



2001 ASSEMBLY BILL 778

February 7, 2002 – Introduced by Representatives PETROWSKI, KREIBICH, BALOW, URBAN, HUBER, KESTELL, POWERS, BIES, MUSSER and VRAKAS, cosponsored by Senator MOEN. Referred to Joint Committee on Tax Exemptions.

- 1 **AN ACT** *to amend* 70.11 (25); and *to create* 73.03 (57) of the statutes; **relating**
2 **to:** the property tax exemption for nonprofit medical research foundations.

Analysis by the Legislative Reference Bureau

Under current law, property owned by a nonprofit organization and used exclusively for medical or surgical research, medical or surgical instruction, or providing diagnostic facilities and treatment to destitute individuals who are not eligible for other medical assistance is exempt from the property tax. Under this bill, property owned by a nonprofit organization and used exclusively for both medical or surgical research and for medical or surgical instruction is exempt from the property tax, except that, if a nonprofit organization owns such property at more than one location, only the property in the one location that is the primary location for receiving, aggregating, and analyzing research data is exempt from the property tax. Under the bill, property owned by a non profit organization and used exclusively for providing diagnostic facilities and treatment to destitute individuals who are eligible for their medical assistance is not exempt from the property tax.

This bill will be referred to the joint survey committee on tax exemptions for a detailed analysis, which will be printed as an appendix to this bill.

For further information see the *state and local* 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:

ASSEMBLY BILL 778

1 **SECTION 1.** 70.11 (25) of the statutes is amended to read:

2 70.11 **(25)** NONPROFIT MEDICAL RESEARCH FOUNDATIONS. Property owned and
3 operated by a corporation, voluntary association, foundation, or trust, no part of the
4 net earnings of which inure to the benefit of any shareholder, member, director, or
5 officer thereof, which property is used exclusively for the purposes of: medical and
6 surgical research the knowledge derived from which is applied to the cures,
7 prevention, relief, and therapy of human diseases; and providing instruction for
8 practicing physicians and surgeons, promoting education, training, skill, and
9 investigative ability of physicians, scientists, and individuals engaged in work in the
10 basic sciences which bear on medicine and surgery; ~~or providing diagnostic facilities~~
11 and treatment for deserving destitute individuals not eligible for assistance from
12 charitable or governmental institutions. Such corporation, voluntary association,
13 foundation, or trust must have received a certificate under section 501 (c) (3) of the
14 ~~internal revenue code~~ Internal Revenue Code as a nonprofit organization exempt for
15 income tax purposes. If a corporation, voluntary association, foundation, or trust
16 owns and operates property, as described in this subsection, in more than one
17 location, the exemption under this subsection applies only to the property in the one
18 location, as certified by the department of revenue, that is the primary location for
19 the receipt, aggregation, and analysis of research data. In this subsection, property
20 under common ownership or control shall constitute property of a single corporation,
21 voluntary association, foundation, or trust.

22 **SECTION 2.** 73.03 (57) of the statutes is created to read:

23 73.03 **(57)** To certify property that is eligible for the property tax exemption
24 under s. 70.11 (25).

25 **SECTION 3. Initial applicability.**

