



**SENATE AMENDMENT 93,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2003 SENATE BILL 44**

June 18, 2003 – Offered by Senator CARPENTER.

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

2 **1.** Page 613, line 14: after that line insert:

3 **“SECTION 1580ea.** 71.04 (4) of the statutes is renumbered 71.04 (4) (a).

4 **SECTION 1580eb.** 71.04 (4) (b) of the statutes is created to read:

5 71.04 (4) (b) An apportionment fraction composed of a sales factor under sub.
6 (7) representing more than 50% of the fraction shall not apply to any taxable year in
7 which:

8 1. The enrollment fee for the prescription drug assistance program for the
9 elderly under s. 49.688 is less than the amount specified under 49.688 (3) (a), 2001
10 stats.

1 2. Deductibles for the prescription drug assistance program for the elderly
2 under s. 49.688 is less than the amounts specified in 49.688 (3) (b) 1. and 2. b., 2001
3 stats.

4 3. The copayment amount under the prescription drug assistance program for
5 the elderly under s. 49.688 for a prescription drug that does not bear only a generic
6 name is less than the amount specified under 49.688 (3) (c) 2., 2001 stats.”.

7 **2.** Page 633, line 4: after that line insert:

8 “**SECTION 1582dpm.** 71.25 (6) of the statutes is renumbered 71.25 (6) (a).

9 **SECTION 1582dpm.** 71.25 (6) (b) of the statutes is created to read:

10 71.25 (6) (b) An apportionment fraction composed of a sales factor under sub.
11 (9) representing more than 50% of the fraction shall not apply to any taxable year in
12 which:

13 1. The enrollment fee for the prescription drug assistance program for the
14 elderly under s. 49.688 is less than the amount specified under 49.688 (3) (a), 2001
15 stats.

16 2. Deductibles for the prescription drug assistance program for the elderly
17 under s. 49.688 is less than the amounts specified in 49.688 (3) (b) 1. and 2. b., 2001
18 stats.

19 3. The copayment amount under the prescription drug assistance program for
20 the elderly under s. 49.688 for a prescription drug that does not bear only a generic
21 name is less than the amount specified under 49.688 (3) (c) 2., 2001 stats.”.

22 **3.** Page 674, line 18: after that line insert:

23 “**SECTION 1583dr.** 71.45 (3b) of the statutes is created to read:

1 71.45 **(3b)** PREMIUMS FACTOR APPORTIONMENT. An apportionment fraction
2 composed of a percentage under sub. (3) (a) representing more than 50% of the
3 fraction shall not apply to any taxable year in which:

4 1. The enrollment fee for the prescription drug assistance program for the
5 elderly under s. 49.688 is less than the amount specified under 49.688 (3) (a), 2001
6 stats.

7 2. Deductibles for the prescription drug assistance program for the elderly
8 under s. 49.688 is less than the amounts specified in 49.688 (3) (b) 1. and 2. b., 2001
9 stats.

10 3. The copayment amount under the prescription drug assistance program for
11 the elderly under s. 49.688 for a prescription drug that does not bear only a generic
12 name is less than the amount specified under 49.688 (3) (c) 2., 2001 stats.”.

13 **(END)**