



**SENATE AMENDMENT 12,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 2001 SENATE BILL 104**

January 29, 2002 – Offered by Senators KANAVAS, ROESSLER, WELCH, DARLING and PANZER.

1           At the locations indicated, amend the substitute amendment as follows:

2           **1.** Page 47, line 2: delete the material beginning with “supplement” and  
3 ending with “Except” on line 3 and substitute “proportionately reduce the amount  
4 of the grant payable to each eligible candidate. Unless the amount of a grant is  
5 reduced under this subsection and except”.

6           **2.** Page 48, line 16: after “(bb)” insert “and sub. (4).”.

7           **3.** Page 49, line 14: delete “If” and substitute “Except as provided in sub. (4),  
8 if”.

9           **4.** Page 50, line 4: delete “If” and substitute “Except as provided in sub. (4), if”.

10           **5.** Page 50, line 12: delete “When” and substitute “Except as provided in sub.  
11 (4), if”.

1           **6.** Page 53, line 10: delete lines 10 to 15.

2           **7.** Page 53, line 18: delete “and (ba)”.

3           **8.** Page 53, line 23: after that line insert:

4           “**SECTION 127m.** 71.10 (3) (a) (title) of the statutes is created to read:

5           71.10 (3) (a) (title) *Voluntary payments.*”.

6           **9.** Page 53, line 24: delete that line and substitute:

7           “**SECTION 128f.** 71.10 (3) (a) of the statutes is renumbered 71.10 (3) (a) 1. and  
8 amended to read:

9           71.10 (3) (a) 1. ‘Designation on return.’ ~~Every~~ Any individual filing an income  
10 tax return ~~who has a tax liability or is entitled to a tax refund~~ may designate ~~\$1~~ on  
11 the return an additional payment in the amount of \$5 or a deduction from any refund  
12 due that individual in the amount of \$5 for the Wisconsin election campaign fund for  
13 the use of eligible candidates under s. 11.50. ~~If the individuals filing a married couple~~  
14 files a joint return ~~have a tax liability or are entitled to a tax refund~~, each individual  
15 spouse may make a designation of ~~\$1~~ \$5 under this subsection.”.

16           **10.** Page 54, line 1: delete the material beginning with “71.10 (3) (a)” and  
17 ending with “subsection.” on line 5.

18           **11.** Page 54, line 12: after that line insert:

19           “**SECTION 128g.** 71.10 (3) (a) 2. and 3. of the statutes are created to read:

20           71.10 (3) (a) 2. ‘Designation added to tax owed.’ If the individual owes any tax,  
21 the individual shall remit in full the tax due and an additional \$5 for the Wisconsin  
22 election campaign fund when the individual files a tax return.

23           3. ‘Designation deducted from refund.’ Except as provided under par. (c) if the  
24 individual is owed a refund for that year after crediting under ss. 71.75 (9) and 71.80

1 (3), the department of revenue shall deduct \$5 for the Wisconsin election campaign  
2 fund from the amount of the refund.”.

3 **12.** Page 54, line 13: delete the material beginning with that line and ending  
4 with line 16 and substitute:

5 “**SECTION 129g.** 71.10 (3) (b) of the statutes is renumbered 71.10 (3) (f) and  
6 amended to read:

7 71.10 (3) (f) Administration, certification of amounts confidentiality. The  
8 secretary of revenue shall provide a place for those designations on the face of the  
9 individual income tax return and shall provide next to that place a statement that  
10 a designation will not increase tax”.

11 **13.** Page 54, line 17: delete “liability. ~~Annually on August 15~~” and substitute  
12 “liability. ~~Annually on August 15~~ or reduce a refund.”.

13 **14.** Page 54, line 22: delete “of designations made” and substitute “of received  
14 from all designations made”.

15 **15.** Page 54, line 23: after “year” insert “. ~~If any individual attempts to place~~  
16 ~~any condition or restriction upon a designation, that individual is deemed not to have~~  
17 ~~made a designation on his or her tax return~~”.

18 **16.** Page 54, line 25: delete the material beginning with “If” and ending with  
19 “return.” on page 55, line 2, and substitute “Amounts designated for the Wisconsin  
20 election campaign fund under this subsection are not subject to refund to the  
21 taxpayer unless the taxpayer submits information to the satisfaction of the  
22 department of revenue within 18 months after the date taxes are due or the date the  
23 return is filed, whichever is later, that the amount designated is clearly in error. Any  
24 refund granted by the department of revenue under this subdivision shall be

1 deducted from the moneys received under this subsection in the fiscal year that the  
2 refund is certified. The names of persons making designations under this subsection  
3 shall be strictly confidential.”.

4 **17.** Page 55, line 2: after that line insert:

5 “**SECTION 129i.** 71.10 (3) (bm) of the statutes is created to read:

6 71.10 (3) (bm) *Errors; failure to remit correct amount.* If an individual who  
7 owes a tax fails to remit an amount equal to or in excess of the total of the actual tax  
8 due, after error corrections, and the amount designated on the return for the  
9 Wisconsin election campaign fund, the designation for the Wisconsin election  
10 campaign fund is void.

11 **SECTION 129j.** 71.10 (3) (c) of the statutes is repealed and recreated to read:

12 71.10 (3) (c) *Errors; insufficient refund.* If an individual is owed a refund that  
13 does not equal or exceed \$5, after crediting under ss. 71.75 (9) and 71.80 (3) and after  
14 error corrections, the designation for the Wisconsin election campaign fund is void.

15 **SECTION 129k.** 71.10 (3) (d) of the statutes is created to read:

16 71.10 (3) (d) *Conditions.* If an individual places any conditions on a designation  
17 for the Wisconsin election campaign fund not authorized under par. (a), the  
18 designation is void.

19 **SECTION 129L.** 71.10 (3) (e) of the statutes is created to read:

20 71.10 (3) (e) *Void designation.* If a designation for the Wisconsin election  
21 campaign fund is void, the department of revenue shall disregard the designation  
22 and determine amounts due, owed, refunded and received without regard to the void  
23 designation.”.

24 **18.** Page 56, line 12: after that line insert:

