



State of Wisconsin
2023 - 2024 LEGISLATURE

LRBs0102/1
JK:wlj/klm/cjs

ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 406

September 14, 2023 - Offered by Representative KATSMa.

1 **AN ACT** *to renumber and amend* 71.98 (5); *to amend* 71.26 (2) (b) 11. c., 71.26
2 (2) (b) 11. d., 71.26 (2) (b) 11. e., 71.26 (2) (b) 12. c., 71.26 (2) (b) 12. d., 71.26 (2)
3 (b) 12. e., 71.26 (2) (b) 13. a., 71.26 (2) (b) 13. d. and 71.26 (2) (b) 13. e.; **to repeal**
4 **and recreate** 71.01 (6) (k), 71.01 (6) (L), 71.01 (6) (m), 71.22 (4) (k), 71.22 (4)
5 (L), 71.22 (4) (m), 71.22 (4m) (k), 71.22 (4m) (L), 71.22 (4m) (m), 71.34 (1g) (k),
6 71.34 (1g) (L), 71.34 (1g) (m), 71.42 (2) (k), 71.42 (2) (L) and 71.42 (2) (m); and
7 **to create** 71.01 (6) (n), 71.22 (4) (n), 71.22 (4m) (n), 71.26 (2) (b) 15., 71.34 (1g)
8 (n), 71.42 (2) (n) and 71.98 (5) (b) of the statutes; **relating to:** adopting changes
9 to the federal Internal Revenue Code for state tax purposes.

Analysis by the Legislative Reference Bureau

This bill adopts, for state income and franchise tax purposes, certain changes made to the Internal Revenue Code by federal acts adopted in 2021 and 2022. For example, the bill updates the state law reference to the federal Internal Revenue Code regarding the exclusion for gain from certain small business stock so that the exclusion allowed under state law is always in compliance with the exclusion under federal law.

The bill does not adopt changes made by the federal Tax Cuts and Jobs Act, enacted in December 2017. The bill also does not include changes to federal law regarding student loan forgiveness.

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

1 **SECTION 1.** 71.01 (6) (k) of the statutes is repealed and recreated to read:

2 71.01 **(6)** (k) 1. For taxable years beginning after December 31, 2016, and before
3 January 1, 2018, for individuals and fiduciaries, except fiduciaries of nuclear
4 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
5 Internal Revenue Code as amended to December 31, 2016, except as provided in
6 subds. 2. and 3. and s. 71.98, and subject to subd. 4.

7 2. For purposes of this paragraph, “Internal Revenue Code” does not include
8 the following provisions of federal public laws for taxable years beginning after
9 December 31, 2016: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
10 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
11 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
12 P.L. 109-222; section 104 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28;
13 section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section 15351 of P.L.
14 110-246; section 302 of division A, section 401 of division B, and sections 312, 322,
15 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501,
16 and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
17 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
18 111-312; sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240; P.L.
19 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113; and

1 sections 112, 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191,
2 326, and 411 of division Q of P.L. 114-113.

3 3. For purposes of this paragraph, “Internal Revenue Code” does not include
4 amendments to the federal Internal Revenue Code, including provisions of federal
5 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
6 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
7 11025, and 13543 of P.L. 115-97; sections 40307 and 40413 of P.L. 115-123; sections
8 101 (m), (n), (o), (p), and (q), 104 (a), and 109 of division U of P.L. 115-141; section
9 102 of division M and sections 110, 111, and 116 (b) of division O of P.L. 116-94; and
10 section 9707 of P.L. 117-2.

11 4. For purposes of this paragraph, the provisions of federal public laws that
12 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
13 apply for Wisconsin purposes at the same time as for federal purposes, except as
14 follows:

15 a. Changes made by section 4007 (b) of P.L. 114-41, section 1102 of P.L. 114-74,
16 and sections 105, 111, 113 to 115, 133, 301, 302, 304, 305, 308, 311, 313 to 323, 325,
17 331, and 343 to 345 of division Q of P.L. 114-113 first apply for taxable years
18 beginning after December 31, 2016.

19 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
20 109-432 first apply for taxable years beginning after December 31, 2010.

21 **SECTION 2.** 71.01 (6) (L) of the statutes is repealed and recreated to read:

22 71.01 (6) (L) 1. For taxable years beginning after December 31, 2017, and
23 before January 1, 2021, for individuals and fiduciaries, except fiduciaries of nuclear
24 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal

1 Internal Revenue Code as amended to December 31, 2017, except as provided in
2 subds. 2. and 3. and s. 71.98, and subject to subd. 4.

3 2. For purposes of this paragraph, “Internal Revenue Code” does not include
4 the following provisions of federal public laws for taxable years beginning after
5 December 31, 2017: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
6 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
7 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
8 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
9 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
10 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
11 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
12 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
13 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
14 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
15 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
16 and 411 of division Q of P.L. 114-113; and sections 11011, 11012, 13201 (a) to (e) and
17 (g), 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
18 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
19 14302, 14304, and 14401 of P.L. 115-97.

20 3. For purposes of this paragraph, “Internal Revenue Code” does not include
21 amendments to the federal Internal Revenue Code, including provisions of federal
22 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
23 December 31, 2017, except that “Internal Revenue Code” includes sections 40307,
24 40413, and 41113 of P.L. 115-123; sections 101 (m), (n), (o), (p), and (q), 104 (a), 109,
25 401 (a) (54) and (b) (15) (A), (B), and (C), 19, 20, 23, 26, 27, and 28 of division U of P.L.

1 115-141; sections 102 and 104 of division M, sections 102, 103, 106, 107, 108, 109,
2 110, 111, 113, 114, 115, 116, 201, 204, 205, 206, 302, 401, and 601 of division O, section
3 1302 of division P, and sections 131, 202 (d), and 205 of division Q of P.L. 116-94;
4 sections 1106, 2202, 2203, 2204, 2205, 2206, 2307, 3608, 3609, 3701, and 3702 of
5 division A of P.L. 116-136; sections 202, 208, 209, 211, and 214 of division EE and
6 sections 276 (a) and (b), 277, 278 (a), (b), (c), and (d), 280, and 285 of division N of P.L.
7 116-260; and sections 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2.

8 4. For purposes of this paragraph, the provisions of federal public laws that
9 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
10 apply for Wisconsin purposes at the same time as for federal purposes, except as
11 follows:

12 a. Changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
13 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
14 first apply for taxable years beginning after December 31, 2017.

15 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
16 109-432 first apply for taxable years beginning after December 31, 2010.

17 c. Changes made by section 13113 of P.L. 103-66; section 1241 of division B of
18 P.L. 111-5; section 2011 of P.L. 111-240; section 753 of P.L. 111-312; and section 324
19 of P.L. 112-240 first apply for taxable years beginning after December 31, 2018.

20 **SECTION 3.** 71.01 (6) (m) of the statutes is repealed and recreated to read:

21 71.01 (6) (m) 1. For taxable years beginning after December 31, 2020, and
22 before January 1, 2023, for individuals and fiduciaries, except fiduciaries of nuclear
23 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
24 Internal Revenue Code as amended to December 31, 2020, except as provided in
25 subds. 2. and 3. and s. 71.98, and subject to subd. 4.

1 2. For purposes of this paragraph, “Internal Revenue Code” does not include
2 the following provisions of federal public laws for taxable years beginning after
3 December 31, 2020: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
4 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
5 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
6 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
7 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
8 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
9 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
10 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
11 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
12 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
13 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
14 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
15 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
16 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
17 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
18 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
19 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
20 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
21 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
22 116-136; and sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of
23 division EE of P.L. 116-260.

24 3. For purposes of this paragraph, “Internal Revenue Code” does not include
25 amendments to the federal Internal Revenue Code, including provisions of federal

1 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
2 December 31, 2020, except that “Internal Revenue Code” includes sections 9671,
3 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2; and sections 80501,
4 80504, and 80602 of division H of P.L. 117-58.

5 4. For purposes of this paragraph, the provisions of federal public laws that
6 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
7 apply for Wisconsin purposes at the same time as for federal purposes, except as
8 follows:

9 a. Changes made by sections 20101, 20102, 20104, 20201, 40201, 40202, 40203,
10 40308, 40309, 40311, 40414, 41101, 41107, 41114, 41115, and 41116 of P.L. 115-123;
11 section 101 (a), (b), and (h) of division U of P.L. 115-141; section 1203 of P.L. 116-25;
12 section 1122 of P.L. 116-92; section 301 of division O, section 1302 of division P, and
13 sections 101, 102, 103, 117, 118, 132, 201, 202 (a), (b), and (c), 204 (a), (b), and (c), 301,
14 and 302 of division Q of P.L. 116-94; section 2 of P.L. 116-98; and sections 301, 302,
15 and 304 of division EE of P.L. 116-260 apply for taxable years beginning after
16 December 31, 2020.

17 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
18 109-432 first apply for taxable years beginning after December 31, 2010.

19 **SECTION 4.** 71.01 (6) (n) of the statutes is created to read:

20 71.01 **(6)** (n) 1. For taxable years beginning after December 31, 2022, for
21 individuals and fiduciaries, except fiduciaries of nuclear decommissioning trust or
22 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code
23 as amended to December 31, 2022, except as provided in subds. 2. and 3. and s. 71.98,
24 and subject to subd. 4.

1 2. For purposes of this paragraph, “Internal Revenue Code” does not include
2 the following provisions of federal public laws for taxable years beginning after
3 December 31, 2022: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
4 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
5 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
6 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
7 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
8 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
9 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
10 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
11 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
12 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
13 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
14 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
15 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
16 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
17 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
18 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
19 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
20 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
21 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
22 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
23 EE of P.L. 116-260; sections 5003, 9041, 9673, 9675, and 9708 of P.L. 117-2; section
24 307 of division P of P.L. 117-103; section 13903 (b) of P.L. 117-169; and section 4151
25 of division FF of P.L. 117-328.

1 3. For purposes of this paragraph, “Internal Revenue Code” does not include
2 amendments to the federal Internal Revenue Code, including provisions of federal
3 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
4 December 31, 2022.

5 4. For purposes of this paragraph, the provisions of federal public laws that
6 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
7 apply for Wisconsin purposes at the same time as for federal purposes, except as
8 follows:

9 a. Changes made by sections 5001, 5002, 5005, 9623, 9624, and 9672 of P.L.
10 117-2; section 2 of P.L. 117-6; and sections 80401, 80402, and 80601 of division H of
11 P.L. 117-58 apply for taxable years beginning after December 31, 2022.

12 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
13 109-432 apply for taxable years beginning after December 31, 2010.

14 **SECTION 5.** 71.22 (4) (k) of the statutes is repealed and recreated to read:

15 71.22 (4) (k) 1. For taxable years beginning after December 31, 2016, and before
16 January 1, 2018, “Internal Revenue Code” means the federal Internal Revenue Code
17 as amended to December 31, 2016, except as provided in subds. 2. and 3. and subject
18 to subd. 4., and except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g),
19 71.42 (2), and 71.98.

20 2. For purposes of this paragraph, “Internal Revenue Code” does not include
21 the following provisions of federal public laws for taxable years beginning after
22 December 31, 2016: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
23 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
24 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
25 P.L. 109-222; section 104 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28;

1 section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section 15351 of P.L.
2 110-246; section 302 of division A, section 401 of division B, and sections 312, 322,
3 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501,
4 and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
5 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
6 111-312; sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240; P.L.
7 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113; and
8 sections 112, 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191,
9 326, and 411 of division Q of P.L. 114-113.

10 3. For purposes of this paragraph, “Internal Revenue Code” does not include
11 amendments to the federal Internal Revenue Code, including provisions of federal
12 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
13 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
14 11025, and 13543 of P.L. 115-97; sections 40307 and 40413 of P.L. 115-123; sections
15 101 (m), (n), (o), (p), and (q), 104 (a), and 109 of division U of P.L. 115-141; section
16 102 of division M and sections 110, 111, and 116 (b) of division O of P.L. 116-94; and
17 section 9707 of P.L. 117-2.

18 4. For purposes of this paragraph, the provisions of federal public laws that
19 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
20 apply for Wisconsin purposes at the same time as for federal purposes, except as
21 follows:

22 a. Changes made by section 4007 (b) of P.L. 114-41, section 1102 of P.L. 114-74,
23 and sections 105, 111, 113 to 115, 133, 301, 302, 304, 305, 308, 311, 313 to 323, 325,
24 331, and 343 to 345 of division Q of P.L. 114-113 first apply for taxable years
25 beginning after December 31, 2016.

1 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
2 109-432 first apply for taxable years beginning after December 31, 2010.

3 **SECTION 6.** 71.22 (4) (L) of the statutes is repealed and recreated to read:

4 71.22 (4) (L) 1. For taxable years beginning after December 31, 2017, and
5 before January 1, 2021, “Internal Revenue Code” means the federal Internal
6 Revenue Code as amended to December 31, 2017, except as provided in subds. 2. and
7 3. and subject to subd. 4., and except as provided in sub. (4m) and ss. 71.26 (2) (b) and
8 (3), 71.34 (1g), 71.42 (2), and 71.98.

9 2. For purposes of this paragraph, “Internal Revenue Code” does not include
10 the following provisions of federal public laws for taxable years beginning after
11 December 31, 2017: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
12 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
13 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
14 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
15 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
16 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
17 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
18 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
19 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
20 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
21 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
22 and 411 of division Q of P.L. 114-113; and sections 11011, 11012, 13201 (a) to (e) and
23 (g), 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
24 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
25 14302, 14304, and 14401 of P.L. 115-97.

1 3. For purposes of this paragraph, “Internal Revenue Code” does not include
2 amendments to the federal Internal Revenue Code, including provisions of federal
3 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
4 December 31, 2017, except that “Internal Revenue Code” includes sections 40307,
5 40413, and 41113 of P.L. 115-123; sections 101 (m), (n), (o), (p), and (q), 104 (a), 109,
6 401 (a) (54) and (b) (15) (A), (B), and (C), 19, 20, 23, 26, 27, and 28 of division U of P.L.
7 115-141; sections 102 and 104 of division M, sections 102, 103, 106, 107, 108, 109,
8 110, 111, 113, 114, 115, 116, 201, 204, 205, 206, 302, 401, and 601 of division O, section
9 1302 of division P, and sections 131, 202 (d), and 205 of division Q of P.L. 116-94;
10 sections 1106, 2202, 2203, 2204, 2205, 2206, 2307, 3608, 3609, 3701, and 3702 of
11 division A of P.L. 116-136; sections 202, 208, 209, 211, and 214 of division EE and
12 sections 276 (a) and (b), 277, 278 (a), (b), (c), and (d), 280, and 285 of division N of P.L.
13 116-260; and sections 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2.

14 4. For purposes of this paragraph, the provisions of federal public laws that
15 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
16 apply for Wisconsin purposes at the same time as for federal purposes, except as
17 follows:

18 a. Changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
19 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
20 first apply for taxable years beginning after December 31, 2017.

21 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
22 109-432 first apply for taxable years beginning after December 31, 2010.

23 c. Changes made by section 13113 of P.L. 103-66; section 1241 of division B of
24 P.L. 111-5; section 2011 of P.L. 111-240; section 753 of P.L. 111-312; and section 324
25 of P.L. 112-240 first apply for taxable years beginning after December 31, 2018.

1 **SECTION 7.** 71.22 (4) (m) of the statutes is repealed and recreated to read:

2 71.22 (4) (m) 1. For taxable years beginning after December 31, 2020, and
3 before January 1, 2023, “Internal Revenue Code” means the federal Internal
4 Revenue Code as amended to December 31, 2020, except as provided in subds. 2. and
5 3. and subject to subd. 4., and except as provided in sub. (4m) and ss. 71.26 (2) (b) and
6 (3), 71.34 (1g), 71.42 (2), and 71.98.

7 2. For purposes of this paragraph, “Internal Revenue Code” does not include
8 the following provisions of federal public laws for taxable years beginning after
9 December 31, 2020: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
10 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
11 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
12 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
13 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
14 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
15 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
16 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
17 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
18 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
19 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
20 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
21 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
22 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
23 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
24 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
25 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)

1 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
2 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
3 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
4 EE of P.L. 116-260; and section 307 of division P of P.L. 117-103.

5 3. For purposes of this paragraph, “Internal Revenue Code” does not include
6 amendments to the federal Internal Revenue Code, including provisions of federal
7 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
8 December 31, 2020, except that “Internal Revenue Code” includes sections 9671,
9 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2; and sections 80501,
10 80504, and 80602 of division H of P.L. 117-58.

11 4. For purposes of this paragraph, the provisions of federal public laws that
12 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
13 apply for Wisconsin purposes at the same time as for federal purposes, except as
14 follows:

15 a. Changes made by sections 20101, 20102, 20104, 20201, 40201, 40202, 40203,
16 40308, 40309, 40311, 40414, 41101, 41107, 41114, 41115, and 41116 of P.L. 115-123;
17 section 101 (a), (b), and (h) of division U of P.L. 115-141; section 1203 of P.L. 116-25;
18 section 1122 of P.L. 116-92; section 301 of division O, section 1302 of division P, and
19 sections 101, 102, 103, 117, 118, 132, 201, 202 (a), (b), and (c), 204 (a), (b), and (c), 301,
20 and 302 of division Q of P.L. 116-94; section 2 of P.L. 116-98; and sections 301, 302,
21 and 304 of division EE of P.L. 116-260 apply for taxable years beginning after
22 December 31, 2020.

23 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
24 109-432 first apply for taxable years beginning after December 31, 2010.

25 **SECTION 8.** 71.22 (4) (n) of the statutes is created to read:

1 71.22 (4) (n) 1. For taxable years beginning after December 31, 2022, “Internal
2 Revenue Code” means the federal Internal Revenue Code as amended to December
3 31, 2022, except as provided in subds. 2. and 3. and subject to subd. 4., and except
4 as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), 71.42 (2), and 71.98.

5 2. For purposes of this paragraph, “Internal Revenue Code” does not include
6 the following provisions of federal public laws for taxable years beginning after
7 December 31, 2022: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
8 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
9 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
10 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
11 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
12 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
13 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
14 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
15 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
16 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
17 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
18 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
19 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
20 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
21 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
22 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
23 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
24 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
25 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.

1 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
2 EE of P.L. 116-260; sections 5003, 9041, 9673, 9675, and 9708 of P.L. 117-2; section
3 307 of division P of P.L. 117-103; section 13903 (b) of P.L. 117-169; and section 4151
4 of division FF of P.L. 117-328.

5 3. For purposes of this paragraph, “Internal Revenue Code” does not include
6 amendments to the federal Internal Revenue Code, including provisions of federal
7 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
8 December 31, 2022.

9 4. For purposes of this paragraph, the provisions of federal public laws that
10 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
11 apply for Wisconsin purposes at the same time as for federal purposes, except as
12 follows:

13 a. Changes made by sections 5001, 5002, 5005, 9623, 9624, and 9672 of P.L.
14 117-2; section 2 of P.L. 117-6; and sections 80401, 80402, and 80601 of division H of
15 P.L. 117-58 apply for taxable years beginning after December 31, 2022.

16 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
17 109-432 apply for taxable years beginning after December 31, 2010.

18 **SECTION 9.** 71.22 (4m) (k) of the statutes is repealed and recreated to read:

19 71.22 **(4m)** (k) 1. For taxable years beginning after December 31, 2016, and
20 before January 1, 2018, “Internal Revenue Code,” for corporations that are subject
21 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
22 Internal Revenue Code as amended to December 31, 2016, except as provided in
23 subds. 2. and 3. and s. 71.98, and subject to subd. 4.

24 2. For purposes of this paragraph, “Internal Revenue Code” does not include
25 the following provisions of federal public laws for taxable years beginning after

1 December 31, 2016: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
2 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
3 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
4 P.L. 109-222; section 104 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28;
5 section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section 15351 of P.L.
6 110-246; section 302 of division A, section 401 of division B, and sections 312, 322,
7 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501,
8 and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
9 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
10 111-312; sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240; P.L.
11 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113; and
12 sections 112, 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191,
13 326, and 411 of division Q of P.L. 114-113.

14 3. For purposes of this paragraph, “Internal Revenue Code” does not include
15 amendments to the federal Internal Revenue Code, including provisions of federal
16 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
17 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
18 11025, and 13543 of P.L. 115-97; sections 40307 and 40413 of P.L. 115-123; sections
19 101 (m), (n), (o), (p), and (q), 104 (a), and 109 of division U of P.L. 115-141; section
20 102 of division M and sections 110, 111, and 116 (b) of division O of P.L. 116-94; and
21 section 9707 of P.L. 117-2.

22 4. For purposes of this paragraph, the provisions of federal public laws that
23 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
24 apply for Wisconsin purposes at the same time as for federal purposes, except as
25 follows:

1 a. Changes made by section 4007 (b) of P.L. 114-41, section 1102 of P.L. 114-74,
2 and sections 105, 111, 113 to 115, 133, 301, 302, 304, 305, 308, 311, 313 to 323, 325,
3 331, and 343 to 345 of division Q of P.L. 114-113 first apply for taxable years
4 beginning after December 31, 2016.

5 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
6 109-432 first apply for taxable years beginning after December 31, 2010.

7 **SECTION 10.** 71.22 (4m) (L) of the statutes is repealed and recreated to read:

8 71.22 (4m) (L) 1. For taxable years beginning after December 31, 2017, and
9 before January 1, 2021, “Internal Revenue Code,” for corporations that are subject
10 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
11 Internal Revenue Code as amended to December 31, 2017, except as provided in
12 subds. 2. and 3. and s. 71.98, and subject to subd. 4.

13 2. For purposes of this paragraph, “Internal Revenue Code” does not include
14 the following provisions of federal public laws for taxable years beginning after
15 December 31, 2017: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
16 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
17 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
18 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
19 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
20 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
21 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
22 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
23 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
24 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
25 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,

1 and 411 of division Q of P.L. 114-113; and sections 11011, 11012, 13201 (a) to (e) and
2 (g), 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
3 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
4 14302, 14304, and 14401 of P.L. 115-97.

5 3. For purposes of this paragraph, “Internal Revenue Code” does not include
6 amendments to the federal Internal Revenue Code, including provisions of federal
7 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
8 December 31, 2017, except that “Internal Revenue Code” includes sections 40307,
9 40413, and 41113 of P.L. 115-123; sections 101 (m), (n), (o), (p), and (q), 104 (a), 109,
10 401 (a) (54) and (b) (15) (A), (B), and (C), 19, 20, 23, 26, 27, and 28 of division U of P.L.
11 115-141; sections 102 and 104 of division M, sections 102, 103, 106, 107, 108, 109,
12 110, 111, 113, 114, 115, 116, 201, 204, 205, 206, 302, 401, and 601 of division O, section
13 1302 of division P, and sections 131, 202 (d), and 205 of division Q of P.L. 116-94;
14 sections 1106, 2202, 2203, 2204, 2205, 2206, 2307, 3608, 3609, 3701, and 3702 of
15 division A of P.L. 116-136; sections 202, 208, 209, 211, and 214 of division EE and
16 sections 276 (a) and (b), 277, 278 (a), (b), (c), and (d), 280, and 285 of division N of P.L.
17 116-260; and sections 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2.

18 4. For purposes of this paragraph, the provisions of federal public laws that
19 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
20 apply for Wisconsin purposes at the same time as for federal purposes, except as
21 follows:

22 a. Changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
23 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
24 first apply for taxable years beginning after December 31, 2017.

1 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
2 109-432 first apply for taxable years beginning after December 31, 2010.

3 c. Changes made by section 13113 of P.L. 103-66; section 1241 of division B of
4 P.L. 111-5; section 2011 of P.L. 111-240; section 753 of P.L. 111-312; and section 324
5 of P.L. 112-240 first apply for taxable years beginning after December 31, 2018.

6 **SECTION 11.** 71.22 (4m) (m) of the statutes is repealed and recreated to read:

7 71.22 **(4m)** (m) 1. For taxable years beginning after December 31, 2020, and
8 before January 1, 2023, “Internal Revenue Code,” for corporations that are subject
9 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
10 Internal Revenue Code as amended to December 31, 2020, except as provided in
11 subds. 2. and 3. and s. 71.98, and subject to subd. 4.

12 2. For purposes of this paragraph, “Internal Revenue Code” does not include
13 the following provisions of federal public laws for taxable years beginning after
14 December 31, 2020: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
15 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
16 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
17 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
18 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
19 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
20 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
21 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
22 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
23 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
24 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
25 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),

1 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
2 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
3 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
4 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
5 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
6 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
7 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
8 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
9 EE of P.L. 116-260; and section 307 of division P of P.L. 117-103.

10 3. For purposes of this paragraph, “Internal Revenue Code” does not include
11 amendments to the federal Internal Revenue Code, including provisions of federal
12 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
13 December 31, 2020, except that “Internal Revenue Code” includes sections 9671,
14 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2; and sections 80501,
15 80504, and 80602 of division H of P.L. 117-58.

16 4. For purposes of this paragraph, the provisions of federal public laws that
17 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
18 apply for Wisconsin purposes at the same time as for federal purposes, except as
19 follows:

20 a. Changes made by sections 20101, 20102, 20104, 20201, 40201, 40202, 40203,
21 40308, 40309, 40311, 40414, 41101, 41107, 41114, 41115, and 41116 of P.L. 115-123;
22 section 101 (a), (b), and (h) of division U of P.L. 115-141; section 1203 of P.L. 116-25;
23 section 1122 of P.L. 116-92; section 301 of division O, section 1302 of division P, and
24 sections 101, 102, 103, 117, 118, 132, 201, 202 (a), (b), and (c), 204 (a), (b), and (c), 301,
25 and 302 of division Q of P.L. 116-94; section 2 of P.L. 116-98; and sections 301, 302,

1 and 304 of division EE of P.L. 116-260 apply for taxable years beginning after
2 December 31, 2020.

3 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
4 109-432 first apply for taxable years beginning after December 31, 2010.

5 **SECTION 12.** 71.22 (4m) (n) of the statutes is created to read:

6 71.22 (**4m**) (n) 1. For taxable years beginning after December 31, 2022,
7 “Internal Revenue Code,” for corporations that are subject to a tax on unrelated
8 business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as
9 amended to December 31, 2022, except as provided in subds. 2. and 3. and s. 71.98,
10 and subject to subd. 4.

11 2. For purposes of this paragraph, “Internal Revenue Code” does not include
12 the following provisions of federal public laws for taxable years beginning after
13 December 31, 2022: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
14 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
15 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
16 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
17 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
18 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
19 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
20 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
21 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
22 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
23 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
24 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
25 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,

1 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
2 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
3 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
4 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
5 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
6 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
7 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
8 EE of P.L. 116-260; sections 5003, 9041, 9673, 9675, and 9708 of P.L. 117-2; section
9 307 of division P of P.L. 117-103; section 13903 (b) of P.L. 117-169; and section 4151
10 of division FF of P.L. 117-328.

11 3. For purposes of this paragraph, “Internal Revenue Code” does not include
12 amendments to the federal Internal Revenue Code, including provisions of federal
13 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
14 December 31, 2022.

15 4. For purposes of this paragraph, the provisions of federal public laws that
16 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
17 apply for Wisconsin purposes at the same time as for federal purposes, except as
18 follows:

19 a. Changes made by sections 5001, 5002, 5005, 9623, 9624, and 9672 of P.L.
20 117-2; section 2 of P.L. 117-6; and sections 80401, 80402, and 80601 of division H of
21 P.L. 117-58 apply for taxable years beginning after December 31, 2022.

22 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
23 109-432 apply for taxable years beginning after December 31, 2010.

24 **SECTION 13.** 71.26 (2) (b) 11. c. of the statutes is amended to read:

1 71.26 (2) (b) 11. c. For purposes of subd. 11. a., “Internal Revenue Code” does
2 not include the following provisions of federal public laws for taxable years beginning
3 after December 31, 2016: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
4 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
5 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
6 P.L. 109-222; ~~sections~~ section 104 and 307 of P.L. 109-432; sections 8233 and 8235
7 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245;
8 section 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and
9 sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232,
10 1241, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214,
11 and 216 of P.L. 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754,
12 and 760 of P.L. 111-312; ~~section 1106 of P.L. 112-95~~; sections 104, 318, 322, 323, 324,
13 326, 327, and 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section 305
14 of division P of P.L. 114-113; and sections 112, 123, 125 to 128, 143, 144, 151 to 153,
15 165 to 167, 169 to 171, 189, 191, ~~307~~, 326, and 411 of division Q of P.L. 114-113.

16 **SECTION 14.** 71.26 (2) (b) 11. d. of the statutes is amended to read:

17 71.26 (2) (b) 11. d. For purposes of subd. 11. a., “Internal Revenue Code” does
18 not include amendments to the federal Internal Revenue Code enacted after
19 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
20 11025, and 13543 of P.L. 115-97; sections 40307 and 40413 of P.L. 115-123; sections
21 101 (m), (n), (o), (p), and (q), 104 (a), and 109 of division U of P.L. 115-141; and section
22 102 of division M and sections 110, 111, and 116 (b) of division O of P.L. 116-94; and
23 section 9707 of P.L. 117-2.

24 **SECTION 15.** 71.26 (2) (b) 11. e. of the statutes is amended to read:

1 71.26 (2) (b) 11. e. For purposes of subd. 11. a., the provisions of federal public
2 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
3 subdivision, apply for Wisconsin purposes at the same time as for federal purposes,
4 except that changes made by section 4007 (b) of P.L. 114-41, section 1102 of P.L.
5 114-74, sections 105, 111, 113 to 115, 133, 301, 302, 304, 305, 308, 311, 313 to 323,
6 325, 331, and 343 to 345 of division Q of P.L. 114-113 first apply for taxable years
7 beginning after December 31, 2016. Changes made by section 1201 of P.L. 108-173
8 and section 307 of P.L. 109-432 first apply for taxable years beginning after
9 December 31, 2010.

10 **SECTION 16.** 71.26 (2) (b) 12. c. of the statutes is amended to read:

11 71.26 (2) (b) 12. c. For purposes of subd. 12. a., “Internal Revenue Code” does
12 not include the following provisions of federal public laws for taxable years beginning
13 after December 31, 2017: ~~section 13113 of P.L. 103-66~~; sections 1, 3, 4, and 5 of P.L.
14 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
15 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
16 P.L. 109-222; ~~sections~~ section 104 and 307 of P.L. 109-432; sections 8233 and 8235
17 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245;
18 section 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and
19 sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232,
20 ~~1241~~, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214,
21 and 216 of P.L. 111-226; ~~sections 2011 and~~ section 2122 of P.L. 111-240; sections ~~753~~,
22 754, and 760 of P.L. 111-312; ~~section 1106 of P.L. 112-95~~; sections 104, 318, 322, 323,
23 ~~324~~, 326, 327, and 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section
24 305 of division P of P.L. 114-113; sections 123, 125 to 128, 143, 144, 151 to 153, 165
25 to 167, 169 to 171, 189, 191, ~~307~~, 326, and 411 of division Q of P.L. 114-113; and

1 sections 11011, 11012, 13201 (a) to (e) and (g), 13206, 13221, 13301, 13304 (a), (b),
2 and (d), 13531, 13601, 13801, 14101, 14102, 14103, 14201, 14202, 14211, 14212,
3 14213, 14214, 14215, 14221, 14222, 14301, 14302, 14304, and 14401 of P.L. 115-97.

4 **SECTION 17.** 71.26 (2) (b) 12. d. of the statutes is amended to read:

5 71.26 (2) (b) 12. d. For purposes of subd. 12. a., “Internal Revenue Code” does
6 not include amendments to the federal Internal Revenue Code enacted after
7 December 31, 2017, except that “Internal Revenue Code” includes sections 40307,
8 40413, and 41113 of P.L. 115-123; sections 101 (m), (n), (o), (p), and (q), 104 (a), 109,
9 401 (a) (54) and (b) (15) (A), (B), and (C), 19, 20, 23, 26, 27, and 28 of division U of P.L.
10 115-141; sections 102 and 104 of division M, sections 102, 103, 106, 107, 108, 109,
11 110, 111, 113, 114, 115, 116, 201, 204, 205, 206, 302, 401, and 601 of division O, section
12 1302 of division P, and sections 131, 202 (d), and 205 of division Q of P.L. 116-94;
13 sections 1106, 2202, 2203, 2204, 2205, 2206, 2307, 3608, 3609, 3701, and 3702 of
14 division A of P.L. 116-136; and sections 202, 208, 209, 211, and 214 of division EE and
15 sections 276 (a) and (b), 277, 278 (a), (b), (c), and (d), 280, and 285 of division N of P.L.
16 116-260; and sections 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2.

17 **SECTION 18.** 71.26 (2) (b) 12. e. of the statutes is amended to read:

18 71.26 (2) (b) 12. e. For purposes of subd. 12. a., the provisions of federal public
19 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
20 subdivision, apply for Wisconsin purposes at the same time as for federal purposes,
21 except that changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
22 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
23 first apply for taxable years beginning after December 31, 2017. Changes made by
24 section 1201 of P.L. 108-173 and section 307 of P.L. 109-432 first apply for taxable
25 years beginning after December 31, 2010. Changes made by section 13113 of P.L.

1 103-66; section 1241 of division B of P.L. 111-5; section 2011 of P.L. 111-240; section
2 753 of P.L. 111-312; and section 324 of P.L. 112-240 first apply for taxable years
3 beginning after December 31, 2018.

4 **SECTION 19.** 71.26 (2) (b) 13. a. of the statutes is amended to read:

5 71.26 (2) (b) 13. a. For taxable years beginning after December 31, 2020, and
6 before January 1, 2023, for a corporation, conduit, or common law trust that qualifies
7 as a regulated investment company, real estate mortgage investment conduit, real
8 estate investment trust, or financial asset securitization investment trust under the
9 Internal Revenue Code, “net income” means the federal regulated investment
10 company taxable income, federal real estate mortgage investment conduit taxable
11 income, federal real estate investment trust, or financial asset securitization
12 investment trust taxable income of the corporation, conduit, or trust as determined
13 under the Internal Revenue Code.

14 **SECTION 20.** 71.26 (2) (b) 13. d. of the statutes is amended to read:

15 71.26 (2) (b) 13. d. For purposes of subd. 13. a., “Internal Revenue Code” does
16 not include amendments to the federal Internal Revenue Code enacted after
17 December 31, 2020, except that “Internal Revenue Code” includes sections 9671,
18 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2; and sections 80501,
19 80504, and 80602 of division H of P.L. 117-58.

20 **SECTION 21.** 71.26 (2) (b) 13. e. of the statutes is amended to read:

21 71.26 (2) (b) 13. e. For purposes of subd. 13. a., the provisions of federal public
22 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
23 subdivision, apply for Wisconsin purposes at the same time as for federal purposes,
24 except that changes made by sections 20101, 20102, 20104, 20201, 40201, 40202,
25 40203, 40308, 40309, 40311, 40414, 41101, 41107, 41114, 41115, and 41116 of P.L.

1 115-123; section 101 (a), (b), and (h) of division U of P.L. 115-141; section 1203 of P.L.
2 116-25; section 1122 of P.L. 116-92; section 301 of division O, section 1302 of division
3 P, and sections 101, 102, 103, 117, 118, 132, 201, 202 (a), (b), and (c), 204 (a), (b), and
4 (c), 301, and 302 of division Q of P.L. 116-94; section 2 of P.L. 116-98; and sections
5 301, 302, and 304 of division EE of P.L. 116-260 apply for taxable years beginning
6 after December 31, 2020. Changes made by section 1201 of P.L. 108-173 and section
7 307 of P.L. 109-432 first apply for taxable years beginning after December 31, 2010.

8 **SECTION 22.** 71.26 (2) (b) 15. of the statutes is created to read:

9 71.26 (2) (b) 15. a. For taxable years beginning after December 31, 2022, for a
10 corporation, conduit, or common law trust that qualifies as a regulated investment
11 company, real estate mortgage investment conduit, real estate investment trust, or
12 financial asset securitization investment trust under the Internal Revenue Code,
13 “net income” means the federal regulated investment company taxable income,
14 federal real estate mortgage investment conduit taxable income, federal real estate
15 investment trust, or financial asset securitization investment trust taxable income
16 of the corporation, conduit, or trust as determined under the Internal Revenue Code.

17 b. For purposes of subd. 15. a., “Internal Revenue Code” means the federal
18 Internal Revenue Code as amended to December 31, 2022, except as provided in
19 subd. 15. c. and d. and s. 71.98, and subject to subd. 15. e.

20 c. For purposes of subd. 15. a., “Internal Revenue Code” does not include the
21 following provisions of federal public laws for taxable years beginning after
22 December 31, 2022: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
23 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
24 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
25 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;

1 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
2 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
3 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
4 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
5 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
6 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
7 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
8 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
9 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
10 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
11 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
12 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
13 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
14 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
15 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
16 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
17 EE of P.L. 116-260; sections 5003, 9041, 9673, 9675, and 9708 of P.L. 117-2; section
18 307 of division P of P.L. 117-103; section 13903 (b) of P.L. 117-169; and section 4151
19 of division FF of P.L. 117-328.

20 d. For purposes of subd. 15. a., “Internal Revenue Code” does not include
21 amendments to the federal Internal Revenue Code enacted after December 31, 2022.

22 e. For purposes of subd. 15. a., the provisions of federal public laws that directly
23 or indirectly affect the Internal Revenue Code, as defined in this subdivision, apply
24 for Wisconsin purposes at the same time as for federal purposes, except that changes
25 made by sections 5001, 5002, 5005, 9623, 9624, and 9672 of P.L.117-2; section 2 of

1 P.L. 117-6; and sections 80401, 80402, and 80601 of division H of P.L. 117-58 apply
2 for taxable years beginning after December 31, 2022. Changes made by section 1201
3 of P.L. 108-173 and section 307 of P.L. 109-432 apply for taxable years beginning
4 after December 31, 2010.

5 **SECTION 23.** 71.34 (1g) (k) of the statutes is repealed and recreated to read:

6 71.34 **(1g)** (k) 1. For taxable years beginning after December 31, 2016, and
7 before January 1, 2018, for tax option corporations, “Internal Revenue Code” means
8 the federal Internal Revenue Code as amended to December 31, 2016, except as
9 provided in subds. 2., 3., and 5. and s. 71.98, and subject to subd. 4.

10 2. For purposes of this paragraph, “Internal Revenue Code” does not include
11 the following provisions of federal public laws for taxable years beginning after
12 December 31, 2016: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
13 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
14 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
15 P.L. 109-222; section 104 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28;
16 section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section 15351 of P.L.
17 110-246; section 302 of division A, section 401 of division B, and sections 312, 322,
18 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501,
19 and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
20 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
21 111-312; sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240; P.L.
22 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113; and
23 sections 112, 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191,
24 326, and 411 of division Q of P.L. 114-113.

1 3. For purposes of this paragraph, “Internal Revenue Code” does not include
2 amendments to the federal Internal Revenue Code, including provisions of federal
3 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
4 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
5 11025, and 13543 of P.L. 115-97; sections 40307 and 40413 of P.L. 115-123; sections
6 101 (m), (n), (o), (p), and (q), 104 (a), and 109 of division U of P.L. 115-141; section
7 102 of division M and sections 110, 111, and 116 (b) of division O of P.L. 116-94; and
8 section 9707 of P.L. 117-2.

9 4. For purposes of this paragraph, the provisions of federal public laws that
10 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
11 apply for Wisconsin purposes at the same time as for federal purposes, except as
12 follows:

13 a. Changes made by section 4007 (b) of P.L. 114-41, section 1102 of P.L. 114-74,
14 and sections 105, 111, 113 to 115, 133, 301, 302, 304, 305, 308, 311, 313 to 323, 325,
15 331, and 343 to 345 of division Q of P.L. 114-113 first apply for taxable years
16 beginning after December 31, 2016.

17 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
18 109-432 first apply for taxable years beginning after December 31, 2010.

19 5. For purposes of this paragraph, section 1366 (f) of the Internal Revenue Code
20 (relating to pass-through of items to shareholders) is modified by substituting the
21 tax under s. 71.35 for the taxes under sections 1374 and 1375 of the Internal Revenue
22 Code.

23 **SECTION 24.** 71.34 (1g) (L) of the statutes is repealed and recreated to read:

24 71.34 (1g) (L) 1. For taxable years beginning after December 31, 2017, and
25 before January 1, 2021, for tax option corporations, “Internal Revenue Code” means

1 the federal Internal Revenue Code as amended to December 31, 2017, except as
2 provided in subds. 2., 3., and 5. and s. 71.98, and subject to subd. 4.

3 2. For purposes of this paragraph, “Internal Revenue Code” does not include
4 the following provisions of federal public laws for taxable years beginning after
5 December 31, 2017: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
6 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
7 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
8 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
9 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
10 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
11 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
12 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
13 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
14 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
15 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
16 and 411 of division Q of P.L. 114-113; and sections 11011, 11012, 13201 (a) to (e) and
17 (g), 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
18 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
19 14302, 14304, and 14401 of P.L. 115-97.

20 3. For purposes of this paragraph, “Internal Revenue Code” does not include
21 amendments to the federal Internal Revenue Code, including provisions of federal
22 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
23 December 31, 2017, except that “Internal Revenue Code” includes sections 40307,
24 40413, and 41113 of P.L. 115-123; sections 101 (m), (n), (o), (p), and (q), 104 (a), 109,
25 401 (a) (54) and (b) (15) (A), (B), and (C), 19, 20, 23, 26, 27, and 28 of division U of P.L.

1 115-141; sections 102 and 104 of division M, sections 102, 103, 106, 107, 108, 109,
2 110, 111, 113, 114, 115, 116, 201, 204, 205, 206, 302, 401, and 601 of division O, section
3 1302 of division P, and sections 131, 202 (d), and 205 of division Q of P.L. 116-94;
4 sections 1106, 2202, 2203, 2204, 2205, 2206, 2307, 3608, 3609, 3701, and 3702 of
5 division A of P.L. 116-136; sections 202, 208, 209, 211, and 214 of division EE and
6 sections 276 (a) and (b), 277, 278 (a), (b), (c), and (d), 280, and 285 of division N of P.L.
7 116-260; and sections 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2.

8 4. For purposes of this paragraph, the provisions of federal public laws that
9 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
10 apply for Wisconsin purposes at the same time as for federal purposes, except as
11 follows:

12 a. Changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
13 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
14 first apply for taxable years beginning after December 31, 2017.

15 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
16 109-432 first apply for taxable years beginning after December 31, 2010.

17 c. Changes made by section 13113 of P.L. 103-66; section 1241 of division B of
18 P.L. 111-5; section 2011 of P.L. 111-240; section 753 of P.L. 111-312; and section 324
19 of P.L. 112-240 first apply for taxable years beginning after December 31, 2018.

20 5. For purposes of this paragraph, section 1366 (f) of the Internal Revenue Code
21 (relating to pass-through of items to shareholders) is modified by substituting the
22 tax under s. 71.35 for the taxes under sections 1374 and 1375 of the Internal Revenue
23 Code.

24 **SECTION 25.** 71.34 (1g) (m) of the statutes is repealed and recreated to read:

1 71.34 **(1g)** (m) 1. For taxable years beginning after December 31, 2020, and
2 before January 1, 2023, for tax option corporations, “Internal Revenue Code” means
3 the federal Internal Revenue Code as amended to December 31, 2020, except as
4 provided in subds. 2., 3., and 5. and s. 71.98, and subject to subd. 4.

5 2. For purposes of this paragraph, “Internal Revenue Code” does not include
6 the following provisions of federal public laws for taxable years beginning after
7 December 31, 2020: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
8 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
9 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
10 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
11 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
12 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
13 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
14 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
15 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
16 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
17 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
18 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
19 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
20 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
21 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
22 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
23 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
24 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
25 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.

1 116-136; and sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of
2 division EE of P.L. 116-260.

3 3. For purposes of this paragraph, “Internal Revenue Code” does not include
4 amendments to the federal Internal Revenue Code, including provisions of federal
5 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
6 December 31, 2020, except that “Internal Revenue Code” includes sections 9671,
7 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2; and sections 80501,
8 80504, and 80602 of division H of P.L. 117-58.

9 4. For purposes of this paragraph, the provisions of federal public laws that
10 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
11 apply for Wisconsin purposes at the same time as for federal purposes, except as
12 follows:

13 a. Changes made by sections 20101, 20102, 20104, 20201, 40201, 40202, 40203,
14 40308, 40309, 40311, 40414, 41101, 41107, 41114, 41115, and 41116 of P.L. 115-123;
15 section 101 (a), (b), and (h) of division U of P.L. 115-141; section 1203 of P.L. 116-25;
16 section 1122 of P.L. 116-92; section 301 of division O, section 1302 of division P, and
17 sections 101, 102, 103, 117, 118, 132, 201, 202 (a), (b), and (c), 204 (a), (b), and (c), 301,
18 and 302 of division Q of P.L. 116-94; section 2 of P.L. 116-98; and sections 301, 302,
19 and 304 of division EE of P.L. 116-260 apply for taxable years beginning after
20 December 31, 2020.

21 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
22 109-432 first apply for taxable years beginning after December 31, 2010.

23 5. For purposes of this paragraph, section 1366 (f) of the Internal Revenue Code
24 (relating to pass-through of items to shareholders) is modified by substituting the

1 tax under s. 71.35 for the taxes under sections 1374 and 1375 of the Internal Revenue
2 Code.

3 **SECTION 26.** 71.34 (1g) (n) of the statutes is created to read:

4 71.34 (1g) (n) 1. For taxable years beginning after December 31, 2022, for tax
5 option corporations, “Internal Revenue Code” means the federal Internal Revenue
6 Code as amended to December 31, 2022, except as provided in subds. 2., 3., and 5. and
7 s. 71.98, and subject to subd. 4.

8 2. For purposes of this paragraph, “Internal Revenue Code” does not include
9 the following provisions of federal public laws for taxable years beginning after
10 December 31, 2022: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
11 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
12 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
13 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
14 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
15 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
16 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
17 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
18 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
19 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
20 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
21 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
22 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
23 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
24 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
25 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,

1 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
2 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
3 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
4 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
5 EE of P.L. 116-260; sections 5003, 9041, 9673, 9675, and 9708 of P.L. 117-2; section
6 307 of division P of P.L. 117-103; section 13903 (b) of P.L. 117-169; and section 4151
7 of division FF of P.L. 117-328.

8 3. For purposes of this paragraph, “Internal Revenue Code” does not include
9 amendments to the federal Internal Revenue Code, including provisions of federal
10 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
11 December 31, 2022.

12 4. For purposes of this paragraph, the provisions of federal public laws that
13 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
14 apply for Wisconsin purposes at the same time as for federal purposes, except as
15 follows:

16 a. Changes made by sections 5001, 5002, 5005, 9623, 9624, and 9672 of P.L.
17 117-2; section 2 of P.L. 117-6; and sections 80401, 80402, and 80601 of division H of
18 P.L. 117-58 apply for taxable years beginning after December 31, 2022.

19 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
20 109-432 apply for taxable years beginning after December 31, 2010.

21 5. For purposes of this paragraph, section 1366 (f) of the Internal Revenue Code
22 (relating to pass-through of items to shareholders) is modified by substituting the
23 tax under s. 71.35 for the taxes under sections 1374 and 1375 of the Internal Revenue
24 Code.

25 **SECTION 27.** 71.42 (2) (k) of the statutes is repealed and recreated to read:

1 71.42 (2) (k) 1. For taxable years beginning after December 31, 2016, and before
2 January 1, 2018, “Internal Revenue Code” means the federal Internal Revenue Code
3 as amended to December 31, 2016, except as provided in subds. 2. to 4. and s. 71.98,
4 and subject to subd. 5.

5 2. For purposes of this paragraph, “Internal Revenue Code” does not include
6 the following provisions of federal public laws for taxable years beginning after
7 December 31, 2016: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
8 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
9 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
10 P.L. 109-222; section 104 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28;
11 section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section 15351 of P.L.
12 110-246; section 302 of division A, section 401 of division B, and sections 312, 322,
13 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501,
14 and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
15 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
16 111-312; sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240; P.L.
17 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113; and
18 sections 112, 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191,
19 326, and 411 of division Q of P.L. 114-113.

20 3. For purposes of this paragraph, “Internal Revenue Code” does not include
21 amendments to the federal Internal Revenue Code, including provisions of federal
22 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
23 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
24 11025, and 13543 of P.L. 115-97; sections 40307 and 40413 of P.L. 115-123; sections
25 101 (m), (n), (o), (p), and (q), 104 (a), and 109 of division U of P.L. 115-141; section

1 102 of division M and sections 110, 111, and 116 (b) of division O of P.L. 116-94; and
2 section 9707 of P.L. 117-2.

3 4. For purposes of this paragraph, the provisions of federal public laws that
4 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
5 apply for Wisconsin purposes at the same time as for federal purposes, except as
6 follows:

7 a. Changes made by section 4007 (b) of P.L. 114-41, section 1102 of P.L. 114-74,
8 and sections 105, 111, 113 to 115, 133, 301, 302, 304, 305, 308, 311, 313 to 323, 325,
9 331, and 343 to 345 of division Q of P.L. 114-113 first apply for taxable years
10 beginning after December 31, 2016.

11 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
12 109-432 first apply for taxable years beginning after December 31, 2010.

13 5. For purposes of this paragraph, "Internal Revenue Code" does not include
14 section 847 of the federal Internal Revenue Code.

15 **SECTION 28.** 71.42 (2) (L) of the statutes is repealed and recreated to read:

16 71.42 (2) (L) 1. For taxable years beginning after December 31, 2017, and
17 before January 1, 2021, "Internal Revenue Code" means the federal Internal
18 Revenue Code as amended to December 31, 2017, except as provided in subds. 2. to
19 4. and s. 71.98, and subject to subd. 5.

20 2. For purposes of this paragraph, "Internal Revenue Code" does not include
21 the following provisions of federal public laws for taxable years beginning after
22 December 31, 2017: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
23 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
24 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
25 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;

1 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
2 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
3 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
4 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
5 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
6 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
7 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
8 and 411 of division Q of P.L. 114-113; and sections 11011, 11012, 13201 (a) to (e) and
9 (g), 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
10 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
11 14302, 14304, and 14401 of P.L. 115-97.

12 3. For purposes of this paragraph, “Internal Revenue Code” does not include
13 amendments to the federal Internal Revenue Code, including provisions of federal
14 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
15 December 31, 2017, except that “Internal Revenue Code” includes sections 40307,
16 40413, and 41113 of P.L. 115-123; sections 101 (m), (n), (o), (p), and (q), 104 (a), 109,
17 401 (a) (54) and (b) (15) (A), (B), and (C), 19, 20, 23, 26, 27, and 28 of division U of P.L.
18 115-141; sections 102 and 104 of division M, sections 102, 103, 106, 107, 108, 109,
19 110, 111, 113, 114, 115, 116, 201, 204, 205, 206, 302, 401, and 601 of division O, section
20 1302 of division P, and sections 131, 202 (d), and 205 of division Q of P.L. 116-94;
21 sections 1106, 2202, 2203, 2204, 2205, 2206, 2307, 3608, 3609, 3701, and 3702 of
22 division A of P.L. 116-136; sections 202, 208, 209, 211, and 214 of division EE and
23 sections 276 (a) and (b), 277, 278 (a), (b), (c), and (d), 280, and 285 of division N of P.L.
24 116-260; and sections 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2.

1 4. For purposes of this paragraph, the provisions of federal public laws that
2 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
3 apply for Wisconsin purposes at the same time as for federal purposes, except as
4 follows:

5 a. Changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
6 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
7 first apply for taxable years beginning after December 31, 2017.

8 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
9 109-432 first apply for taxable years beginning after December 31, 2010.

10 c. Changes made by section 13113 of P.L. 103-66; section 1241 of division B of
11 P.L. 111-5; section 2011 of P.L. 111-240; section 753 of P.L. 111-312; and section 324
12 of P.L. 112-240 first apply for taxable years beginning after December 31, 2018.

13 5. For purposes of this paragraph, “Internal Revenue Code” does not include
14 section 847 of the federal Internal Revenue Code.

15 **SECTION 29.** 71.42 (2) (m) of the statutes is repealed and recreated to read:

16 71.42 (2) (m) 1. For taxable years beginning after December 31, 2020, and
17 before January 1, 2023, “Internal Revenue Code” means the federal Internal
18 Revenue Code as amended to December 31, 2020, except as provided in subds. 2. and
19 3. and s. 71.98, and subject to subd. 4.

20 2. For purposes of this paragraph, “Internal Revenue Code” does not include
21 the following provisions of federal public laws for taxable years beginning after
22 December 31, 2020: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
23 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
24 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
25 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;

1 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
2 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
3 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections
4 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
5 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
6 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
7 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
8 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
9 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
10 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
11 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
12 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
13 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
14 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
15 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
16 116-136; and sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of
17 division EE of P.L. 116-260.

18 3. For purposes of this paragraph, “Internal Revenue Code” does not include
19 amendments to the federal Internal Revenue Code, including provisions of federal
20 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
21 December 31, 2020, except that “Internal Revenue Code” includes sections 9671,
22 9701, 9702, 9703, 9704, 9705, 9706, and 9707 of P.L. 117-2; and sections 80501,
23 80504, and 80602 of division H of P.L. 117-58.

24 4. For purposes of this paragraph, the provisions of federal public laws that
25 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,

1 apply for Wisconsin purposes at the same time as for federal purposes, except as
2 follows:

3 a. Changes made by sections 20101, 20102, 20104, 20201, 40201, 40202, 40203,
4 40308, 40309, 40311, 40414, 41101, 41107, 41114, 41115, and 41116 of P.L. 115-123;
5 section 101 (a), (b), and (h) of division U of P.L. 115-141; section 1203 of P.L. 116-25;
6 section 1122 of P.L. 116-92; section 301 of division O, section 1302 of division P, and
7 sections 101, 102, 103, 117, 118, 132, 201, 202 (a), (b), and (c), 204 (a), (b), and (c), 301,
8 and 302 of division Q of P.L. 116-94; section 2 of P.L. 116-98; and sections 301, 302,
9 and 304 of division EE of P.L. 116-260 apply for taxable years beginning after
10 December 31, 2020.

11 b. Changes made by section 1201 of P.L. 108-173 and section 307 of P.L.
12 109-432 first apply for taxable years beginning after December 31, 2010.

13 **SECTION 30.** 71.42 (2) (n) of the statutes is created to read:

14 71.42 (2) (n) 1. For taxable years beginning after December 31, 2022, “Internal
15 Revenue Code” means the federal Internal Revenue Code as amended to December
16 31, 2022, except as provided in subds. 2. and 3. and s. 71.98, and subject to subd. 4.

17 2. For purposes of this paragraph, “Internal Revenue Code” does not include
18 the following provisions of federal public laws for taxable years beginning after
19 December 31, 2022: sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422
20 of P.L. 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59;
21 section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; section 104 of P.L.
22 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172;
23 section 301 of P.L. 110-245; section 15351 of P.L. 110-246; section 302 of division A,
24 section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of
25 P.L. 110-343; sections 1232, 1251, 1501, and 1502 of division B of P.L. 111-5; sections

1 211, 212, 213, 214, and 216 of P.L. 111-226; section 2122 of P.L. 111-240; sections 754
2 and 760 of P.L. 111-312; sections 104, 318, 322, 323, 326, 327, and 411 of P.L. 112-240;
3 P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division P of P.L. 114-113;
4 sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to 171, 189, 191, 326,
5 and 411 of division Q of P.L. 114-113; sections 11011, 11012, 13201 (a) to (e) and (g),
6 13206, 13221, 13301, 13304 (a), (b), and (d), 13531, 13601, 13801, 14101, 14102,
7 14103, 14201, 14202, 14211, 14212, 14213, 14214, 14215, 14221, 14222, 14301,
8 14302, 14304, and 14401 of P.L. 115-97; sections 40304, 40305, 40306, and 40412 of
9 P.L. 115-123; section 101 (c) of division T of P.L. 115-141; sections 101 (d) and (e), 102,
10 201 to 207, 301, 302, and 401 (a) (47) and (195), (b) (13), (17), (22) and (30), and (d)
11 (1) (D) (v), (vi), and (xiii) and (xvii) (II) of division U of P.L. 115-141; sections 104, 114,
12 115, 116, 130, and 145 of division Q of P.L. 116-94; sections 2304 and 2306 of P.L.
13 116-136; sections 111, 114, 115, 116, 118 (a) and (d), 133, 137, 138, and 210 of division
14 EE of P.L. 116-260; sections 5003, 9041, 9673, 9675, and 9708 of P.L. 117-2; section
15 307 of division P of P.L. 117-103; section 13903 (b) of P.L. 117-169; and section 4151
16 of division FF of P.L. 117-328.

17 3. For purposes of this paragraph, “Internal Revenue Code” does not include
18 amendments to the federal Internal Revenue Code, including provisions of federal
19 public laws that directly or indirectly affect the Internal Revenue Code, enacted after
20 December 31, 2022.

21 4. For purposes of this paragraph, the provisions of federal public laws that
22 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
23 apply for Wisconsin purposes at the same time as for federal purposes, except as
24 follows:

