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.  
12 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
13 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
14 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
15 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
16 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
17 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
18 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,  
19 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
20 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L.  
21 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections  
22 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201  
23 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
24 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 102,  
25 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375,

1 P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
2 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59,  
3 excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L.  
4 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section  
5 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.  
6 109-222, excluding sections 101, 207, 503, and 513 of P.L. 109-222, P.L. 109-227,  
7 P.L. 109-280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A  
8 and section 403 of division C of P.L. 109-432, sections 8215, 8231, 8232, 8234, and  
9 8236 of P.L. 110-28, P.L. 110-141, P.L. 110-142, excluding sections 2, 3, and 5 of P.L.  
10 110-142, P.L. 110-172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110-172,  
11 P.L. 110-245, excluding section 301 of P.L. 110-245, sections 4, 15312, 15313, 15314,  
12 15316, and 15342 of P.L. 110-246, P.L. 110-289, excluding sections 3071, 3081, and  
13 3082 of P.L. 110-289, P.L. 110-317, excluding section 9 (e) of P.L. 110-317, sections  
14 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L.  
15 110-343, P.L. 110-351, P.L. 110-458, sections 1261, 1262, 1401, 1402, 1521, 1522,  
16 1531, and 1541 of division B of P.L. 111-5, P.L. 111-92, P.L. 111-147, excluding  
17 section 201 of P.L. 111-147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and  
18 10909 of P.L. 111-148, section 1407 of P.L. 111-152, P.L. 111-192, section 1601 of P.L.  
19 111-203, sections 215 and 217 of P.L. 111-226, sections 2014, 2043, 2111, 2112, and  
20 2113 of P.L. 111-240, and P.L. 111-325, except that section 1366 (f) (relating to  
21 pass-through of items to shareholders) is modified by substituting the tax under s.  
22 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies  
23 for Wisconsin purposes at the same time as for federal purposes, except that changes  
24 made by section 209 of P.L. 109-222, sections 117, 406, 409, 410, 412, 417, 418, 424,  
25 and 425 of division A and section 403 of division C of P.L. 109-432, sections 8215,

1 8231, 8232, 8234, and 8236 of P.L. 110-28, P.L. 110-141, P.L. 110-142, excluding  
2 sections 2, 3, and 5 of P.L. 110-142, P.L. 110-172, excluding sections 3 (b) and 11 (b),  
3 (e), and (g) of P.L. 110-172, sections 110 and 113 of P.L. 110-245, sections 15312,  
4 15313, 15314, and 15342 of P.L. 110-246, sections 3031, 3032, 3033, 3041, 3051,  
5 3052, 3061, and 3092 of P.L. 110-289, P.L. 110-317, excluding section 9 (e) of P.L.  
6 110-317, sections 116, 208, and 211 of division B and section 504 of division C of P.L.  
7 110-343, section 14 of P.L. 111-92, sections 531, 532, and 533 of P.L. 111-147,  
8 sections 10908 and 10909 of P.L. 111-148, and section 2043 of P.L. 111-240 do not  
9 apply for taxable years beginning before January 1, 2011. Amendments to the  
10 federal Internal Revenue Code enacted after December 31, 2010, do not apply to this  
11 paragraph with respect to taxable years beginning after December 31, 2010.

12 **SECTION 2013f.** 71.34 (1k) (g) of the statutes is amended to read:

13 71.34 (1k) (g) An addition shall be made for credits computed by a tax-option  
14 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (1dy),  
15 (3), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j),  
16 (5k), (5n), (5r), (5rm), and (8r) and passed through to shareholders.

17 **SECTION 2013n.** 71.42 (2) (t) of the statutes is amended to read:

18 71.42 (2) (t) For taxable years that begin after December 31, 2007, and before  
19 January 1, 2009, "Internal Revenue Code" means the federal Internal Revenue Code  
20 as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L.  
21 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
22 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,  
23 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
24 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and  
25 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403



1 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
2 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
3 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301  
4 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
5 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, 512, and 513 of  
6 P.L. 109-222, sections 811 and 844 of P.L. 109-280, P.L. 109-432, P.L. 110-28, P.L.  
7 110-140, P.L. 110-141, P.L. 110-142, P.L. 110-166, and P.L. 110-172, and as  
8 amended by P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, and  
9 section 15316 of P.L. 110-246, section 301 of division B and section 313 of division  
10 C of P.L. 110-343, P.L. 110-458, section 1541 of division B of P.L. 111-5, and P.L.  
11 111-192, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
12 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
13 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
14 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
15 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
16 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
17 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
18 105-277, P.L. 106-36, P.L. 106-170, 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 and 301 (a) 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, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
24 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
25 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,

1 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,  
2 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,  
3 and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L.  
4 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
5 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
6 P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512,  
7 and 513 of P.L. 109-222, P.L. 109-227, P.L. 109-280, excluding sections 811 and 844  
8 of P.L. 109-280, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245,  
9 and section 15316 of P.L. 110-246, section 301 of division B and section 313 of division  
10 C of P.L. 110-343, P.L. 110-458, section 1541 of division B of P.L. 111-5, and P.L.  
11 111-192, except that “Internal Revenue Code” does not include section 847 of the  
12 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
13 purposes at the same time as for federal purposes. Amendments to the federal  
14 Internal Revenue Code enacted after December 31, 2007, do not apply to this  
15 paragraph with respect to taxable years beginning after December 31, 2007, and  
16 before January 1, 2009, except that changes to the Internal Revenue Code made by  
17 P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, and section 15316  
18 of P.L. 110-246, section 301 of division B and section 313 of division C of P.L. 110-343,  
19 P.L. 110-458, section 1541 of division B of P.L. 111-5, and P.L. 111-192, and changes  
20 that indirectly affect the provisions applicable to this subchapter made by P.L.  
21 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, and section 15316 of  
22 P.L. 110-246, section 301 of division B and section 313 of division C of P.L. 110-343,  
23 P.L. 110-458, section 1541 of division B of P.L. 111-5, and P.L. 111-192, apply for  
24 Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 2014.** 71.42 (2) (tm) of the statutes is amended to read:

1           71.42 (2) (tm) For taxable years that begin after December 31, 2008, and before  
2 January 1, 2011, “Internal Revenue Code” means the federal Internal Revenue Code  
3 as amended to December 31, 2008, 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, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
10 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
11 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section  
12 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
13 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, and 513  
14 of P.L. 109-222, section 844 of P.L. 109-280, P.L. 109-432, P.L. 110-28, P.L. 110-140,  
15 P.L. 110-141, P.L. 110-142, P.L. 110-166, P.L. 110-172, P.L. 110-185, P.L. 110-234,  
16 sections 110, 113, and 301 of P.L. 110-245, P.L. 110-246, except section 15316 of P.L.  
17 110-246, P.L. 110-289, except section 3093 of P.L. 110-289, P.L. 110-317, and P.L.  
18 110-343, except section 301 of division B and section 313 of division C of P.L. 110-343,  
19 and P.L. 110-351, as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531,  
20 and 1541 of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192, section  
21 1601 of P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240, and  
22 P.L. 111-325, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647,  
23 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
24 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
25 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.

1 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
2 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
3 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
4 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections  
5 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
6 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections  
7 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
8 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
9 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
10 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
11 108-311, P.L. 108-357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,  
12 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L.  
13 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
14 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L.  
15 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
16 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
17 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
18 209, 503, and 513 of P.L. 109-222, P.L. 109-227, P.L. 109-280, excluding section 844  
19 of P.L. 109-280, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245,  
20 and section 15316 of P.L. 110-246, section 3093 of P.L. 110-289, section 301 of  
21 division B and section 313 of division C of P.L. 110-343, P.L. 110-351, P.L. 110-458,  
22 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.  
23 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of P.L. 111-203, section  
24 215 of P.L. 111-226, section 2112 of P.L. 111-240, and P.L. 111-325, except that  
25 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue

1 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
2 as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
3 after December 31, 2008, do not apply to this paragraph with respect to taxable years  
4 beginning after December 31, 2008, and before January 1, 2011, except that changes  
5 to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522,  
6 1531, and 1541 of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192,  
7 section 1601 of P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240,  
8 and P.L. 111-325, and changes that indirectly affect the provisions applicable to this  
9 subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
10 division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of P.L.  
11 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240, and P.L. 111-325,  
12 apply for Wisconsin purposes at the same time as for federal purposes.

13 **SECTION 2014d.** 71.42 (2) (tn) of the statutes is created to read:

14 71.42 (2) (tn) For taxable years that begin after December 31, 2010, "Internal  
15 Revenue Code" means the federal Internal Revenue Code as amended to  
16 December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102-227, sections  
17 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),  
18 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L.  
19 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L.  
20 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L.  
21 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
22 108-311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
23 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
24 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301 of P.L.  
25 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),

1 (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 503, and 513 of P.L. 109-222,  
2 P.L. 109-432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of  
3 division A and section 403 of division C of P.L. 109-432, P.L. 110-28, except sections  
4 8215, 8231, 8232, 8234, and 8236 of P.L. 110-28, P.L. 110-140, sections 2, 3, and 5  
5 of P.L. 110-142, P.L. 110-166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110-172,  
6 P.L. 110-185, P.L. 110-234, section 301 of P.L. 110-245, P.L. 110-246, except sections  
7 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110-246, sections 3071, 3081, and  
8 3082 of P.L. 110-289, section 9 (e) of P.L. 110-317, P.L. 110-343, except sections 116,  
9 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110-343,  
10 P.L. 111-5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
11 division B of P.L. 111-5, section 201 of P.L. 111-147, P.L. 111-148, except sections  
12 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111-148, P.L. 111-152,  
13 except section 1407 of P.L. 111-152, P.L. 111-203, except section 1601 of P.L. 111-203,  
14 P.L. 111-226, except sections 215 and 217 of P.L. 111-226, P.L. 111-240, except  
15 sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111-240, and P.L. 111-312, and as  
16 indirectly affected by P.L. 99-514, P.L. 100-203, 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 sections 101 and 301 (a)

1 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,  
2 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,  
3 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
4 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
5 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
6 P.L. 108-357, P.L. 108-375, P.L. 108-476, 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. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding  
9 section 301 of P.L. 109-73, 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, P.L.  
11 109-151, P.L. 109-222, excluding sections 101, 207, 503, and 513 of P.L. 109-222,  
12 P.L. 109-227, P.L. 109-280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
13 of division A and section 403 of division C of P.L. 109-432, sections 8215, 8231, 8232,  
14 8234, and 8236 of P.L. 110-28, P.L. 110-141, P.L. 110-142, excluding sections 2, 3,  
15 and 5 of P.L. 110-142, P.L. 110-172, excluding sections 3 (b) and 11 (b), (e), and (g)  
16 of P.L. 110-172, P.L. 110-245, excluding section 301 of P.L. 110-245, sections 4,  
17 15312, 15313, 15314, 15316, and 15342 of P.L. 110-246, P.L. 110-289, excluding  
18 sections 3071, 3081, and 3082 of P.L. 110-289, P.L. 110-317, excluding section 9 (e)  
19 of P.L. 110-317, sections 116, 208, 211, and 301 of division B and sections 313 and 504  
20 of division C of P.L. 110-343, P.L. 110-351, P.L. 110-458, sections 1261, 1262, 1401,  
21 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111-5, P.L. 111-92, P.L.  
22 111-147, excluding section 201 of P.L. 111-147, sections 1322, 1515, 9003, 9021,  
23 9022, 10108, 10908, and 10909 of P.L. 111-148, section 1407 of P.L. 111-152, P.L.  
24 111-192, section 1601 of P.L. 111-203, sections 215 and 217 of P.L. 111-226, sections  
25 2014, 2043, 2111, 2112, and 2113 of P.L. 111-240, and P.L. 111-325, except that

1 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue  
2 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
3 as for federal purposes, except that changes made by section 209 of P.L. 109-222,  
4 sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403  
5 of division C of P.L. 109-432, sections 8215, 8231, 8232, 8234, and 8236 of P.L.  
6 110-28, P.L. 110-141, P.L. 110-142, excluding sections 2, 3, and 5 of P.L. 110-142,  
7 P.L. 110-172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110-172, sections  
8 110 and 113 of P.L. 110-245, sections 15312, 15313, 15314, and 15342 of P.L. 110-246,  
9 sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110-289, P.L.  
10 110-317, excluding section 9 (e) of P.L. 110-317, sections 116, 208, and 211 of division  
11 B and section 504 of division C of P.L. 110-343, section 14 of P.L. 111-92, sections 531,  
12 532, and 533 of P.L. 111-147, sections 10908 and 10909 of P.L. 111-148, and section  
13 2043 of P.L. 111-240 do not apply for taxable years beginning before January 1, 2011.  
14 Amendments to the federal Internal Revenue Code enacted after December 31, 2010,  
15 do not apply to this paragraph with respect to taxable years beginning after  
16 December 31, 2010.

17 **SECTION 2014r.** 71.45 (1t) (j) of the statutes is repealed.

18 **SECTION 2015d.** 71.45 (1t) (m) of the statutes is created to read:

19 71.45 (1t) (m) Those issued by the Wisconsin Housing and Economic  
20 Development Authority to provide loans to a public affairs network under s. 234.75  
21 (4).

22 **SECTION 2015e.** 71.45 (2) (a) 10. of the statutes, as affected by 2011 Wisconsin  
23 Act 3, is amended to read:

24 71.45 (2) (a) 10. By adding to federal taxable income the amount of credit  
25 computed under s. 71.47 (1dd) to (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn),



1 (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), (8r), and (9s) and not passed  
2 through by a partnership, limited liability company, or tax-option corporation that  
3 has added that amount to the partnership's, limited liability company's, or  
4 tax-option corporation's income under s. 71.21 (4) or 71.34 (1k) (g) and the amount  
5 of credit computed under s. 71.47 (1), (3), (3t), (4), (4m), and (5).

6 **SECTION 2015f.** 71.45 (4) of the statutes is renumbered 71.45 (4) (a) and  
7 amended to read:

8 71.45 (4) (a) Insurers Except as provided in par. (b), insurers computing tax  
9 under this subchapter may subtract from Wisconsin net income any Wisconsin net  
10 business loss sustained in any of the next 15 preceding taxable years to the extent  
11 not offset by Wisconsin net business income of any year between the loss year and  
12 the taxable year for which an offset is claimed and computed without regard to sub.  
13 (2) (a) 8. and 9. and this subsection and limited to the amount of net income, but no  
14 loss incurred for a taxable year before taxable year 1987 by a nonprofit service plan  
15 of sickness care under ch. 148, or dental care under s. 447.13 may be treated as a net  
16 business loss of the successor service insurer under ch. 613 operating by virtue of s.  
17 148.03 or 447.13.

18 **SECTION 2015g.** 71.45 (4) (b) of the statutes is created to read:

19 71.45 (4) (b) An insurer that is part of a combined group under s. 71.255 may  
20 offset against its Wisconsin net business income any unused pre-2009 net business  
21 loss carry-forward under s. 71.255 (6) (bm) for the 20 taxable years that begin after  
22 December 31, 2011.

23 **SECTION 2016.** 71.47 (1dd) (b) of the statutes is amended to read:

24 71.47 (1dd) (b) Except as provided in s. 73.03 (35), for any taxable year for  
25 which that person is certified under s. 560.765 (3), 2009 stats., and begins business

1 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified  
2 under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified  
3 or entitled a person may credit against taxes otherwise due under this subchapter  
4 employment-related day care expenses, up to \$1,200 for each qualifying individual.

5 **SECTION 2017.** 71.47 (1de) (a) (intro.) of the statutes is amended to read:

6 71.47 (1de) (a) (intro.) Except as provided in s. 73.03 (35), for any taxable year  
7 for which a person is certified under s. 560.765 (3), 2009 stats., and begins business  
8 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified  
9 under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified  
10 or entitled the person may claim as a credit against taxes otherwise due under this  
11 subchapter an amount equal to 7.5% of the amount that the person expends to  
12 remove or contain environmental pollution, as defined in s. 299.01 (4), in the zone or  
13 to restore soil or groundwater that is affected by environmental pollution, as defined  
14 in s. 299.01 (4), in the zone if the person fulfills all of the following requirements:

15 **SECTION 2018.** 71.47 (1de) (a) 1. of the statutes is amended to read:

16 71.47 (1de) (a) 1. Begins the work, other than planning and investigating, for  
17 which the credit is claimed after the area that includes the site where the work is  
18 done is designated a development zone under s. 560.71, 2009 stats., or an enterprise  
19 development zone under s. 560.797, 2009 stats., and after the claimant is certified  
20 under s. 560.765 (3), 2009 stats., or certified under s. 560.797 (4) (a), 2009 stats.

21 **SECTION 2019.** 71.47 (1di) (a) (intro.) of the statutes is amended to read:

22 71.47 (1di) (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35),  
23 for any taxable year for which the person is entitled under s. 560.795 (3), 2009 stats.,  
24 to claim tax benefits, any person may claim as a credit against taxes otherwise due  
25 under this chapter 2.5% of the purchase price of depreciable, tangible personal

1 property, or 1.75% of the purchase price of depreciable, tangible personal property  
2 that is expensed under section 179 of the internal revenue code for purposes of the  
3 taxes under this chapter, except that:

4 **SECTION 2020.** 71.47 (1di) (a) 1. of the statutes is amended to read:

5 71.47 (1di) (a) 1. The investment must be in property that is purchased after  
6 the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits and that  
7 is used for at least 50% of its use in the conduct of the person's business operations  
8 at a location in a development zone under subch. VI of ch. 560, 2009 stats., or, if the  
9 property is mobile, the base of operations of the property for at least 50% of its use  
10 must be a location in a development zone.

11 **SECTION 2021.** 71.47 (1di) (b) 2. of the statutes is amended to read:

12 71.47 (1di) (b) 2. If the claimant is located on an Indian reservation, as defined  
13 in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1),  
14 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
15 enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit  
16 under this subsection exceeds the taxes otherwise due under this chapter on or  
17 measured by the claimant's income, the amount of the credit not used as an offset  
18 against those taxes shall be certified to the department of administration for  
19 payment to the claimant by check, share draft or other draft.

20 **SECTION 2022.** 71.47 (1di) (b) 3. of the statutes is amended to read:

21 71.47 (1di) (b) 3. Partnerships, limited liability companies and tax-option  
22 corporations may not claim the credit under this subsection, but the eligibility for,  
23 and amount of, that credit shall be determined on the basis of their economic activity,  
24 not that of their shareholders, partners or members. The corporation, partnership  
25 or limited liability company shall compute the amount of the credit that may be

1 claimed by each of its shareholders, partners or members and shall provide that  
2 information to each of its shareholders, partners or members. Partners, members  
3 of limited liability companies and shareholders of tax-option corporations may claim  
4 the credit based on the partnership's, company's or corporation's activities in  
5 proportion to their ownership interest and may offset it against the tax attributable  
6 to their income from the partnership's, company's or corporation's business  
7 operations in the development zone; except that a claimant in a development zone  
8 under s. 560.795 (1) (e), 2009 stats., may offset the credit, including any credits  
9 carried over, against the amount of the tax otherwise due under this chapter  
10 attributable to all of the claimant's income; and against the tax attributable to their  
11 income from the partnership's, company's or corporation's directly related business  
12 operations.

13 **SECTION 2023.** 71.47 (1di) (d) 1. of the statutes is amended to read:

14 71.47 (1di) (d) 1. A copy of a verification from the department of commerce that  
15 the claimant may claim tax benefits under s. 560.795 (3), 2009 stats.

16 **SECTION 2024.** 71.47 (1di) (f) of the statutes is amended to read:

17 71.47 (1di) (f) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
18 claim tax benefits becomes ineligible for such tax benefits, that person may claim no  
19 credits under this subsection for the taxable year that includes the day on which the  
20 person becomes ineligible for tax benefits or succeeding taxable years and that  
21 person may carry over no unused credits from previous years to offset tax under this  
22 chapter for the taxable year that includes the day on which the person becomes  
23 ineligible for tax benefits or succeeding taxable years.

24 **SECTION 2025.** 71.47 (1di) (g) of the statutes is amended to read:

1           71.47 (1di) (g) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
2 claim tax benefits ceases business operations in the development zone during any of  
3 the taxable years that that zone exists, that person may not carry over to any taxable  
4 year following the year during which operations cease any unused credits from the  
5 taxable year during which operations cease or from previous taxable years.

6           **SECTION 2026.** 71.47 (1dj) (am) (intro.) of the statutes is amended to read:

7           71.47 (1dj) (am) (intro.) Except as provided under par. (f) or s. 73.03 (35), for  
8 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
9 for tax benefits, any person may claim as a credit against taxes otherwise due under  
10 this chapter an amount calculated as follows:

11           **SECTION 2027.** 71.47 (1dj) (am) 4. a. of the statutes is amended to read:

12           71.47 (1dj) (am) 4. a. If certified under s. 560.765 (3), 2009 stats., for tax  
13 benefits before January 1, 1992, modify “qualified wages” as defined in section 51 (b)  
14 of the internal revenue code to exclude wages paid before the claimant is certified for  
15 tax benefits and to exclude wages that are paid to employees for work at any location  
16 that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes  
17 of this subd. 4. a., mobile employees work at their base of operations and leased or  
18 rented employees work at the location where they perform services.

19           **SECTION 2028.** 71.47 (1dj) (am) 4. b. of the statutes is amended to read:

20           71.47 (1dj) (am) 4. b. If certified under s. 560.765 (3), 2009 stats., for tax  
21 benefits after December 31, 1991, modify “qualified wages” as defined in section 51  
22 (b) of the internal revenue code to exclude wages paid before the claimant is certified  
23 for tax benefits and to exclude wages that are paid to employees for work at any  
24 location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For

1 purposes of this subd. 4. b., mobile employees and leased or rented employees work  
2 at their base of operations.

3 **SECTION 2029.** 71.47 (1dj) (am) 4c. of the statutes is amended to read:

4 71.47 (1dj) (am) 4c. Modify the rule for ineligible individuals under section 51  
5 (i) (1) of the internal revenue code to allow credit for the wages of related individuals  
6 paid by an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
7 enterprise, as defined in s. 71.07 (2di) (b) 2., if the Indian business or tribal enterprise  
8 is located in a development zone designated under s. 560.71 (3) (c) 2., 2009 stats.

9 **SECTION 2030.** 71.47 (1dj) (am) 4t. of the statutes is amended to read:

10 71.47 (1dj) (am) 4t. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
11 before January 1, 1992, modify section 51 (i) (3) of the internal revenue code so that  
12 for leased or rented employees, except employees of a leasing agency certified for tax  
13 benefits who perform services directly for the agency in a development zone, the  
14 minimum employment periods apply to the time that they perform services in a  
15 development zone for a single lessee or renter, not to their employment by the leasing  
16 agency.

17 **SECTION 2031.** 71.47 (1dj) (e) 1. of the statutes is amended to read:

18 71.47 (1dj) (e) 1. A copy of the claimant's certification for tax benefits under s.  
19 560.765 (3), 2009 stats.

20 **SECTION 2032.** 71.47 (1dj) (e) 3. a. of the statutes is amended to read:

21 71.47 (1dj) (e) 3. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
22 before January 1, 1992, a statement from the department of commerce verifying the  
23 amount of qualifying wages and verifying that the employees were hired for work  
24 only in a development zone or are mobile employees whose base of operations is in  
25 a development zone.

1           **SECTION 2033.** 71.47 (1dj) (e) 3. b. of the statutes is amended to read:

2           71.47 (1dj) (e) 3. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
3 after December 31, 1991, a statement from the department of commerce verifying the  
4 amount of qualifying wages and verifying that the employees were hired for work  
5 only in a development zone or are mobile employees or leased or rented employees  
6 whose base of operations is in a development zone.

7           **SECTION 2034.** 71.47 (1dL) (a) of the statutes is amended to read:

8           71.47 (1dL) (a) Except as provided in pars. (ag), (ar), (bm) and (f) and s. 73.03  
9 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009  
10 stats., for tax benefits, any person may claim as a credit against taxes otherwise due  
11 under this subchapter an amount equal to 2.5% of the amount expended by that  
12 person to acquire, construct, rehabilitate or repair real property in a development  
13 zone under subch. VI of ch. 560, 2009 stats.

14           **SECTION 2035.** 71.47 (1dL) (ag) of the statutes is amended to read:

15           71.47 (1dL) (ag) If the credit under par. (a) is claimed for an amount expended  
16 to construct, rehabilitate, remodel or repair property, the claimant must have begun  
17 the physical work of construction, rehabilitation, remodeling or repair, or any  
18 demolition or destruction in preparation for the physical work, after the place where  
19 the property is located was designated a development zone under s. 560.71, 2009  
20 stats., and the completed project must be placed in service after the claimant is  
21 certified for tax benefits under s. 560.765 (3), 2009 stats. In this paragraph, "physical  
22 work" does not include preliminary activities such as planning, designing, securing  
23 financing, researching, developing specifications or stabilizing the property to  
24 prevent deterioration.

25           **SECTION 2036.** 71.47 (1dL) (ar) of the statutes is amended to read:

1           71.47 (1dL) (ar) If the credit under par. (a) is claimed for an amount expended  
2 to acquire property, the property must have been acquired by the claimant after the  
3 place where the property is located was designated a development zone under s.  
4 560.71, 2009 stats., and the completed project must be placed in service after the  
5 claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., and the  
6 property must not have been previously owned by the claimant or a related person  
7 during the 2 years prior to the designation of the development zone under s. 560.71,  
8 2009 stats. No credit is allowed for an amount expended to acquire property until  
9 the property, either in its original state as acquired by the claimant or as  
10 subsequently constructed, rehabilitated, remodeled or repaired, is placed in service.

11           **SECTION 2037.** 71.47 (1dL) (bm) of the statutes is amended to read:

12           71.47 (1dL) (bm) In calculating the credit under par. (a) a claimant shall reduce  
13 the amount expended to acquire property by a percentage equal to the percentage of  
14 the area of the real property not used for the purposes for which the claimant is  
15 certified to claim tax benefits under s. 560.765 (3), 2009 stats., and shall reduce the  
16 amount expended for other purposes by the amount expended on the part of the  
17 property not used for the purposes for which the claimant is certified to claim tax  
18 benefits under s. 560.765 (3), 2009 stats.

19           **SECTION 2038.** 71.47 (1dL) (c) of the statutes is amended to read:

20           71.47 (1dL) (c) If the claimant is located on an Indian reservation, as defined  
21 in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1),  
22 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
23 enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit  
24 under par. (a) exceeds the taxes otherwise due under this chapter on or measured by  
25 the claimant's income, the amount of the credit not used as an offset against those



1 taxes shall be certified to the department of administration for payment to the  
2 claimant by check, share draft or other draft.

3 **SECTION 2039.** 71.47 (1dm) (a) 1. of the statutes is amended to read:

4 71.47 (1dm) (a) 1. "Certified" means entitled under s. 238.395 (3) (a) 4. or s.  
5 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
6 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
7 or s. 560.7995 (4), 2009 stats.

8 **SECTION 2040.** 71.47 (1dm) (a) 3. of the statutes is amended to read:

9 71.47 (1dm) (a) 3. "Development zone" means a development opportunity zone  
10 under s. 238.395 (1) (e) and (f) or 238.398 or s. 560.795 (1) (e) and (f), 2009 stats., or  
11 s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
12 560.7995, 2009 stats.

13 **SECTION 2041.** 71.47 (1dm) (a) 4. of the statutes is amended to read:

14 71.47 (1dm) (a) 4. "Previously owned property" means real property that the  
15 claimant or a related person owned during the 2 years prior to the department of  
16 commerce or the Wisconsin Economic Development Corporation designating the  
17 place where the property is located as a development zone and for which the claimant  
18 may not deduct a loss from the sale of the property to, or an exchange of the property  
19 with, the related person under section 267 of the Internal Revenue Code, except that  
20 section 267 (b) of the Internal Revenue Code is modified so that if the claimant owns  
21 any part of the property, rather than 50% ownership, the claimant is subject to  
22 section 267 (a) (1) of the Internal Revenue Code for purposes of this subsection.

23 **SECTION 2042.** 71.47 (1dm) (f) 1. of the statutes is amended to read:

24 71.47 (1dm) (f) 1. A copy of ~~a~~ the verification from the department of commerce  
25 that the claimant may claim tax benefits under s. 238.395 (3) (a) 4. or s. 560.795 (3)

1 (a) 4., 2009 stats., or is certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or  
2 s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

3 **SECTION 2043.** 71.47 (1dm) (f) 2. of the statutes is amended to read:

4 71.47 **(1dm)** (f) 2. A statement from the department of commerce or the  
5 Wisconsin Economic Development Corporation verifying the purchase price of the  
6 investment and verifying that the investment fulfills the requirements under par.  
7 (b).

8 **SECTION 2044.** 71.47 (1dm) (i) of the statutes is amended to read:

9 71.47 **(1dm)** (i) Partnerships, limited liability companies, and tax-option  
10 corporations may not claim the credit under this subsection, but the eligibility for,  
11 and the amount of, that credit shall be determined on the basis of their economic  
12 activity, not that of their shareholders, partners, or members. The corporation,  
13 partnership, or limited liability company shall compute the amount of credit that  
14 may be claimed by each of its shareholders, partners, or members and provide that  
15 information to its shareholders, partners, or members. Partners, members of limited  
16 liability companies, and shareholders of tax-option corporations may claim the  
17 credit based on the partnership's, company's, or corporation's activities in proportion  
18 to their ownership interest and may offset it against the tax attributable to their  
19 income from the partnership's, company's, or corporation's business operations in the  
20 development zone; except that partners, members, and shareholders in a  
21 development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset  
22 the credit against the amount of the tax attributable to their income.

23 **SECTION 2045.** 71.47 (1dm) (j) of the statutes is amended to read:

24 71.47 **(1dm)** (j) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795  
25 (3) (a) 4., 2009 stats., to claim tax benefits becomes ineligible for such tax benefits,

1 or if a person's certification under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s.  
2 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is  
3 revoked, that person may claim no credits under this subsection for the taxable year  
4 that includes the day on which the person becomes ineligible for tax benefits, the  
5 taxable year that includes the day on which the certification is revoked, or succeeding  
6 taxable years, and that person may carry over no unused credits from previous years  
7 to offset tax under this chapter for the taxable year that includes the day on which  
8 the person becomes ineligible for tax benefits, the taxable year that includes the day  
9 on which the certification is revoked, or succeeding taxable years.

10 **SECTION 2046.** 71.47 (1dm) (k) of the statutes is amended to read:

11 71.47 **(1dm)** (k) If a person who is entitled under s. 238.395 (3) (a) 4. or s.  
12 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
13 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
14 or s. 560.7995 (4), 2009 stats., ceases business operations in the development zone  
15 during any of the taxable years that that zone exists, that person may not carry over  
16 to any taxable year following the year during which operations cease any unused  
17 credits from the taxable year during which operations cease or from previous taxable  
18 years.

19 **SECTION 2047.** 71.47 (1ds) (a) 1. of the statutes is amended to read:

20 71.47 **(1ds)** (a) 1. "Development zone" means a zone designated under s. 560.71,  
21 2009 stats.

22 **SECTION 2048.** 71.47 (1ds) (b) of the statutes is amended to read:

23 71.47 **(1ds)** (b) Except as provided in pars. (dm) and (e) and s. 73.03 (35), for  
24 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
25 for tax benefits, any person may claim as a credit against taxes otherwise due under

1 this chapter the taxes paid under subchs. III and V of ch. 77 on their purchases, leases  
2 and rentals of eligible property. Partnerships, limited liability companies and  
3 tax-option corporations may not claim the credit under this subsection but the  
4 eligibility for, and the amount of, that credit shall be determined on the basis of their  
5 economic activity, not that of their partners, members or shareholders. The  
6 partnership, limited liability company or corporation shall compute the amount of  
7 the credit that may be claimed by each of its partners, members or shareholders and  
8 shall provide that information to each of its partners, members or shareholders.  
9 Partners, members of limited liability companies and shareholders of tax-option  
10 corporations may claim the credit based on the partnership's, company's or  
11 corporation's activities in proportion to their ownership interest.

12 **SECTION 2049.** 71.47 (1ds) (d) 1. of the statutes is amended to read:

13 71.47 (1ds) (d) 1. A copy of the claimant's certification for tax benefits under  
14 s. 560.765 (3), 2009 stats.

15 **SECTION 2050.** 71.47 (1dx) (a) 2. of the statutes is amended to read:

16 71.47 (1dx) (a) 2. "Development zone" means a development zone under s.  
17 238.30 or s. 560.70, 2009 stats., a development opportunity zone under s. 238.395 or  
18 s. 560.795, 2009 stats., or an enterprise development zone under s. 238.397 or s.  
19 560.797, 2009 stats., an agricultural development zone under s. 238.398 or s.  
20 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
21 560.7995, 2009 stats.

22 **SECTION 2052.** 71.47 (1dx) (b) (intro.) of the statutes is amended to read:

23 71.47 (1dx) (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and  
24 in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable  
25 year for which the person is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats.,

1 to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or  
2 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3),  
3 2009 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against  
4 the taxes otherwise due under this chapter the following amounts:

5 **SECTION 2053.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

6 71.47 **(1dx)** (b) 2. The amount determined by multiplying the amount  
7 determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number  
8 of full-time jobs created in a development zone and filled by a member of a targeted  
9 group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the  
10 subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

11 **SECTION 2054.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

12 71.47 **(1dx)** (b) 3. The amount determined by multiplying the amount  
13 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
14 of full-time jobs created in a development zone and not filled by a member of a  
15 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
16 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

17 **SECTION 2055.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

18 71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount  
19 determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the  
20 number of full-time jobs retained, as provided in the rules under s. 238.385 or s.  
21 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub.  
22 (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats.,  
23 and for which significant capital investment was made and by then subtracting the  
24 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
25 under s. 49.147 (3m) (c) for those jobs.

1           **SECTION 2056.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

2           71.47 **(1dx)** (b) 5. The amount determined by multiplying the amount  
3 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
4 of full-time jobs retained, as provided in the rules under s. 238.385 or s. 560.785,  
5 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in  
6 a development zone and not filled by a member of a targeted group and by then  
7 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
8 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

9           **SECTION 2057.** 71.47 (1dx) (be) of the statutes is amended to read:

10           71.47 **(1dx)** (be) *Offset.* A claimant in a development zone under s. 238.395 (1)  
11 (e) or s. 560.795 (1) (e), 2009 stats., may offset any credits claimed under this  
12 subsection, including any credits carried over, against the amount of the tax  
13 otherwise due under this subchapter attributable to all of the claimant's income and  
14 against the tax attributable to income from directly related business operations of  
15 the claimant.

16           **SECTION 2058.** 71.47 (1dx) (bg) of the statutes is amended to read:

17           71.47 **(1dx)** (bg) *Other entities.* For claimants in a development zone under s.  
18 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., partnerships, limited liability  
19 companies, and tax-option corporations may not claim the credit under this  
20 subsection, but the eligibility for, and amount of, that credit shall be determined on  
21 the basis of their economic activity, not that of their shareholders, partners, or  
22 members. The corporation, partnership, or company shall compute the amount of  
23 the credit that may be claimed by each of its shareholders, partners, or members and  
24 shall provide that information to each of its shareholders, partners, or members.  
25 Partners, members of limited liability companies, and shareholders of tax-option

1 corporations may claim the credit based on the partnership's, company's, or  
2 corporation's activities in proportion to their ownership interest and may offset it  
3 against the tax attributable to their income.

4 **SECTION 2059.** 71.47 (1dx) (c) of the statutes is amended to read:

5 71.47 (1dx) (c) *Credit precluded.* If the certification of a person for tax benefits  
6 under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009  
7 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009  
8 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395  
9 (3) or s. 560.795 (3), 2009 stats., that person may not claim credits under this  
10 subsection for the taxable year that includes the day on which the certification is  
11 revoked; the taxable year that includes the day on which the person becomes  
12 ineligible for tax benefits; or succeeding taxable years and that person may not carry  
13 over unused credits from previous years to offset tax under this chapter for the  
14 taxable year that includes the day on which certification is revoked; the taxable year  
15 that includes the day on which the person becomes ineligible for tax benefits; or  
16 succeeding taxable years.

17 **SECTION 2060.** 71.47 (1dx) (d) of the statutes is amended to read:

18 71.47 (1dx) (d) *Carry-over precluded.* If a person who is entitled under s.  
19 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s.  
20 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s.  
21 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for  
22 tax benefits ceases business operations in the development zone during any of the  
23 taxable years that that zone exists, that person may not carry over to any taxable  
24 year following the year during which operations cease any unused credits from the  
25 taxable year during which operations cease or from previous taxable years.

1           **SECTION 2061.** 71.47 (1dy) (a) of the statutes is amended to read:

2           71.47 (1dy) (a) *Definition.* In this subsection, “claimant” means a person who  
3 files a claim under this subsection and is certified under s. 238.301 (2) or s. 560.701  
4 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703,  
5 2009 stats.

6           **SECTION 2062.** 71.47 (1dy) (b) of the statutes is amended to read:

7           71.47 (1dy) (b) *Filing claims.* Subject to the limitations under this subsection  
8 and ss. 238.301 to 238.306 or s. 560.701 to 560.706, 2009 stats., for taxable years  
9 beginning after December 31, 2008, a claimant may claim as a credit against the tax  
10 imposed under s. 71.43, up to the amount of the tax, the amount authorized for the  
11 claimant under s. 238.303 or s. 560.703, 2009 stats.

12           **SECTION 2063.** 71.47 (1dy) (c) 1. of the statutes is amended to read:

13           71.47 (1dy) (c) 1. No credit may be allowed under this subsection unless the  
14 claimant includes with the claimant’s return a copy of the claimant’s certification  
15 under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant’s notice  
16 of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

17           **SECTION 2064.** 71.47 (1dy) (c) 2. of the statutes is amended to read:

18           71.47 (1dy) (c) 2. Partnerships, limited liability companies, and tax-option  
19 corporations may not claim the credit under this subsection, but the eligibility for,  
20 and the amount of, the credit are based on their authorization to claim tax benefits  
21 under s. 238.303 or s. 560.703, 2009 stats. A partnership, limited liability company,  
22 or tax-option corporation shall compute the amount of credit that each of its  
23 partners, members, or shareholders may claim and shall provide that information  
24 to each of them. Partners, members of limited liability companies, and shareholders



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

3 **SECTION 2065.** 71.47 (1dy) (d) 2. of the statutes is amended to read:

4 71.47 (1dy) (d) 2. If a claimant's certification is revoked under s. 238.305 or s.  
5 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s.  
6 238.302 or s. 560.702, 2009 stats., the claimant may not claim credits under this  
7 subsection for the taxable year that includes the day on which the certification is  
8 revoked; the taxable year that includes the day on which the claimant becomes  
9 ineligible for tax benefits; or succeeding taxable years and the claimant may not  
10 carry over unused credits from previous years to offset the tax imposed under s. 71.43  
11 for the taxable year that includes the day on which certification is revoked; the  
12 taxable year that includes the day on which the claimant becomes ineligible for tax  
13 benefits; or succeeding taxable years.

14 **SECTION 2066.** 71.47 (3g) (a) (intro.) of the statutes is amended to read:

15 71.47 (3g) (a) (intro.) Subject to the limitations under this subsection and ss.  
16 73.03 (35m), and 238.23 and s. 560.96, 2009 stats., a business that is certified under  
17 s. 238.23 (3) or s. 560.96 (3), 2009 stats., may claim as a credit against the taxes  
18 imposed under s. 71.43 an amount equal to the sum of the following, as established  
19 under s. 238.23 (3) (c) or s. 560.96 (3) (c), 2009 stats:

20 **SECTION 2067.** 71.47 (3g) (b) of the statutes is amended to read:

21 71.47 (3g) (b) The department of revenue shall notify the department of  
22 commerce or the Wisconsin Economic Development Corporation of all claims under  
23 this subsection.

24 **SECTION 2068.** 71.47 (3g) (e) 2. of the statutes is amended to read:

1           71.47 (3g) (e) 2. The investments that relate to the amount described under par.  
2 (a) 2. for which a claimant makes a claim under this subsection must be retained for  
3 use in the technology zone for the period during which the claimant's business is  
4 certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats.

5           **SECTION 2069.** 71.47 (3g) (f) 1. of the statutes is amended to read:

6           71.47 (3g) (f) 1. A copy of ~~a~~ the verification from the department of commerce  
7 that the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009  
8 stats., and that the business ~~and the department of commerce have~~ has entered into  
9 an agreement under s. 238.23 (3) (d) or s. 560.96 (3) (d), 2009 stats.

10          **SECTION 2070.** 71.47 (3g) (f) 2. of the statutes is amended to read:

11          71.47 (3g) (f) 2. A statement from the department of commerce or the Wisconsin  
12 Economic Development Corporation verifying the purchase price of the investment  
13 described under par. (a) 2. and verifying that the investment fulfills the requirement  
14 under par. (e) 2.

15          **SECTION 2071.** 71.47 (3p) (b) of the statutes is amended to read:

16          71.47 (3p) (b) *Filing claims.* Subject to the limitations provided in this  
17 subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5.,  
18 for taxable years beginning after December 31, 2006, and before January 1, 2015, a  
19 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
20 amount of the tax, an amount equal to 10 percent of the amount the claimant paid  
21 in the taxable year for dairy manufacturing modernization or expansion related to  
22 the claimant's dairy manufacturing operation.

23          **SECTION 2071d.** 71.47 (3p) (c) 2. of the statutes is amended to read:

1           71.47 (3p) (c) 2. The aggregate amount of credits that a claimant may claim  
2           under this subsection is \$200,000 for each of the claimant's dairy manufacturing  
3           facilities.

4           **SECTION 2072.** 71.47 (3p) (c) 2m. a. of the statutes is amended to read:

5           71.47 (3p) (c) 2m. a. The maximum amount of the credits that may be claimed  
6           under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2007-08 is  
7           \$600,000, as allocated under s. 560.207, 2009 stats.

8           **SECTION 2073.** 71.47 (3p) (c) 2m. b. of the statutes is amended to read:

9           71.47 (3p) (c) 2m. b. The maximum amount of the credits that may be claimed  
10          by all claimants, other than members of dairy cooperatives, under this subsection  
11          and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2008-09, and in each fiscal year  
12          thereafter, is \$700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

13          **SECTION 2074.** 71.47 (3p) (c) 2m. bm. of the statutes is amended to read:

14          71.47 (3p) (c) 2m. bm. The maximum amount of the credits that may be claimed  
15          by members of dairy cooperatives under this subsection and ss. 71.07 (3p) and 71.28  
16          (3p) in fiscal year 2009-10 is \$600,000, as allocated under s. 560.207, 2009 stats., and  
17          the maximum amount of the credits that may be claimed by members of dairy  
18          cooperatives under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year  
19          2010-11, and in each fiscal year thereafter, is \$700,000, as allocated under s. 93.535  
20          or s. 560.207, 2009 stats.

21          **SECTION 2075d.** 71.47 (3p) (c) 4. of the statutes is amended to read:

22          71.47 (3p) (c) 4. If 2 or more persons own and operate ~~the a~~ dairy manufacturing  
23          ~~operation~~ facility, each person may claim a credit under par. (b) in proportion to his  
24          or her ownership interest, except that the aggregate amount of the credits claimed

1 by all persons who own and operate the dairy manufacturing ~~operation~~ facility shall  
2 not exceed \$200,000.

3 **SECTION 2076.** 71.47 (3p) (c) 6. of the statutes is amended to read:

4 71.47 (3p) (c) 6. No credit may be allowed under this subsection unless the  
5 claimant submits with the claimant's return a copy of the claimant's credit  
6 certification and allocation under s. 93.535 or s. 560.207, 2009 stats.

7 **SECTION 2077.** 71.47 (3q) (a) 1. of the statutes is amended to read:

8 71.47 (3q) (a) 1. "Claimant" means a person certified to receive tax benefits  
9 under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

10 **SECTION 2078.** 71.47 (3q) (a) 2. of the statutes is amended to read:

11 71.47 (3q) (a) 2. "Eligible employee" means, for taxable years beginning before  
12 January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who  
13 satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for  
14 taxable years beginning after December 31, 2010, an eligible employee under s.  
15 238.16 (1) (b) who satisfies the wage requirements under s. 238.16 (3) (a) or (b).

16 **SECTION 2079.** 71.47 (3q) (b) (intro.) of the statutes is amended to read:

17 71.47 (3q) (b) *Filing claims.* (intro.) Subject to the limitations provided in this  
18 subsection and s. 238.16 or s. 560.2055, 2009 stats., for taxable years beginning after  
19 December 31, 2009, a claimant may claim as a credit against the taxes imposed under  
20 s. 71.43 any of the following:

21 **SECTION 2080.** 71.47 (3q) (b) 1. of the statutes is amended to read:

22 71.47 (3q) (b) 1. The amount of wages that the claimant paid to an eligible  
23 employee in the taxable year, not to exceed 10 percent of such wages, as determined  
24 by the department of commerce under s. 238.16 or s. 560.2055, 2009 stats.

25 **SECTION 2081.** 71.47 (3q) (b) 2. of the statutes is amended to read:

1           71.47 (3q) (b) 2. The amount of the costs incurred by the claimant in the taxable  
2 year, as determined under s. 238.16 or s. 560.2055, 2009 stats., to undertake the  
3 training activities described under s. 238.16 (3) (c) or s. 560.2055 (3) (c), 2009 stats.

4           **SECTION 2082.** 71.47 (3q) (c) 2. of the statutes is amended to read:

5           71.47 (3q) (c) 2. No credit may be allowed under this subsection unless the  
6 claimant includes with the claimant's return a copy of the claimant's certification for  
7 tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

8           **SECTION 2083.** 71.47 (3q) (c) 3. of the statutes is amended to read:

9           71.47 (3q) (c) 3. The maximum amount of credits that may be awarded under  
10 this subsection and ss. 71.07 (3q) and 71.28 (3q) for the period beginning on January  
11 1, 2010, and ending on June 30, 2013, is \$14,500,000, not including the amount of  
12 any credits reallocated under s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats.

13           **SECTION 2084.** 71.47 (3r) (b) of the statutes is amended to read:

14           71.47 (3r) (b) *Filing claims.* Subject to the limitations provided in this  
15 subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after  
16 December 31, 2008, and before January 1, 2017, a claimant may claim as a credit  
17 against the taxes imposed under s. 71.43, up to the amount of the tax, an amount  
18 equal to 10 percent of the amount the claimant paid in the taxable year for meat  
19 processing modernization or expansion related to the claimant's meat processing  
20 operation.

21           **SECTION 2085.** 71.47 (3r) (c) 3. a. of the statutes is amended to read:

22           71.47 (3r) (c) 3. a. The maximum amount of the credits that may be allocated  
23 under this subsection and ss. 71.07 (3r) and 71.28 (3r) in fiscal year 2009-10 is  
24 \$300,000, as allocated under s. 560.208, 2009 stats.

25           **SECTION 2086.** 71.47 (3r) (c) 3. b. of the statutes is amended to read:

1           71.47 (3r) (c) 3. b. The maximum amount of the credits that may be allocated  
2 under this subsection and ss. 71.07 (3r) and 71.28 (3r) in fiscal year 2010-11, and in  
3 each fiscal year thereafter, is \$700,000, as allocated under s. 93.545 or s. 560.208,  
4 2009 stats.

5           **SECTION 2087.** 71.47 (3r) (c) 6. of the statutes is amended to read:

6           71.47 (3r) (c) 6. No credit may be allowed under this subsection unless the  
7 claimant submits with the claimant's return a copy of the claimant's credit  
8 certification and allocation under s. 93.545 or s. 560.208, 2009 stats.

9           **SECTION 2088.** 71.47 (3rm) (b) of the statutes is amended to read:

10           71.47 (3rm) (b) *Filing claims.* Subject to the limitations provided in this  
11 subsection and s. 93.547 or s. 560.209, 2009 stats., for taxable years beginning after  
12 December 31, 2009, and before January 1, 2016, a claimant may claim as a credit  
13 against the taxes imposed under s. 71.43, up to the amount of the tax, an amount  
14 equal to 10 percent of the amount the claimant paid in the taxable year for equipment  
15 that is used primarily to harvest or process woody biomass that is used as fuel or as  
16 a component of fuel.

17           **SECTION 2089.** 71.47 (3rm) (c) 3. of the statutes is amended to read:

18           71.47 (3rm) (c) 3. The maximum amount of the credits that may be claimed  
19 under this subsection and ss. 71.07 (3rm) and 71.28 (3rm) is \$900,000, as allocated  
20 under s. 93.547 or s. 560.209, 2009 stats.

21           **SECTION 2090.** 71.47 (3rn) (b) of the statutes is amended to read:

22           71.47 (3rn) (b) *Filing claims.* Subject to the limitations provided in this  
23 subsection and s. 93.54 or s. ~~506.2056~~ 560.2056, 2009 stats., for taxable years  
24 beginning after December 31, 2009, and before January 1, 2017, a claimant may  
25 claim as a credit against the tax imposed under s. 71.43, up to the amount of the tax,

1 an amount equal to 10 percent of the amount the claimant paid in the taxable year  
2 for food processing or food warehousing modernization or expansion related to the  
3 operation of the claimant's food processing plant or food warehouse.

4 **SECTION 2091.** 71.47 (3rn) (c) 3. a. of the statutes is amended to read:

5 71.47 **(3rn)** (c) 3. a. The maximum amount of the credits that may be allocated  
6 under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2009-10 is  
7 \$1,000,000, as allocated under s. 560.2056, 2009 stats.

8 **SECTION 2092.** 71.47 (3rn) (c) 3. b. of the statutes is amended to read:

9 71.47 **(3rn)** (c) 3. b. The maximum amount of the credits that may be allocated  
10 under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2010-11 is  
11 \$1,200,000, as allocated under s. 560.2056, 2009 stats.

12 **SECTION 2093.** 71.47 (3rn) (c) 3. c. of the statutes is amended to read:

13 71.47 **(3rn)** (c) 3. c. The maximum amount of the credits that may be allocated  
14 under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2011-12, and  
15 in each year thereafter, is \$700,000, as allocated under s. 93.54 or s. 560.2056, 2009  
16 stats.

17 **SECTION 2094.** 71.47 (3rn) (c) 6. of the statutes is amended to read:

18 71.47 **(3rn)** (c) 6. No credit may be allowed under this subsection unless the  
19 claimant submits with the claimant's return a copy of the claimant's credit  
20 certification and allocation under s. 93.54 or s. 560.2056, 2009 stats.

21 **SECTION 2095.** 71.47 (3t) (b) of the statutes is amended to read:

22 71.47 **(3t)** (b) *Credit.* Subject to the limitations provided in this subsection and  
23 in s. 560.28, 2009 stats., for taxable years beginning after December 31, 2007, a  
24 claimant may claim as a credit, amortized over 15 taxable years starting with the  
25 taxable year beginning after December 31, 2007, against the tax imposed under s.

1 71.43, up to the amount of the tax, an amount equal to the claimant's unused credits  
2 under s. 71.47 (3).

3 **SECTION 2096.** 71.47 (3t) (c) 1. of the statutes is amended to read:

4 71.47 (3t) (c) 1. No credit may be claimed under this subsection unless the  
5 claimant submits with the claimant's return a copy of the claimant's certification by  
6 the department of commerce under s. 560.28, 2009 stats., except that, with regard  
7 to credits claimed by partners of a partnership, members of a limited liability  
8 company, or shareholders of a tax-option corporation, the entity shall provide a copy  
9 of its certification under s. 560.28, 2009 stats., to the partner, member, or shareholder  
10 to submit with his or her return.

11 **SECTION 2097.** 71.47 (3w) (a) 2. of the statutes is amended to read:

12 71.47 (3w) (a) 2. "Claimant" means a person who is certified to claim tax  
13 benefits under s. 238.399 (5) or s. 560.799 (5), 2009 stats., and who files a claim under  
14 this subsection.

15 **SECTION 2098.** 71.47 (3w) (a) 3. of the statutes is amended to read:

16 71.47 (3w) (a) 3. "Full-time employee" means a full-time employee, as defined  
17 in s. 238.399 (1) (am) or s. 560.799 (1) (am), 2009 stats.

18 **SECTION 2099.** 71.47 (3w) (a) 4. of the statutes is amended to read:

19 71.47 (3w) (a) 4. "Enterprise zone" means a zone designated under s. 238.399  
20 or s. 560.799, 2009 stats.

21 **SECTION 2100.** 71.47 (3w) (a) 5d. of the statutes is amended to read:

22 71.47 (3w) (a) 5d. "Tier I county or municipality" means a tier I county or  
23 municipality, as determined by the department of commerce under s. 238.399 or s.  
24 560.799, 2009 stats.

25 **SECTION 2101.** 71.47 (3w) (a) 5e. of the statutes is amended to read:



1           71.47 (3w) (a) 5e. “Tier II county or municipality” means a tier II county or  
2           municipality, as determined ~~by the department of commerce~~ under s. 238.399 or s.  
3           560.799, 2009 stats.

4           **SECTION 2102.** 71.47 (3w) (b) (intro.) of the statutes is amended to read:

5           71.47 (3w) (b) *Filing claims; payroll.* (intro.) Subject to the limitations  
6           provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may  
7           claim as a credit against the tax imposed under s. 71.43 an amount calculated as  
8           follows:

9           **SECTION 2103.** 71.47 (3w) (b) 5. of the statutes is amended to read:

10          71.47 (3w) (b) 5. Multiply the amount determined under subd. 4. by the  
11          percentage determined ~~by the department of commerce~~ under s. 238.399 or s.  
12          560.799, 2009 stats., not to exceed 7 percent.

13          **SECTION 2104.** 71.47 (3w) (bm) 1. of the statutes is amended to read:

14          71.47 (3w) (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and  
15          4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
16          560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
17          s. 71.43 an amount equal to a percentage, as determined ~~by the department of~~  
18          ~~commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of  
19          the amount the claimant paid in the taxable year to upgrade or improve the  
20          job-related skills of any of the claimant’s full-time employees, to train any of the  
21          claimant’s full-time employees on the use of job-related new technologies, or to  
22          provide job-related training to any full-time employee whose employment with the  
23          claimant represents the employee’s first full-time job. This subdivision does not  
24          apply to employees who do not work in an enterprise zone.

25          **SECTION 2105.** 71.47 (3w) (bm) 2. of the statutes is amended to read:

1           71.47 (3w) (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and  
2           4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
3           560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
4           s. 71.43 an amount equal to the percentage, as determined by the department of  
5           commerce under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the  
6           claimant's zone payroll paid in the taxable year to all of the claimant's full-time  
7           employees whose annual wages are greater than \$20,000 in a tier I county or  
8           municipality, not including the wages paid to the employees determined under par.  
9           (b) 1., or greater than \$30,000 in a tier II county or municipality, not including the  
10          wages paid to the employees determined under par. (b) 1., and who the claimant  
11          employed in the enterprise zone in the taxable year, if the total number of such  
12          employees is equal to or greater than the total number of such employees in the base  
13          year. A claimant may claim a credit under this subdivision for no more than 5  
14          consecutive taxable years.

15           **SECTION 2106.** 71.47 (3w) (bm) 3. of the statutes is amended to read:

16           71.47 (3w) (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and  
17           4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
18           560.799, 2009 stats., for taxable years beginning after December 31, 2008, a claimant  
19           may claim as a credit against the tax imposed under s. 71.43 up to 10 percent of the  
20           claimant's significant capital expenditures, as determined by the department of  
21           commerce under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

22           **SECTION 2107.** 71.47 (3w) (bm) 4. of the statutes is amended to read:

23           71.47 (3w) (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and  
24           3., and subject to the limitations provided in this subsection and s. 238.399 or s.  
25           560.799, 2009 stats., for taxable years beginning after December 31, 2009, a claimant