



2003 ASSEMBLY BILL 775

January 29, 2004 - Introduced by Representatives WIECKERT, AINSWORTH, M. LEHMAN, NISCHKE, KREIBICH, MUSSER, HINES, VRAKAS, TOWNS, ALBERS, PETROWSKI, BIES, TOWNSEND, F. LASEE, VAN ROY, GUNDERSON and HUNDERTMARK, cosponsored by Senators DARLING, WELCH, STEPP, REYNOLDS, HARSDORF, ROESSLER and ZIEN. Referred to Committee on Insurance.

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

Analysis by the Legislative Reference Bureau

This bill adopts, for state income and franchise tax purposes, section 1201 of Public Law 108-173 as it relates to claiming a deduction for an amount that a person pays into a health savings account.

This bill will be referred to the Joint Survey Committee on Tax Exemptions for a detailed analysis, which will be printed as an appendix to this bill.

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:

4 **SECTION 1.** Subchapter XVI of chapter 71 [precedes 71.98] of the statutes is
5 created to read:

ASSEMBLY BILL 775

CHAPTER 71

SUBCHAPTER XVI

INTERNAL REVENUE CODE UPDATE

71.98 Internal Revenue Code update. The following federal laws, to the extent that they apply to the Internal Revenue Code, apply to this chapter:

(1) HEALTH SAVINGS ACCOUNTS. Section 1201 of P.L. 108-173, to the extent that it relates to health savings accounts.

SECTION 2. Initial applicability.

(1) This act first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after July 31 this act first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(END)