2015 ASSEMBLY BILL 48

February 17, 2015 – Introduced by Representative KOOYENGA, cosponsored by Senator MARKLEIN. Referred to Committee on Ways and Means.

AN ACT to renumber and amend 71.98 (3); and to create 71.98 (3) (b) of the statutes; relating to: the treatment of depreciation, depletion, and amortization for income and franchise tax purposes.

Analysis by the Legislative Reference Bureau

This bill provides that, for purposes of computing depreciation, depletion, or amortization, and deductions, under section 179 of the Internal Revenue Code, a taxpayer may use the law in effect on January 1, 2013, for taxable years beginning on or after January 1, 2014.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 71.98 (3) of the statutes is renumbered 71.98 (3) (a) and amended to read:

71.98 (3) (a) Except as provided in par. (b), for taxable years beginning after December 31, 2013, and for purposes of computing depreciation and amortization,
the Internal Revenue Code means the federal Internal Revenue Code in effect on January 1, 2014. For Except as provided in par. (b), for taxable years beginning after December 31, 2013, and for purposes of computing depletion, the Internal Revenue code means the federal Internal Revenue code in effect for the year in which the property is placed in service.

SECTION 2. 71.98 (3) (b) of the statutes is created to read:

71.98 (3) (b) For purposes of computing depreciation, depletion, or amortization, and deductions, under section 179 of the Internal Revenue Code, a taxpayer may use the law in effect on January 1, 2013, for taxable years beginning on or after January 1, 2014.