

**WISCONSIN DEPARTMENT OF REVENUE
DIVISION OF INCOME, SALES, AND EXCISE TAX**

NOTICE OF PROPOSED GUIDANCE DOCUMENTS

Pursuant to sec. 227.112, Wis. Stats., the Wisconsin Department of Revenue, Division of Income, Sales, and Excise Taxes hereby seeks comment on the proposed guidance document listed in the table below.

SUBMITTING PUBLIC COMMENTS

Public comments on proposed or adopted guidance documents may be submitted online at: <https://www.revenue.wi.gov/Pages/contactUs/proposed-Guidance.aspx>.

DEADLINE FOR SUBMISSION

The period for public comment for proposed guidance documents ends 21 days after publication in the Administrative Register, unless the Governor approves a shorter commenting period.

Document Number	Document Title
FS1119	Community Rehabilitation Program Credit - Fact Sheet



Community Rehabilitation Program Credit

Fact Sheet 1119

revenue.wi.gov

This is a proposed guidance document. The document has been submitted to the Legislative Reference Bureau for publication in the Administrative Register for public comment as provided by [sec. 227.112\(1\)](#), Wis. Stats.

This fact sheet provides a general overview of the community rehabilitation program credit.

Who May Claim the Credit

Any individual, estate or trust, partnership, limited liability company (LLC), corporation, tax-option (S) corporation, or tax exempt organization that enters into a contract with a community rehabilitation program to have the program perform work for the entity may be eligible for the credit.

Partnerships, LLCs treated as partnerships, and tax-option (S) corporations cannot claim the credit; however, the credit computed by those entities can pass through to the partners, members, or shareholders and be claimed on their respective tax returns.

Definitions

"Community rehabilitation program" means a nonprofit entity, county, municipality, or state or federal agency that directly provides, or facilitates the provision of, vocational rehabilitation services to individuals who have disabilities to maximize the employment opportunities, including career advancement, of such individuals.

"Vocational rehabilitation services" include education, training, employment, counseling, therapy, placement, and case management.

"Work" includes production, packaging, assembly, food service, custodial service, clerical service, and other commercial activities that improve employment opportunities for individuals who have disabilities.

Credit Computation

The credit is claimed on Wisconsin [Schedule CM](#), *Community Rehabilitation Program Credit*. A copy of the schedule must be included with your Wisconsin franchise or income tax return.

The credit is equal to 5% of the amount paid (up to \$500,000) in the taxable year to a community rehabilitation program to perform work for your business. The maximum credit that any claimant may claim in a taxable year is \$25,000 for each community rehabilitation program for which the claimant enters into a contract to have the community rehabilitation program perform work for the claimant's business.

Part I of Schedule CM is to be completed by the claimant and Part II is to be completed by the community rehabilitation program.

Unused Credits

The credit is nonrefundable. If you do not use the entire credit against Wisconsin franchise or income taxes due for the current taxable year, you can carry any unused balance forward for up to 15 years.

Combined Group Members

The credit cannot be shared with other members of the combined group.

Credit is Income

The amount of credit computed on Schedule CM is income and must be reported on your Wisconsin franchise or income tax return in the year computed.

Additional Information or Comments

- Visit the department's [website](#) for electronic versions of all Wisconsin tax forms and publications
- Email your questions or comments to DORFranchise@wisconsin.gov
- Contact our Customer Service Bureau at (608) 266-2772

Applicable Laws and Rules

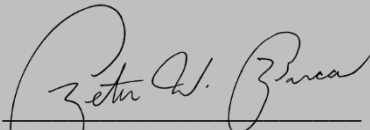
This document provides statements or interpretations of the following laws and regulations in effect as of January 31, 2020: Sections 71.07 (5k), 71.28 (5k), and 71.47 (5k), Wis. Stats.

Laws enacted and in effect after January 31, 2020, new administrative rules, and court decisions may change the interpretations in this document. Guidance issued prior to January 31, 2020, that is contrary to the information in this document is superseded by this document, pursuant to sec. 73.16(2)(a), Wis. Stats.

Certification Statement

As the Secretary of the Wisconsin Department of Revenue (DOR), I have reviewed this guidance document or proposed guidance document and I certify that it complies with secs. 227.10 and 227.11, Wis. Stats.. I further certify that the guidance document or proposed guidance document contains no standard, requirement, or threshold that is not explicitly required or explicitly permitted by a statute or rule that has been lawfully promulgated. I further certify that the guidance document or proposed guidance document contains no standard, requirement, or threshold that is more restrictive than a standard, requirement, or threshold contained in the Wisconsin Statutes.

DEPARTMENT OF REVENUE



Peter Barca

Secretary of Revenue

Last updated January 31, 2020