

 **09hr_SC-HHIPTRR_sb0412_pt01**



(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2009-10

(session year)

Senate

(Assembly, Senate or Joint)

Committee on ... Health, Health Insurance, Privacy, Property Tax Relief, and Revenue (SC-HHIPTRR)

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
(**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
(**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

Senate

Record of Committee Proceedings

Committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue

Senate Bill 412

Relating to: changing certain administrative procedures under the tax incremental financing program.

By Senators Erpenbach, Holperin, Miller, Plale and Harsdorf; cosponsored by Representatives Pope-Roberts, Berceau, Brooks, Dexter and Zepnick.

December 02, 2009 Referred to Committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.

January 13, 2010 **PUBLIC HEARING HELD**

Present: (7) Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Absent: (0) None.

Appearances For

- Jon Erpenbach — Sen.
- Roger Ervin — Secretary, WI Department of Revenue

Appearances Against

- None.

Appearances for Information Only

- Curt Witynski — League of WI Municipalities

Registrations For

- Amy Boyer — WI Economic Development Association

Registrations Against

- None.

Registrations for Information Only

- None.

January 27, 2010 **EXECUTIVE SESSION HELD**

Present: (7) Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Absent: (0) None.

Moved by Senator Darling, seconded by Senator Robson that
Senate Amendment 1 be recommended for adoption.

Ayes: (7) Senators Erpenbach, Carpenter, Robson,
Lassa, Lazich, Kanavas and Darling.

Noes: (0) None.

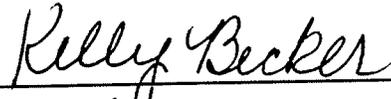
ADOPTION OF SENATE AMENDMENT 1 RECOMMENDED,
Ayes 7, Noes 0

Moved by Senator Darling, seconded by Senator Kanavas that
Senate Bill 412 be recommended for passage as amended.

Ayes: (7) Senators Erpenbach, Carpenter, Robson,
Lassa, Lazich, Kanavas and Darling.

Noes: (0) None.

PASSAGE AS AMENDED RECOMMENDED, Ayes 7, Noes 0



Kelly Becker
Committee Clerk

Vote Record
Committee on Health, Health Insurance, Privacy, Property
Tax Relief, and Revenue

Date: _____

Moved by: Darling

Seconded by: Kanavas

AB _____

SB 412

Clearinghouse Rule _____

AJR _____

SJR _____

Appointment _____

AR _____

SR _____

Other _____

A/S Amdt _____

A/S Amdt _____ to A/S Amdt _____

A/S Sub Amdt _____

A/S Amdt _____ to A/S Sub Amdt _____

A/S Amdt _____ to A/S Amdt _____ to A/S Sub Amdt _____

Be recommended for:

- Passage Adoption Confirmation Concurrence Indefinite Postponement
 Introduction Rejection Tabling Nonconcurrence

Committee Member

Senator Jon Erpenbach, Chair

Aye No Absent Not Voting

Senator Tim Carpenter

Senator Judith Robson

Senator Julie Lassa

Senator Mary Lazich

Senator Ted Kanavas

Senator Alberta Darling

Totals: _____ _____ _____ _____

Motion Carried

Motion Failed

Vote Record
**Committee on Health, Health Insurance, Privacy, Property
Tax Relief, and Revenue**

Date: _____

Moved by: Darling

Seconded by: Robson

AB _____

SB 412

Clearinghouse Rule _____

AJR _____

SJR _____

Appointment _____

AR _____

SR _____

Other _____

0 A/S Amdt 1 _____

A/S Amdt _____ to A/S Amdt _____

A/S Sub Amdt _____

A/S Amdt _____ to A/S Sub Amdt _____

A/S Amdt _____ to A/S Amdt _____ to A/S Sub Amdt _____

Be recommended for:

- Passage Adoption Confirmation Concurrence Indefinite Postponement
 Introduction Rejection Tabling Nonconcurrence

Committee Member

Senator Jon Erpenbach, Chair

Aye No Absent Not Voting

Senator Tim Carpenter

Senator Judith Robson

Senator Julie Lassa

Senator Mary Lazich

Senator Ted Kanavas

Senator Alberta Darling

Totals: _____ _____ _____ _____

Motion Carried

Motion Failed





OFFICE OF THE MAYOR

CITY OF MIDDLETON
7426 HUBBARD AVENUE
MIDDLETON, WI 53562-3118

PH 608.827.1059 FAX 608.827.1057
E-MAIL: mayor@ci.middleton.wi.us
WEB: www.ci.middleton.wi.us

January 12, 2010

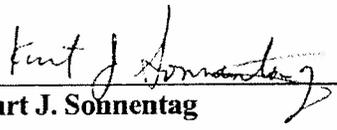
The Honorable Senator Jon Erpenbach
South/State Capitol
Madison, WI 53707-7882

Dear Senator Erpenbach and Members of the Committee on Health, Health Insurance,
Privacy, Property Tax Relief, and Revenue:

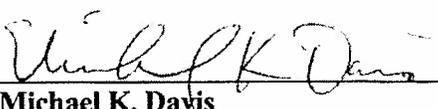
We are writing in support of SB 412. We believe this legislation will correct a problem in current state law regulating Tax Increment Districts throughout the State. What we call the "double counting" problem, wherein the value of a TID increment parcel is counted twice—once in its original district and then also in an overlapping district, is one that has caused problems for the City of Middleton.

We urge your support of SB 412 so that all jurisdictions around the state will be able to continue their redevelopment efforts for the benefit of their communities.

Sincerely,



Kurt J. Sonnentag
Mayor



Michael K. Davis
City Administrator

Xc: Council Members, City Attorney Larry Bechler, Finance Director Tim Studer



TESTIMONY - SB 412 - THE TIF ADMINISTRATIVE PROCEDURE BILL

This bill is a result of working with Secretary Ervin and folks at the Department of Revenue to find a more comprehensive approach to TIF administrative procedures issues that have arisen around the state. Before this bill, individual legislators needed to draft a bill, particular to the situation occurring in their municipality with their TIF. We found ourselves examining a number of pieces of legislation, revolving around similar issues.

This legislation works toward changing some of those procedures to help avoid those individual municipality drafts from having to be drafted, circulated, and considered by the Legislature.

The bill includes a number of technical changes to TIF language in the statutes. First, it allows a municipality to exceed the 12% limit for individual TIF districts if a county board adopts a resolution by March 15th recommending the new TIF district, even if this new TIF pushes the municipality property value over the 12% limit. This changes the decision making closer to those affected by TIF.

Second, the legislation will move up the date for final TIF resolutions due to DOR, from December 31st to October 31st. This will give municipalities more opportunity for DOR feedback about the 12% issue – giving them an opportunity for possible changes.

Third, it changes the current law requiring DOR to count the same property parcels twice in calculating the 12% limit if those parcels are contained in two separate, but often overlapping districts. DOR never intended this to happen, and would only affect parcels as TIF establishment moves forward.

Fourth, the bill changes the public notice provisions regarding TIF development – ensuring that all Joint Review Board meetings are advertised and open to the public. The original bill required additional class II notices - Senate Amendment one reverts to the requirement for one Class 1 notice. This was brought to our attention by the League of Municipalities, and the amendment now addresses their concerns.

The amendment also allows municipalities with TIDs that have been certified by DOR as over 12% to remove parcels to achieve a TID under 12%. Municipalities would be required to submit the new, smaller TID proposal to DOR within 30 days of the time DOR initially notified the municipality that the TID exceeded 12%.

DOR Secretary Ervin will also be testifying and help answer questions regarding the bill. I believe this bill is necessary, to help municipalities better function with their TIF entities, and to help stop the line of legislative proposals that legislators find themselves needing to introduce to help their local municipalities.