



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0650/3
PJK: ~~amb&wljff~~

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4

DOA:.....Walker - Gaming economic development and diversification program changes and consolidating appropriations

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Soon
(2-5)
D-note

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1 AN ACT; relating to: the budget.

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT
ECONOMIC DEVELOPMENT

Under the gaming economic development grant and loan program in current law, the department of commerce (department) may make a grant for professional services, or a grant or loan for fixed asset financing, to an existing business in this state if the business has been negatively impacted by the existence of a casino and has a legitimate need for the grant or loan to improve profitability. Under the gaming economic diversification program in current law, the department may make a grant or loan to an existing business in this state for a project that will diversify the economy of a community. Each program is funded with Indian gaming revenue out of an annual appropriation, which means that any amount appropriated for a fiscal year but not spent or encumbered lapses to the general fund at the end of the fiscal year. In addition, loan repayments under each program are used for more grants and loans under the program and are paid out of an annual appropriation for each program.

Under the bill, start-up businesses, in addition to existing businesses, are eligible for the grants and loans under both programs. The bill adds remediating brownfields (which are abandoned, idle, or underused industrial or commercial

facilities or sites that are adversely affected for expansion or redevelopment by actual or perceived environmental contamination) as a project purpose for which grants and loans may be awarded under the gaming economic diversification program and requires the department to consider whether a project will take place in a rural community when awarding grants and loans under that program.

The bill consolidates the two annual appropriations of Indian gaming revenue into one appropriation for both programs and changes that consolidated appropriation to a biennial appropriation, which means that amounts appropriated for either fiscal year of a biennium may be used in either fiscal year of the biennium and that any amount appropriated for either fiscal year of the biennium that is not spent or encumbered lapses to the general fund at the end of the biennium, rather than at the end of the fiscal year. The bill also consolidates the two annual loan repayment appropriations into one appropriation for both programs and changes that consolidated appropriation to a biennial appropriation. In addition, the bill authorizes the department to make a grant to the M7 Development Corporation for construction of a multipurpose center at Lincoln Park in the city of Milwaukee. The grant may not exceed \$1,000,000, is paid out of the newly consolidated Indian gaming revenue appropriation for the gaming economic development and gaming economic diversification grant and loan programs, and may not be awarded unless the M7 Development Corporation obtains matching financing from the city of Milwaukee.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 20.143 (1) (id) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2 **SECTION 2.** 20.143 (1) (ig) of the statutes is amended to read:

3 20.143 (1) (ig) *Gaming economic development grants and loans and*
4 *diversification; repayments. The Biennially, the amounts in the schedule for grants*
5 *and loans under s. ss. 560.137 and 560.138. All moneys received in repayment of*
6 *loans under s. ss. 560.137 and 560.138 shall be credited to this appropriation*
7 *account.*

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 **SECTION 3.** 20.143 (1) (kj) of the statutes, as affected by 1999 Wisconsin Act 9,
2 section 208, is amended to read:

3 20.143 (1) (kj) *Gaming economic development and diversification; grants and*
4 *loans.* ~~The Biennially, the amounts in the schedule for grants and loans under ~~s. ss.~~ ss.~~
5 ~~560.137 and 560.138, for marketing the ~~program~~ programs under ~~s. ss.~~ ss. 560.137 and~~
6 ~~560.138, for the grants under s. 560.139 and for the grant under 2001 Wisconsin Act~~
7 ~~... (this act), section 9110 (1).~~ From this appropriation, the department may expend
8 in each fiscal year ~~for marketing the program under s. 560.137~~ no more than the
9 difference between \$100,000 and ~~the amount that the department spends in the~~
10 ~~same fiscal year from the appropriation under par. (km) for marketing the ~~program~~~~
11 ~~programs~~ under ~~s. ss.~~ ss. 560.137 and 560.138. All moneys transferred from the
12 appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this
13 appropriation account. *Insert 3-13*

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14 **SECTION 4.** 20.143 (1) (km) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 5.** 20.505 (8) (hm) 6m. of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

16 **SECTION 6.** 560.137 (1) (c) of the statutes is amended to read:

17 560.137 (1) (c) "Qualified business" means an existing or start-up business,
18 including a Native American business, that is located in this state.

19 **SECTION 7.** 560.138 (1) (a) of the statutes is renumbered 560.138 (1) (an).

20 **SECTION 8.** 560.138 (1) (ac) of the statutes is created to read:

21 560.138 (1) (ac) "Brownfields" has the meaning given in s. 560.13 (1) (a).

1 **SECTION 9.** 560.138 (1) (b) of the statutes is amended to read:

2 560.138 (1) (b) “Qualified business” means an existing or start-up business,
3 including a Native American business, that is located in or expanding into this state.

4 **SECTION 10.** 560.138 (1) (c) of the statutes is created to read:

5 560.138 (1) (c) “Remediating brownfields” means abating, removing, or
6 containing environmental pollution at a brownfields facility or site, or restoring soil
7 or groundwater at a brownfields facility or site.

→ ~~*** NOTE: Is this definition okay? I used part of the definition for “environmental
remediation activities” at s. 560.13 (1) (d).~~

8 **SECTION 11.** 560.138 (2) (a) of the statutes is renumbered 560.138 (2) (a) (intro.)
9 and amended to read:

10 560.138 (2) (a) (intro.) Subject to subs. (3) and (4), from the appropriations
11 under s. 20.143 (1) (id) and (km), the department may make a grant or loan to a
12 qualified business for a project for ~~the purpose of diversifying~~ any of the following
13 purposes:

14 1. Diversifying the economy of a community.

15 **SECTION 12.** 560.138 (2) (a) 2. of the statutes is created to read:

16 560.138 (2) (a) 2. Remediating brownfields.

17 **SECTION 13.** 560.138 (2) (b) 4. of the statutes is created to read:

18 560.138 (2) (b) 4. Whether a project will take place in a rural community, as
19 determined by the department.

20 **SECTION 14.** 560.138 (5) of the statutes is amended to read:

21 560.138 (5) The department shall deposit into the appropriation account under
22 s. 20.143 (1) ~~(id)~~ (ig) all moneys received in repayment of loans made under this
23 section.

1 **SECTION 15.** 560.139 (1) (a) of the statutes is amended to read:

2 560.139 (1) (a) Subject to par. (b), from the appropriation under s. 20.143 (1)
3 (kj) ~~or (km) or from both appropriations~~, the department shall make grants to the city
4 of Milwaukee to fund a program to be administered by the Milwaukee Economic
5 Development Corporation. Under the program, the Milwaukee Economic
6 Development Corporation shall provide grants to persons for remediation and
7 economic redevelopment projects in the Menomonee valley. A person may not receive
8 a grant unless the person provides matching funds for at least 50% of the cost of the
9 project.

10 **SECTION 16.** 560.139 (2) (a) of the statutes is amended to read:

11 560.139 (2) (a) From the appropriation under s. 20.143 (1) (kj) ~~or (km) or from~~
12 ~~both appropriations~~, the department shall make grants to the Northwest Regional
13 Planning Commission to match federal or private funds for the purpose of
14 establishing a community-based venture fund. Subject to par. (b), the department
15 shall provide grants in an amount that equals 50% of the total amount that the
16 Northwest Regional Planning Commission receives in the year from federal or
17 private sources for the community-based venture fund.

18 **SECTION 9110. Nonstatutory provisions; commerce.**

19 (1) **GRANT FOR LINCOLN PARK CENTER.** From the appropriation under section
20 20.143 (1) (kj) of the statutes, as affected by this act, the department of commerce
21 may make a grant of up to \$1,000,000 to the M7 Development Corporation for
22 constructing a multipurpose center at Lincoln Park in the city of Milwaukee. The
23 department of commerce may not award any grant proceeds under this subsection
24 unless the M7 Development Corporation provides funding for the project from the
25 city of Milwaukee in an amount that is at least equal to the grant amount. If the

1 department of commerce makes a grant under this subsection, the department shall
2 enter into an agreement with the M7 Development Corporation that provides for,
3 among other things, reporting and auditing requirements.

4 (END)

D-note

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0650/4ins
PJK:hmh&vlj:ff

INSERT 3-13

1 ^{was} Notwithstanding s. 20.001 (3) (b), the unencumbered balance on June 30 of each
2 odd-numbered year shall revert to the appropriation account under s. 20.505 (8)
3 (hm).

(END OF INSERT 3-13)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0650/4dn
PJK:ham&wjf
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Date

Bill:

Besides removing an embedded note that you have already addressed, this redraft adds the last sentence (about the unencumbered balance reverting) of s. 20.143 (1) (kj), to make the language consistent with the treatment of the gaming revenue appropriations in LRB-0862 (DOA analyst: Kerry Holden).

Pamela J. Kahler
Senior Legislative Attorney
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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0650/4dn
FJK:hmh:km

February 5, 2001

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State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0650/4
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DOA:.....Walker - Gaming economic development and diversification program changes and consolidating appropriations

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

TODAY
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(2-7)
J-note

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1 AN ACT; relating to: the budget.

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ECONOMIC DEVELOPMENT

Under the gaming economic development grant and loan program in current law, the department of commerce (department) may make a grant for professional services, or a grant or loan for fixed asset financing, to an existing business in this state if the business has been negatively impacted by the existence of a casino and has a legitimate need for the grant or loan to improve profitability. Under the gaming economic diversification program in current law, the department may make a grant or loan to an existing business in this state for a project that will diversify the economy of a community. Each program is funded with Indian gaming revenue out of an annual appropriation, which means that any amount appropriated for a fiscal year but not spent or encumbered lapses to the general fund at the end of the fiscal year. In addition, loan repayments under each program are used for more grants and loans under the program and are paid out of an annual appropriation for each program.

Under the bill, start-up businesses, in addition to existing businesses, are eligible for the grants and loans under both programs. The bill adds remediating brownfields (which are abandoned, idle, or underused industrial or commercial

facilities or sites that are adversely affected for expansion or redevelopment by actual or perceived environmental contamination) as a project purpose for which grants and loans may be awarded under the gaming economic diversification program and requires the department to consider whether a project will take place in a rural community when awarding grants and loans under that program.

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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5 *and loans under s. ss. 560.137 and 560.138. All moneys received in repayment of*
6 *loans under s. ss. 560.137 and 560.138 shall be credited to this appropriation*
7 *account.*

 ***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

strike the entire sentence

Insert 3-15

Insert 3-16

1 SECTION 3. 20.143 (1) (kj) of the statutes, as affected by 1999 Wisconsin Act 9,
2 section 208, is amended to read:

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4 loans. The Biennially, the amounts in the schedule for grants and loans under s. ss.
5 560.137 and 560.138, for marketing the program programs under s. ss. 560.137 and
6 560.138, for the grants under s. 560.139 ^{(1)(a) and (2)} and for the grant under 2001 Wisconsin Act
7 ... (this act), section 9110 (1). From this appropriation, the department may expend
8 in each fiscal year for marketing the program under s. 560.137 no more than the
9 difference between \$100,000 and the amount that the department spends in the
10 same fiscal year from the appropriation under par. (km) for marketing the program
11 ~~under s. 560.137 and 560.138.~~ ^{auto ref A} ~~and~~ ^{auto ref B} All moneys transferred from the
12 appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this
13 appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered
14 balance on June 30 of each odd-numbered year shall revert to the appropriation
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2 560.138 (1) (ac) "Brownfields" has the meaning given in s. 560.13 (1) (a).

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6 **SECTION 10.** 560.138 (1) (c) of the statutes is created to read:
7 560.138 (1) (c) "Remediating brownfields" means abating, removing, or
8 containing environmental pollution at a brownfields facility or site, or restoring soil
9 or groundwater at a brownfields facility or site.

10 **SECTION 11.** 560.138 (2) (a) of the statutes is renumbered 560.138 (2) (a) (intro.)
11 and amended to read:

12 560.138 (2) (a) (intro.) Subject to subs. (3) and (4), from the appropriations
13 under s. 20.143 (1) ~~(id)~~ and ~~(km)~~, the department may make a grant or loan to a
14 qualified business for a project for the purpose of diversifying any of the following
15 purposes:

- 16 1. Diversifying the economy of a community.

17 **SECTION 12.** 560.138 (2) (a) 2. of the statutes is created to read:

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19 **SECTION 13.** 560.138 (2) (b) 4. of the statutes is created to read:

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21 determined by the department.

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24 s. 20.143 (1) ~~(id)~~ (ig) all moneys received in repayment of loans made under this
25 section.

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2 560.139 (1) (a) Subject to par. (b), from the appropriation under s. 20.143 (1)
3 (kj) ~~or (km) or from both appropriations~~, the department shall make grants to the city
4 of Milwaukee to fund a program to be administered by the Milwaukee Economic
5 Development Corporation. Under the program, the Milwaukee Economic
6 Development Corporation shall provide grants to persons for remediation and
7 economic redevelopment projects in the Menomonee valley. A person may not receive
8 a grant unless the person provides matching funds for at least 50% of the cost of the
9 project.

10 **SECTION 16.** 560.139 (2) (a) of the statutes is amended to read:

11 560.139 (2) (a) From the appropriation under s. 20.143 (1) (kj) ~~or (km) or from~~
12 ~~both appropriations~~, the department shall make grants to the Northwest Regional
13 Planning Commission to match federal or private funds for the purpose of
14 establishing a community-based venture fund. Subject to par. (b), the department
15 shall provide grants in an amount that equals 50% of the total amount that the
16 Northwest Regional Planning Commission receives in the year from federal or
17 private sources for the community-based venture fund.

18 **SECTION 9110. Nonstatutory provisions; commerce.**

19 (1) GRANT FOR LINCOLN PARK CENTER. From the appropriation under section
20 20.143 (1) (kj) of the statutes, as affected by this act, the department of commerce
21 may make a grant of up to \$1,000,000 to the M7 Development Corporation for
22 constructing a multipurpose center at Lincoln Park in the city of Milwaukee. The
23 department of commerce may not award any grant proceeds under this subsection
24 unless the M7 Development Corporation provides funding for the project from the
25 city of Milwaukee in an amount that is at least equal to the grant amount. If the

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Insert 6-3

1 department of commerce makes a grant under this subsection, the department shall
2 enter into an agreement with the M7 Development Corporation that provides for,
3 among other things, reporting and auditing requirements.

4



(END)

D-note



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-2020/1

PJK:cjs:pg

DOA:.....Walker – Grants to Chippewa Valley Technical College for health education center

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

DOA (2-6) Date
do not go out

1 AN ACT *relating to:* the budget.

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT
ECONOMIC DEVELOPMENT

The bill authorizes the department ~~of commerce~~ to make grants of up to \$250,000 in each of fiscal years 2001-02 and 2002-03 to the Chippewa Valley Technical College for a health care education center. The department ~~of commerce~~ and the Chippewa Valley Technical College must enter into an agreement that specifies the uses for the grant proceeds and reporting and auditing requirements.

For further information see the ~~state~~ fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 1. 20.143 (1) (kj) of the statutes, as affected by 1999 Wisconsin Act 9,
3 is amended to read:
4 20.143 (1) (kj) *Gaming economic development grants and loans.* The amounts
5 in the schedule for grants and loans under s. 560.137, for marketing the program

Insert 2-A

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0650/5ins
PJK:hmh&wlj:km

INSERT 3-15

1 SECTION ~~1a~~ 20.143 (1) (kj) of the statutes, as affected by 1999 Wisconsin Act 9,
2 section 208, is amended to read:

3 20.143 (1) (kj) *Gaming economic development and diversification; grants*
4 *and loans.* The Biennially, the amounts in the schedule for grants and
5 loans under s. ss. 560.137, for marketing the program under s. 560.137
6 and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the
7 grants under 2001 Wisconsin Act ... (this act), section 9110 (v) and (w).
8 ~~From this appropriation, the department may expend in each fiscal year~~
9 ~~for marketing the program under s. 560.137 no more than the difference~~
10 ~~between \$100,000 and the amount that the department spends in the same~~
11 ~~fiscal year from the appropriation under par. (km) for marketing the~~
12 ~~program under s. 560.138. All moneys transferred from the~~
13 ~~appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this~~
14 ~~appropriation account. Notwithstanding s. 20.001 (3) (b), the~~
15 ~~unencumbered balance on June 30 of each odd-numbered year shall~~
16 ~~revert to the appropriation account under s. 20.505 (8) (hm).~~

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: This is reconciled s. 20.143 (1) (kj). This SECTION has been affected by drafts with the following LRB numbers: ~~LRB-0650/4~~, ~~LRB-0714/3~~, ~~LRB-0862/3~~, ~~LRB-1864/3~~, and ~~LRB-2020/30~~

(END OF INSERT 3-15)

INSERT 3-16

****NOTE: This is reconciled s. 20.143 (1) (km). This SECTION has been affected by drafts with the following LRB numbers: ~~LRB-0650/4~~, ~~LRB-0714/3~~, ~~LRB-0862/3~~, and ~~LRB-1864/3~~.

(END OF INSERT 3-16)

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Insert 6-3

1 under s. 560.137 and, for the grants under s. 560.139, and for the grants under 2001
 2 ~~Wisconsin Act ... (this act), section 9110 (1). From this appropriation, the~~
 3 ~~department may expend in each fiscal year for marketing the program under s.~~
 4 ~~560.137 no more than the difference between \$100,000 and the amount that the~~
 5 ~~department spends in the same fiscal year from the appropriation under par. (km)~~
 6 ~~for marketing the program under s. 560.138. All moneys transferred from the~~
 7 ~~appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this~~
 8 ~~appropriation account.~~

9 SECTION 2. 20.143 (1) (kj) of the statutes, as affected by 2001 Wisconsin Act ...
 10 (this act), is amended to read:

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 12 in the schedule for grants and loans under s. 560.137, for marketing the program
 13 under s. 560.137, and for the grants under s. 560.139, and for the grants under 2001
 14 ~~Wisconsin Act ... (this act), section 9110 (1). From this appropriation, the~~
 15 ~~department may expend in each fiscal year for marketing the program under s.~~
 16 ~~560.137 no more than the difference between \$100,000 and the amount that the~~
 17 ~~department spends in the same fiscal year from the appropriation under par. (km)~~
 18 ~~for marketing the program under s. 560.138. All moneys transferred from the~~
 19 ~~appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this~~
 20 ~~appropriation account.~~

****NOTE: This appropriation is amended in LRB-0650 (and maybe even in some other drafts). All amendments will be reconciled when the bill is put together.

21 ~~SECTION 9110. Nonstatutory provisions; commerce.~~

22 (1) GRANTS TO CHIPPEWA VALLEY TECHNICAL COLLEGE. From the appropriation
 23 under section 20.143 (1) (kj) of the statutes, as affected by this act, the department

auto ref-B

ins. 6-3 cont'd

2072

1 of commerce may make grants of up to \$250,000 in fiscal year 2001-02 and up to
2 \$250,000 in fiscal year 2002-03 to the Chippewa Valley Technical College for a health
3 care education center. If the department of commerce makes a grant under this
4 subsection, the department of commerce shall enter into an agreement with the
5 Chippewa Valley Technical College that specifies the uses for the grant proceeds and
6 reporting and auditing requirements.

~~NOTE: I wasn't sure if the center was to be expanded or constructed. In any case, this language should cover either situation.~~

7 **SECTION 9410. Effective dates; commerce.**

8 (1) APPROPRIATION FOR CHIPPEWA VALLEY TECHNICAL COLLEGE GRANTS. The
9 treatment of section 20.143 (1) (kj) (by SECTION 2) of the statutes takes effect on July
10 1, 2003.

11 (END)

~~Notes~~
~~Notes regarding changes to~~
~~the statute.~~
~~NOTES.~~
AJK

(end of ins. 6-3)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0650/5dn
PJK:4/4/4 wlj:4/4/4

Bill Walker and Kerry Holden:

This redraft does all of the following:

1. Combines all of the treatments of s. 20.143 (1) (kj).
2. Repeals s. 20.143 (1) (km), and therefore supersedes all of the other treatments of s. 20.143 (1) (km).
3. Incorporates LRB-2020/1, but does not include the second amendment of s. 20.143 (1) (kj) from that draft.
4. Corrects the appropriations cross-referenced in s. 560.138 (2) (a) (intro.).
5. Removes the treatment of s. 560.139 (1) (a), which is included in LRB-1864/6.
- 7 → 6. Reconciles LRB 0650/4, LRB-0714/1, LRB-0862/3, LRB-1864/5, and LRB-2020/1. All of these drafts, except LRB-2020, should continue to appear in the compiled bill.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us

6. Removes an embedded ~~****~~ [Ⓢ] NOTE.

DRAFTER'S NOTE
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LRB-0650/5dn
PJK:wlj:pg

February 7, 2001

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1. Combines all of the treatments of s. 20.143 (1) (kj).
2. Repeals s. 20.143 (1) (km), and therefore supersedes all of the other treatments of s. 20.143 (1) (km).
3. Incorporates LRB-2020/1, but does not include the second amendment of s. 20.143 (1) (kj) from that draft.
4. Corrects the appropriations cross-referenced in s. 560.138 (2) (a) (intro.).
5. Removes the treatment of s. 560.139 (1) (a), which is included in LRB-1864/6.
6. Removes an embeddedd ***NOTE.
7. Reconciles LRB-0650/4, LRB-0714/1, LRB-0862/3, LRB-1864/5, and LRB-2020/1. All of these drafts, except LRB-2020, should continue to appear in the compiled bill.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us

Kahler, Pam

From: Walker, William
Sent: Wednesday, February 07, 2001 12:49 PM
To: Kahler, Pam
Subject: RE: Budget

To confirm, go ahead and have the center help with the 560.138 grants. The item was so trivial that Manyee insisted it was not part of the 1881 draft (though it is).

-----Original Message-----

From: Kahler, Pam
Sent: Wednesday, February 07, 2001 12:28 PM
To: Walker, William
Subject: Budget

Hi, Bill:

In reviewing the budget compile, I noticed that s. 560.44 (2) was amended by LRB-1881 (Wong) to require the business development assistance center to help administer the brownfields grant program under s. 560.132, which was "created" by renumbering s. 292.75. I was wondering if you thought the business center should also help administer grants and loans under s. 560.138 that are made for brownfields remediation projects.

Pam

++++
Pamela J. Kahler
Legislative Attorney
Legislative Reference Bureau
(608) 266-2682



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-06505-6
PJK:wj:pg
r m i r u n

DOA:.....Walker - Gaming economic development and diversification program changes and consolidating appropriations

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

DOA
(2-7)
no changes -
just Duote

TODAY

do not
you cut

1 AN ACT; relating to: the budget.

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT
ECONOMIC DEVELOPMENT

Under the gaming economic development grant and loan program in current law, the department of commerce (department) may make a grant for professional services, or a grant or loan for fixed asset financing, to an existing business in this state if the business has been negatively impacted by the existence of a casino and has a legitimate need for the grant or loan to improve profitability. Under the gaming economic diversification program in current law, the department may make a grant or loan to an existing business in this state for a project that will diversify the economy of a community. Each program is funded with Indian gaming revenue out of an annual appropriation, which means that any amount appropriated for a fiscal year but not spent or encumbered lapses to the general fund at the end of the fiscal year. In addition, loan repayments under each program are used for more grants and loans under the program and are paid out of an annual appropriation for each program.

Under the bill, start-up businesses, in addition to existing businesses, are eligible for the grants and loans under both programs. The bill adds remediating brownfields (which are abandoned, idle, or underused industrial or commercial

facilities or sites that are adversely affected for expansion or redevelopment by actual or perceived environmental contamination) as a project purpose for which grants and loans may be awarded under the gaming economic diversification program and requires the department to consider whether a project will take place in a rural community when awarding grants and loans under that program.

The bill consolidates the two annual appropriations of Indian gaming revenue into one appropriation for both programs and changes that consolidated appropriation to a biennial appropriation, which means that amounts appropriated for either fiscal year of a biennium may be used in either fiscal year of the biennium and that any amount appropriated for either fiscal year of the biennium that is not spent or encumbered lapses to the general fund at the end of the biennium, rather than at the end of the fiscal year. The bill also consolidates the two annual loan repayment appropriations into one appropriation for both programs and changes that consolidated appropriation to a biennial appropriation. In addition, the bill authorizes the department to make a grant to the M7 Development Corporation for construction of a multipurpose center at Lincoln Park in the city of Milwaukee. The grant may not exceed \$1,000,000, is paid out of the newly consolidated Indian gaming revenue appropriation for the gaming economic development and gaming economic diversification grant and loan programs, and may not be awarded unless the M7 Development Corporation obtains matching financing from the city of Milwaukee.

The bill also authorizes the department to make grants of up to \$250,000 in each of fiscal years 2001–02 and 2002–03 to the Chippewa Valley Technical College for a health care education center. The department and the Chippewa Valley Technical College must enter into an agreement that specifies the uses for the grant proceeds and reporting and auditing requirements.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 20.143 (1) (id) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2 **SECTION 2.** 20.143 (1) (ig) of the statutes is amended to read:

3 20.143 (1) (ig) *Gaming economic development ~~grants and loans and~~*

4 *diversification; repayments.* The Biennially, the amounts in the schedule for grants

5 and loans under s. ss. 560.137 and 560.138. All moneys received in repayment of

1 loans under ~~s. ss.~~ 560.137 and 560.138 shall be credited to this appropriation
2 account.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 **SECTION 3.** 20.143 (1) (kj) of the statutes, as affected by 1999 Wisconsin Act 9,
4 section 208, is amended to read:

5 20.143 (1) (kj) *Gaming economic development and diversification; grants and*
6 *loans.* ~~The Biennially,~~ the amounts in the schedule for grants and loans under ~~s. ss.~~
7 ~~560.137, for marketing the program under s. 560.137 and 560.138, for the grants~~
8 ~~under s. 560.139 (1) (a) and (2), and for the grants under 2001 Wisconsin Act (this~~
9 ~~act), section 9110 (1) and (2). From this appropriation, the department may expend~~
10 ~~in each fiscal year for marketing the program under s. 560.137 no more than the~~
11 ~~difference between \$100,000 and the amount that the department spends in the~~
12 ~~same fiscal year from the appropriation under par. (km) for marketing the program~~
13 ~~under s. 560.138. All moneys transferred from the appropriation account under s.~~
14 ~~20.505 (8) (hm) 6j. shall be credited to this appropriation account. Notwithstanding~~
15 ~~s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd-numbered year~~
16 ~~shall revert to the appropriation account under s. 20.505 (8) (hm).~~

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

***NOTE: This is reconciled s. 20.143 (1) (kj). This SECTION has been affected by drafts with the following LRB numbers: -0650, -0714, -0862, -1864, and -2020.

17 **SECTION 4.** 20.143 (1) (km) of the statutes is repealed.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

***NOTE: This is reconciled s. 20.143 (1) (km). This SECTION has been affected by drafts with the following LRB numbers: -0650, -0714, -0862, and -1864.

18 **SECTION 5.** 20.505 (8) (hm) 6m. of the statutes is repealed.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 **SECTION 6.** 560.137 (1) (c) of the statutes is amended to read:

2 560.137 (1) (c) “Qualified business” means an existing or start-up business,
3 including a Native American business, that is located in this state.

4 **SECTION 7.** 560.138 (1) (a) of the statutes is renumbered 560.138 (1) (an).

5 **SECTION 8.** 560.138 (1) (ac) of the statutes is created to read:

6 560.138 (1) (ac) “Brownfields” has the meaning given in s. 560.13 (1) (a).

7 **SECTION 9.** 560.138 (1) (b) of the statutes is amended to read:

8 560.138 (1) (b) “Qualified business” means an existing or start-up business,
9 including a Native American business, that is located in or expanding into this state.

10 **SECTION 10.** 560.138 (1) (c) of the statutes is created to read:

11 560.138 (1) (c) “Remediating brownfields” means abating, removing, or
12 containing environmental pollution at a brownfields facility or site, or restoring soil
13 or groundwater at a brownfields facility or site.

14 **SECTION 11.** 560.138 (2) (a) of the statutes is renumbered 560.138 (2) (a) (intro.)
15 and amended to read:

16 560.138 (2) (a) (intro.) Subject to subs. (3) and (4), from the appropriations
17 under s. 20.143 (1) (~~id~~) (ig) and (~~km~~) (kj), the department may make a grant or loan
18 to a qualified business for a project for the purpose of diversifying any of the following
19 purposes:

20 1. Diversifying the economy of a community.

21 **SECTION 12.** 560.138 (2) (a) 2. of the statutes is created to read:

22 560.138 (2) (a) 2. Remediating brownfields.

23 **SECTION 13.** 560.138 (2) (b) 4. of the statutes is created to read:

24 560.138 (2) (b) 4. Whether a project will take place in a rural community, as
25 determined by the department.

1 **SECTION 14.** 560.138 (5) of the statutes is amended to read:

2 560.138 (5) The department shall deposit into the appropriation account under
3 s. 20.143 (1) ~~(id)~~ (ig) all moneys received in repayment of loans made under this
4 section.

5 **SECTION 15.** 560.139 (2) (a) of the statutes is amended to read:

6 560.139 (2) (a) From the appropriation under s. 20.143 (1) (kj) ~~or (km) or from~~
7 ~~both appropriations~~, the department shall make grants to the Northwest Regional
8 Planning Commission to match federal or private funds for the purpose of
9 establishing a community-based venture fund. Subject to par. (b), the department
10 shall provide grants in an amount that equals 50% of the total amount that the
11 Northwest Regional Planning Commission receives in the year from federal or
12 private sources for the community-based venture fund.

13 **SECTION 9110. Nonstatutory provisions; commerce.**

14 (1) GRANT FOR LINCOLN PARK CENTER. From the appropriation under section
15 20.143 (1) (kj) of the statutes, as affected by this act, the department of commerce
16 may make a grant of up to \$1,000,000 to the M7 Development Corporation for
17 constructing a multipurpose center at Lincoln Park in the city of Milwaukee. The
18 department of commerce may not award any grant proceeds under this subsection
19 unless the M7 Development Corporation provides funding for the project from the
20 city of Milwaukee in an amount that is at least equal to the grant amount. If the
21 department of commerce makes a grant under this subsection, the department shall
22 enter into an agreement with the M7 Development Corporation that provides for,
23 among other things, reporting and auditing requirements.

24 (2) GRANTS TO CHIPPEWA VALLEY TECHNICAL COLLEGE. From the appropriation
25 under section 20.143 (1) (kj) of the statutes, as affected by this act, the department

1 of commerce may make grants of up to \$250,000 in fiscal year 2001-02 and up to
2 \$250,000 in fiscal year 2002-03 to the Chippewa Valley Technical College for a health
3 care education center. If the department of commerce makes a grant under this
4 subsection, the department of commerce shall enter into an agreement with the
5 Chippewa Valley Technical College that specifies the uses for the grant proceeds and
6 reporting and auditing requirements.

7

(END)

A handwritten signature in black ink, consisting of a large, stylized letter 'D' followed by the word 'Note' written in a cursive script.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0650/6dn

PJK:wj:pg

Wlj

Bill Walker:

This redraft makes no changes, but conceptually it reconciles LRB-0650 and LRB-1881 with respect to s. 560.44 (2), which does not, and never did, appear in this draft. This drafter's note reminds me to amend s. 560.44 (2) if this draft comes out of the budget bill. Both LRB-0650 and LRB-1881 should continue to appear in the compiled bill. All of the changes mentioned in the drafter's note for version /5 still apply.

Pamela J. Kahler
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E-mail: pam.kahler@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0650/6dn
PJK:wlj:rs

February 7, 2001

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DOA:.....Walker – Gaming economic development and diversification
program changes and consolidating appropriations

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

COMMERCE AND ECONOMIC DEVELOPMENT

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Under the gaming economic development grant and loan program in current law, the department of commerce (department) may make a grant for professional services, or a grant or loan for fixed asset financing, to an existing business in this state if the business has been negatively impacted by the existence of a casino and has a legitimate need for the grant or loan to improve profitability. Under the gaming economic diversification program in current law, the department may make a grant or loan to an existing business in this state for a project that will diversify the economy of a community. Each program is funded with Indian gaming revenue out of an annual appropriation, which means that any amount appropriated for a fiscal year but not spent or encumbered lapses to the general fund at the end of the fiscal year. In addition, loan repayments under each program are used for more grants and loans under the program and are paid out of an annual appropriation for each program.

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facilities or sites that are adversely affected for expansion or redevelopment by actual or perceived environmental contamination) as a project purpose for which grants and loans may be awarded under the gaming economic diversification program and requires the department to consider whether a project will take place in a rural community when awarding grants and loans under that program.

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7

(END)