

2005 DRAFTING REQUEST

Bill

Received: 04/07/2005

Received By: mshovers

Wanted: As time permits

Identical to LRB:

For: Steve Wieckert (608) 266-3070

By/Representing: Scott

This file may be shown to any legislator: NO

Drafter: mshovers

May Contact:

Addl. Drafters: mlief

Subject: Tax, Individual - dedct/sbtrct  
Econ. Development - misc.  
Tax, Business - crp inc, fran

Extra Copies:

Submit via email: YES

Requester's email: Rep.Wieckert@legis.state.wi.us

Carbon copy (CC:) to: joseph.kreye@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

Individual and corporate tax credit for certain WHEFA bonds re: educational facility

Instructions:

See Attached. Redraft 2003 AB 205, LRB -0813/1

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mshovers 04/07/2005 mlief 04/07/2005	chanaman 04/18/2005		_____			State Tax
/1			rschluet 04/19/2005	_____	lnorthro 04/19/2005	mbarman 06/14/2005	

FE Sent For: 04/28/2005, .

↳ (1")

<END>

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/1			rschluet 04/19/2005	_____	lnorthro 04/19/2005		

FE Sent For:

<END>

→ 04-27-2005  
(1/1")

↖  
requested  
by Scott

**2005 DRAFTING REQUEST**

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Received: **04/07/2005**

Received By: **mshovers**

Wanted: **As time permits**

Identical to LRB:

For: **Steve Wieckert (608) 266-3070**

By/Representing: **Scott**

This file may be shown to any legislator: **NO**

Drafter: **mshovers**

May Contact:

Addl. Drafters: **mlief**

Subject: **Tax, Individual - dedct/sbtrct  
Econ. Development - misc.**

Extra Copies:

*JK*

*Tax - bus. corp inc. & franchise*  
Submit via email: **YES**

Requester's email: **Rep.Wieckert@legis.state.wi.us**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

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**Topic:**

Individual and corporate tax credit for certain WHEFA bonds re: educational facility

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**Instructions:**

See Attached. Redraft 2003 AB 205, LRB -0813/1

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*1/?* mshovers

*11 MES 4/7/05*

*[Handwritten signature]*

**<END>**

FE Sent For:

Prop amended section 1/7/03

2003 - 2004 LEGISLATURE

2699/1  
LRB-0813/1  
MES&RJM/kngjf  
MJE  
RJR  
Emh

2005 2003 ASSEMBLY BILL 205

March 25, 2003 - Introduced by Representatives WIECKERT, PLALE, JESKEWITZ, HAHN, VAN ROY, KRAWCZYK, HINES, LADWIG, AINSWORTH, OWENS, STONE, OTT, TOWNSEND, BIES and VRAKAS, cosponsored by Senators SCHULTZ, STEPP, WIRCH and ROESSLER. Referred to Committee on Colleges and Universities. Referred to Joint Committee on Tax Exemptions.

reger

1 AN ACT *to renumber and amend* 231.01 (4m); *to amend* 231.01 (5w); and *to*  
2 *create* 71.05 (1) (c) 7., 71.26 (1m) (h), 71.45 (1t) (h) and 231.01 (4m) (b) of the  
3 statutes; **relating to:** creating an individual and corporate income tax  
4 exemption for interest on bonds or notes issued by the Wisconsin Health and  
5 Educational Facilities Authority for purposes related to an educational facility  
6 and authorizing the Wisconsin Health and Educational Facilities Authority to  
7 issue bonds to finance a project undertaken by the Wisconsin Association of  
8 Independent Colleges and Universities related to an educational facility.

***Analysis by the Legislative Reference Bureau***

Under current law, the Wisconsin Health and Educational Facilities Authority (WHEFA) may issue bonds to finance any project undertaken by an educational institution for an educational facility. The bill creates an individual and corporate income tax exemption for bonds issued by WHEFA for that purpose on or after the effective date of the bill. An educational institution is currently defined to mean a corporation, agency, or association that is authorized by state law to provide or operate an educational facility. The bill expands that definition to include the Wisconsin Association of Independent Colleges and Universities. An educational facility is currently defined to mean a private, nonprofit, regionally accredited,

**ASSEMBLY BILL 205**

postsecondary educational institution. The bill expands that definition to include an institution, place, building, or other structure used by the Wisconsin Association of Independent Colleges and Universities solely for providing one or more supporting services to one or more educational institutions.

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.

LPS  
fix  
component

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

1           **SECTION 1.** 71.05 (1) (c) 7. of the statutes is created to read:

2           71.05 **(1)** (c) 7. The Wisconsin Health and Educational Facilities Authority  
3 under s. 231.03 (6) (c), on or after the effective date of this subdivision ... [revisor  
4 inserts date], to finance any project undertaken for an educational facility.

5           **SECTION 2.** 71.26 (1m) (h) of the statutes is created to read:

6           71.26 **(1m)** (h) Those issued under s. 231.03 (6) (c) on or after the effective date  
7 of this paragraph ... [revisor inserts date].

8           **SECTION 3.** 71.45 (1t) (h) of the statutes is created to read:

9           71.45 **(1t)** (h) Those issued under s. 231.03 (6) (c) on or after the effective date  
10 of this paragraph ... [revisor inserts date].

FWS  
2-110

11           **SECTION 4.** 231.01 (4m) of the statutes is renumbered 231.01 (4m) (intro.) and  
12 amended to read:

13           231.01 **(4m)** (intro.) "Educational facility" means ~~a~~ any of the following:

14           (a) A regionally accredited, private, postsecondary educational institution that  
15 is described in section 501 (c) (3) of the Internal Revenue Code, as defined in s. 71.22  
16 (4), and that is exempt from federal taxation under section 501 (a) of the Internal  
17 Revenue Code.

18           **SECTION 5.** 231.01 (4m) (b) of the statutes is created to read:

x

Stays



INS 2-11

Section #. 231.01 (4m) of the statutes is amended to read:

(Intro.)  
(Intro.)

Strike ~~spec~~ any of the following: (A) (a) A

231.01 (4m) "Educational facility" means a facility used for education by a private institution that is described in section 501 (c) (3) of the Internal Revenue Code, ~~as defined in s. 71.22 (4),~~ <sup>and</sup> that is exempt from federal taxation under section 501 (a) of the Internal Revenue Code, and that satisfies any of the following:

- (a) <sup>1.</sup> The institution is a postsecondary educational institution that is regionally accredited.
- (b) <sup>2.</sup> The institution is a private elementary or secondary school that is accredited to the satisfaction of the authority.

History: 1973 c. 304; 1975 c. 413 s. 18; 1977 c. 29; 1979 c. 221; 1981 c. 298; 1981 c. 314 s. 144; 1983 a. 27, 189; 1985 a. 29; 1987 a. 27; 1989 a. 31; 1989 a. 56 s. 259; 1991 a. 39; 1993 a. 27, 124, 438, 490, 491; 1995 a. 27 ss. 6296, 9126 (19); 1995 a. 332; 1997 a. 27; 2001 a. 16, 104; 2003 a. 109.

sect RN ; 231.01(4m)(a) & (b) ; 231.01(4m)(a) 1. & 2.

**Barman, Mike**

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**From:** Becher, Scott  
**Sent:** Tuesday, June 14, 2005 11:34 AM  
**To:** LRB.Legal  
**Subject:** FW: Economic Growth for Wisconsin: Higher Education/Wieckert/Cosponsorship/LRB2699-1/Deadline 6-27-05  
  
**Importance:** High

Please jacket

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**From:** Rep.Wieckert  
**Sent:** Tuesday, June 14, 2005 11:22 AM  
**To:** \*Legislative All Assembly; \*Legislative All Senate  
**Subject:** Economic Growth for Wisconsin: Higher Education/Wieckert/Cosponsorship/LRB2699-1/Deadline 6-27-05  
**Importance:** High

**To: All Legislative Colleagues**

**From: Representative Steve Wieckert**

**Date: June 14, 2005**

**Re: Economic Growth for Wisconsin: Higher Education**

This legislation would promote education throughout the state by allowing for state tax-exempt construction bonding for Wisconsin's 20 private colleges and universities that educate over 50,000 students, as well as other educational facilities.

This is an investment in Wisconsin's infrastructure and will help promote economic growth in our state as well as help provide the best facilities to train students for successful careers with high-paying jobs.

**47 other states already allow for this type of bonding for higher education.** Not having it puts Wisconsin at a competitive disadvantage.

This legislation is supported by the Wisconsin Association of Independent Colleges and Universities.

If you would like to cosponsor this legislation, please contact Scott Becher of my staff at 6-3070 or at [scott.becher@legis.state.wi.us](mailto:scott.becher@legis.state.wi.us) by Monday, June 27th.

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***Analysis by the Legislative Reference Bureau***

Under current law, the Wisconsin Health and Educational Facilities Authority (WHEFA) may issue bonds to finance any project undertaken by an educational institution for an educational facility. The bill creates an individual and corporate income tax exemption for bonds issued by WHEFA for that purpose on or after the effective date of the bill. An educational institution is currently defined to mean a corporation, agency, or association that is authorized by state law to provide or operate an educational facility. The bill expands that definition to include th

Wisconsin Association of Independent Colleges and Universities. An educational facility is currently defined to mean a private, nonprofit, regionally accredited postsecondary educational institution. The bill expands that definition to include a building, place, building, or other structure used by the Wisconsin Association of Independent Colleges and Universities solely for providing one or more supportin services to one or more educational institutions.

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* fiscal estimate, which will be printed as an appendix to this bill.

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# Memo

To: Senator

Representative

**Wieckert**

(The Draft's Requester)

Per your request: ... the attached fiscal estimate was prepared for your un-introduced 2005 draft.

LRB Number: LRB

**-2699**

Version: **“ / 1 ”**

Fiscal Estimate Prepared By: (agency abbr.)

**DOR**

If you have questions about the enclosed fiscal estimate, you may contact the state agency representative that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

Entered In Computer And Copy Sent To Requester Via E-Mail:

**05/09/2005**

\* \* \* \* \*

To: LRB – Legal Section PA's

Subject: *Fiscal Estimate Received For An Unintroduced Draft*

- > **If redrafted** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version.
- > **If introduced** ... and the version of the attached fiscal estimate is for a **previous version** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version. Have Mike (or Lynn) get the ball rolling on getting a fiscal estimate prepared for the introduced version.
- > **If introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the draft's introduction number below and give to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2005

**AB-555**

**Barman, Mike**

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**From:** Barman, Mike  
**Sent:** Monday, May 09, 2005 11:38 AM  
**To:** Rep.Wieckert  
**Cc:** Becher, Scott  
**Subject:** LRB 05-2699/1 (FE by DOR - attached - for your review)



FE\_Wieckert.PDF

# Memo

To: Senator

Representative

Wieckert

(The Draft's Requester)

Per your request: ... the attached fiscal estimate was prepared for your unIntroduced 2005 draft.

LRB Number: LRB 2699

Version: " / 1 "

Fiscal Estimate Prepared By: (agency abbr.) WHEFA

If you have questions about the enclosed fiscal estimate, you may contact the state agency representative that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

Entered In Computer And Copy Sent To Requester Via E-Mail: 5/20/2005

\* \* \* \* \*

To: LRB - Legal Section PA's

Subject: *Fiscal Estimate Received For An Unintroduced Draft*

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- > **If introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the draft's introduction number below and give to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2005 AB-555

## Emery, Lynn

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**From:** Emery, Lynn  
**Sent:** Friday, May 20, 2005 1:54 PM  
**To:** Rep. Wieckert; Becher, Scott  
**Subject:** LRB 05-2699/1 (FE by WHEFA - attached - for your review)



05-2699feWHEFA.P  
DF

Lynn Emery  
Program Assistant  
Legislative Reference Bureau  
608-266-3561  
lynn.emery@legis.state.wi.us