



State of Wisconsin
2011 – 2012 LEGISLATURE
January 2011 Special Session



LRBs0008/en
SRM:wlj:...

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 2**

1 **AN ACT** *to create* 71.83 (1) (ce) and subchapter XVI of chapter 71 [precedes 71.98]
2 of the statutes; **relating to:** adopting federal law as it relates to health savings
3 accounts for state income and franchise tax purposes and providing a penalty.

Analysis by the Legislative Reference Bureau

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

4 **SECTION 1.** 71.83 (1) (ce) of the statutes is created to read:
5 71.83 (1) (ce) *Health savings accounts.* Any person who is liable for a penalty
6 for federal income tax purposes under section 223 (f) (4) of the Internal Revenue Code
7 is liable for a penalty equal to 33 percent of that penalty. The department of revenue
8 shall assess, levy, and collect the penalty under this paragraph as it assesses, levies,
9 and collects taxes under this chapter.

