

1 ***-1465/P4.1182* *-1059/P3.671* SECTION 3421.** 560.276 of the statutes is
2 repealed.

3 ***-1465/P4.1183* *-1059/P3.672* SECTION 3422.** 560.277 of the statutes is
4 repealed.

5 ***-1465/P4.1184* *-1059/P3.673* SECTION 3423.** 560.28 of the statutes is
6 repealed.

7 ***-1465/P4.1185* *-1059/P3.674* SECTION 3424.** 560.285 of the statutes is
8 repealed.

9 ***-1465/P4.1186* *-1059/P3.675* SECTION 3425.** 560.29 of the statutes is
10 repealed.

11 ***-1465/P4.1187* *-1059/P3.676* SECTION 3426.** Subchapter II (title) of
12 chapter 560 [precedes 560.30] of the statutes is repealed.

13 ***-1465/P4.1188* *-1059/P3.677* SECTION 3427.** 560.30 of the statutes is
14 repealed.

15 ***-1465/P4.1189* *-1059/P3.678* SECTION 3428.** 560.301 of the statutes is
16 repealed.

17 ***-1465/P4.1190* *-1059/P3.679* SECTION 3429.** 560.302 of the statutes is
18 repealed.

19 ***-1465/P4.1191* *-1059/P3.680* SECTION 3430.** 560.303 of the statutes is
20 repealed.

21 ***-1465/P4.1192* *-1059/P3.681* SECTION 3431.** 560.304 of the statutes is
22 repealed.

23 ***-1465/P4.1193* *-1059/P3.682* SECTION 3432.** 560.305 of the statutes is
24 repealed.

1 ***-1465/P4.1194* *-1059/P3.683* SECTION 3433.** Subchapter III (title) of
2 chapter 560 [precedes 560.41] of the statutes is repealed.

3 ***-1465/P4.1195* *-1059/P3.684* SECTION 3434.** 560.41 of the statutes is
4 repealed.

5 ***-1465/P4.1196* *-1059/P3.685* SECTION 3435.** 560.42 of the statutes is
6 repealed.

7 ***-1465/P4.1197* *-1059/P3.686* SECTION 3436.** 560.43 of the statutes is
8 repealed.

9 ***-1465/P4.1198* *-1059/P3.687* SECTION 3437.** 560.44 of the statutes is
10 repealed.

11 ***-1465/P4.1199* *-0808/2.485* SECTION 3438.** 560.45 of the statutes is
12 renumbered 490.05, and 490.05 (1), as renumbered, is amended to read:

13 490.05 (1) The department may award a grant from the appropriations under
14 s. 20.143 20.165 (1) (ie), (ig), (im), and (ir) to a business for innovation and research
15 assistance.

16 ***-1465/P4.1200* *-1059/P3.689* SECTION 3439.** Subchapter IV (title) of
17 chapter 560 [precedes 560.51] of the statutes is repealed.

18 ***-1465/P4.1201* *-1059/P3.690* SECTION 3440.** 560.51 of the statutes is
19 repealed.

20 ***-1465/P4.1202* *-1059/P3.691* SECTION 3441.** 560.53 of the statutes is
21 repealed.

22 ***-1465/P4.1203* *-1059/P3.692* SECTION 3442.** 560.54 of the statutes is
23 repealed.

24 ***-1465/P4.1204* *-1059/P3.693* SECTION 3443.** Subchapter V (title) of
25 chapter 560 [precedes 560.60] of the statutes is repealed.

1 *-1465/P4.1205* *-1059/P3.694* SECTION 3444. 560.60 of the statutes is
2 repealed.

3 *-1465/P4.1206* *-1059/P3.695* SECTION 3445. 560.602 of the statutes is
4 repealed.

5 *-1465/P4.1207* *-1059/P3.696* SECTION 3446. 560.605 of the statutes is
6 repealed.

7 *-1465/P4.1208* *-1059/P3.697* SECTION 3447. 560.607 of the statutes is
8 repealed.

9 *-1465/P4.1209* *-1059/P3.698* SECTION 3448. 560.61 of the statutes is
10 repealed.

11 *-1465/P4.1210* *-1059/P3.699* SECTION 3449. 560.68 of the statutes is
12 repealed.

13 *-1465/P4.1211* *-1059/P3.700* SECTION 3450. Subchapter VI (title) of
14 chapter 560 [precedes 560.70] of the statutes is repealed.

15 *-1465/P4.1212* *-1059/P3.701* SECTION 3451. 560.70 (intro.), (2), (2g),
16 (2m), (3), (4), (4m), (5), (6) and (7) of the statutes are renumbered 238.30 (intro.), (2),
17 (2g), (2m), (3), (4), (4m), (5), (6) and (7), and 238.30 (intro.), (2g), (2m) (b), (4) and (7)
18 (b) 1. and 2., (c) and (d), as renumbered, are amended to read:

19 **238.30 Definitions.** (intro.) In this section and ss. ~~560.71 to 560.795~~ 238.31
20 to 238.395:

21 **(2g)** "Eligible activity" means an activity described under s. ~~560.702~~ 238.302.

22 **(2m)** (b) The ~~department may by rule specify~~ corporation may adopt a rule
23 specifying circumstances under which the ~~department~~ corporation may grant
24 exceptions to the requirement under par. (a) that a full-time job means a job in which
25 an individual, as a condition of employment, is required to work at least 2,080 hours

1 per year, but under no circumstances may a full-time job mean a job in which an
2 individual, as a condition of employment, is required to work less than 37.5 hours per
3 week.

4 (4) "Local governing body" means the governing body of one or more cities,
5 villages, towns, or counties or the elected governing body of a federally recognized
6 American Indian tribe or band in this state.

7 (7) (b) 1. Except as provided in subd. 2., in s. ~~560.795~~ 238.395, "tax benefits"
8 means the development zones investment credit under ss. 71.07 (2di), 71.28 (1di),
9 and 71.47 (1di) and the development zones credit under ss. 71.07 (2dx), 71.28 (1dx),
10 71.47 (1dx), and 76.636. With respect to the development opportunity zones under
11 s. ~~560.795~~ 238.395 (1) (e) and (f), "tax benefits" also means the development zones
12 capital investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

13 2. With respect to the development opportunity zones under s. ~~560.795~~ 238.395
14 (1) (g) and (h), "tax benefits" means the development zone credits under ss. 71.07
15 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636 and the development zones capital
16 investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

17 (c) In s. ~~560.798~~ 238.398, "tax benefits" means the development zones capital
18 investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm) and the
19 development zones credits under ss. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636.

20 (d) In ss. ~~560.701 to 560.706~~ 238.301 to 238.306, "tax benefits" means the
21 economic development tax credit under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and
22 76.637.

****NOTE: This is reconciled s. 560.70 (4m). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1195/1 and LRB-1465/P3.

1 ***-1465/P4.1213*** ***-1059/P3.702*** SECTION 3452. 560.70 (1) of the statutes is
2 repealed.

3 ***-1465/P4.1214*** ***-1059/P3.703*** SECTION 3453. 560.701 of the statutes is
4 renumbered 238.301, and 238.301 (1) (intro.) and (e), (2) (a) and (b) and (3) (intro.),
5 (b), (c), (d) and (f), as renumbered, are amended to read:

6 238.301 (1) APPLICATION. (intro.) Any person may apply to the ~~department~~
7 corporation on a form prepared by the ~~department~~ corporation for certification under
8 this section. The application shall include all of the following:

9 (e) Other information required by the ~~department~~ corporation or the
10 department of revenue.

11 (2) (a) The ~~department~~ corporation may certify a person who submits an
12 application under sub. (1) if, after conducting an investigation, the ~~department~~
13 corporation determines that the person is conducting or intends to conduct at least
14 one eligible activity.

15 (b) The ~~department~~ corporation shall provide a person certified under this
16 section and the department of revenue with a copy of the certification.

17 (3) CONTRACT. (intro.) A person certified under this section shall enter into a
18 written contract with the ~~department~~ corporation. The contract shall include
19 provisions that detail all of the following:

20 (b) Whether any of the eligible activities will occur in an economically
21 distressed area, as designated by the ~~department~~ corporation under s. 560.704
22 238.304 (1).

23 (c) Whether any of the eligible activities will benefit members of a targeted
24 group, as determined by the ~~department~~ corporation under s. 560.704 238.304 (2).

1 (d) A compliance schedule that includes a sequence of anticipated actions to be
2 taken or goals to be achieved by the person before the person may receive tax benefits
3 under s. ~~560.703~~ 238.303.

4 (f) If feasible, a determination of the tax benefits the person will be authorized
5 to claim under s. ~~560.703~~ 238.303 (2) if the person fulfills the terms of the contract.

6 ***-1465/P4.1215* *-1059/P3.704* SECTION 3454.** 560.702 of the statutes is
7 renumbered 238.302, and 238.302 (intro.), (1), (2) and (3), as renumbered, are
8 amended to read:

9 **238.302 Eligible activities.** (intro.) A person who conducts or proposes to
10 conduct any of the following may be certified under s. ~~560.701~~ 238.301 (2):

11 (1) JOB CREATION PROJECT. A project that creates and maintains for a period of
12 time established by the ~~department~~ corporation by rule full-time jobs in addition to
13 any existing full-time jobs provided by the person.

14 (2) CAPITAL INVESTMENT PROJECT. A project that involves a significant
15 investment of capital, as defined by the ~~department~~ corporation by rule under s.
16 ~~560.706~~ 238.306 (2) (b), by the person in new equipment, machinery, real property,
17 or depreciable personal property.

18 (3) EMPLOYEE TRAINING PROJECT. A project that involves significant investments
19 in the training or reeducation of employees, as defined by the ~~department~~
20 corporation by rule under s. ~~560.706~~ 238.306 (2) (c), by the person for the purpose of
21 improving the productivity or competitiveness of the business of the person.

22 ***-1465/P4.1216* *-1059/P3.705* SECTION 3455.** 560.703 (title) of the statutes
23 is renumbered 238.303 (title).

1 ***-1465/P4.1217* *-1059/P3.706* SECTION 3456.** 560.703 (1) (a) of the
2 statutes, as affected by 2011 Wisconsin Act 4, is renumbered 238.303 (1) (a) and
3 amended to read:

4 238.303 (1) (a) Except as provided in pars. (am) and (b), and subject to a
5 reallocation by the ~~department~~ corporation pursuant to rules ~~promulgated~~ adopted
6 under s. ~~560.205~~ 238.15 (3) (d), the total tax benefits available to be allocated by the
7 ~~department~~ corporation under ss. ~~560.701 to 560.706~~ 238.301 to 238.306 may not
8 exceed the sum of the tax benefits remaining to be allocated under ss. s. 560.71 to
9 560.785, 2009 stats., s. 560.797, 2009 stats., s. 560.798, 2009 stats., s. 560.7995, 2009
10 stats., and s. 560.96, 2009 stats., on March 6, 2009, plus \$25,000,000.

11 ***-1465/P4.1218* *-1059/P3.707* SECTION 3457.** 560.703 (1) (am) of the
12 statutes, as created by 2011 Wisconsin Act 4, is renumbered 238.303 (1) (am) and
13 amended to read:

14 238.303 (1) (am) Before the ~~department~~ corporation allocates the additional
15 \$25,000,000 in tax benefits specified in par. (a), the ~~department~~ corporation shall
16 submit its plan for such allocation to the joint committee on finance. If the
17 cochairpersons of the committee do not notify the ~~department~~ corporation within 14
18 working days after the date of the ~~department's~~ corporation's submittal that the
19 committee has scheduled a meeting for the purpose of reviewing the plan, the plan
20 may be implemented and the additional amount may be allocated as proposed by the
21 ~~department~~ corporation. If, within 14 working days after the date of the
22 ~~department's~~ corporation's submittal, the cochairpersons of the committee notify the
23 ~~department~~ corporation that the committee has scheduled a meeting for the purpose
24 of reviewing the proposed plan, the plan may be implemented and the additional
25 amount allocated only upon approval of the committee.

1 ***-1465/P4.1219*** ***-1059/P3.708*** SECTION 3458. 560.703 (1) (b), (2) and (3) of
2 the statutes are renumbered 238.303 (1) (b), (2) and (3) and amended to read:

3 238.303 (1) (b) The ~~department~~ corporation may submit to the joint committee
4 on finance a request in writing to exceed the total tax benefits specified in par. (a).
5 The ~~department~~ corporation shall submit with its request a justification for seeking
6 an increase under this paragraph. The joint committee on finance, following its
7 review, may approve or disapprove an increase in the total tax benefits available to
8 be allocated under ss. ~~560.701 to 560.706~~ 238.301 to 238.306.

9 (2) AUTHORITY TO CLAIM TAX BENEFITS. The ~~department~~ corporation may
10 authorize a person certified under s. ~~560.701~~ 238.301 (2) to claim tax benefits only
11 after the person has submitted a report to the ~~department~~ corporation that
12 documents to the satisfaction of the ~~department~~ corporation that the person has
13 complied with the terms of the contract under s. ~~560.701~~ 238.301 (3) and the
14 requirements of any applicable rules ~~promulgated~~ adopted under s. ~~560.706~~ 238.306
15 (2).

16 (3) NOTICE OF ELIGIBILITY. The ~~department~~ corporation shall provide to the
17 person and to the department of revenue a notice of eligibility to receive tax benefits
18 that reports the amount of tax benefits for which the person is eligible.

19 ***-1465/P4.1220*** ***-1059/P3.709*** SECTION 3459. 560.704 of the statutes is
20 renumbered 238.304, and 238.304 (intro.) and (1), as renumbered, are amended to
21 read:

22 **238.304 Eligible activities in economically distressed areas and**
23 **benefiting members of targeted groups.** (intro.) The ~~department~~ corporation
24 may authorize a person certified under s. ~~560.701~~ 238.301 (2) to claim additional tax

1 benefits under s. ~~560.703~~ 238.303 if, after conducting an investigation, the
2 ~~department corporation~~ determines any of the following:

3 (1) The person conducts at least one eligible activity in an area designated by
4 the ~~department corporation~~ as economically distressed. In designating an area as
5 economically distressed under this subsection, the ~~department corporation~~ shall
6 follow the methodology established by rule under s. ~~560.706~~ 238.306 (2) (e).

7 *~~1465/P4.1221~~* *~~1059/P3.710~~* SECTION 3460. 560.705 of the statutes is
8 renumbered 238.305, and 238.305 (intro.), (1) and (2), as renumbered, are amended
9 to read:

10 **238.305 Revocation of certification.** (intro.) The ~~department corporation~~
11 shall revoke the certification of a person who does any of the following:

12 (1) Supplies false or misleading information to obtain certification under s.
13 ~~560.701~~ 238.301 (2).

14 (2) Supplies false or misleading information to obtain tax benefits under s.
15 ~~560.703~~ 238.303.

16 *~~1465/P4.1222~~* *~~1059/P3.711~~* SECTION 3461. 560.706 of the statutes is
17 renumbered 238.306, and 238.306 (intro.), (1) (a) and (b), (2) (a), (b), (c), (d), (e)
18 (intro.), (f), (g), (h), (i) and (k) and (3), as renumbered, are amended to read:

19 **238.306 Responsibilities of the ~~department corporation~~.** (intro.) The
20 ~~department corporation~~ shall do all of the following:

21 (1) (a) Annually verify information submitted to the department of revenue
22 under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and 76.637 by persons certified under
23 s. ~~560.701~~ 238.301 (2) and eligible to receive tax benefits under s. ~~560.703~~ 238.303.

24 (b) Notify and obtain written approval from the ~~secretary~~ chief executive officer
25 of the corporation for any certification under sub. (2) (j).

1 (2) (a) A schedule of hourly wage ranges to be paid, and health insurance
2 benefits to be provided, to an employee by a person certified under s. ~~560.701~~ 238.301
3 (2) and the corresponding per employee tax benefit for which a person certified under
4 s. ~~560.701~~ 238.301 (2) may be eligible.

5 (b) A definition of “significant investment of capital” for purposes of s. ~~560.702~~
6 238.302 (2), together with a corresponding schedule of tax benefits for which a person
7 who is certified under s. ~~560.701~~ 238.301 (2) and who conducts a project described
8 in s. ~~560.702~~ 238.302 (2) may be eligible. The ~~department~~ corporation shall include
9 in the definition required under this paragraph a schedule of investments that takes
10 into consideration the size or nature of the business.

11 (c) A definition of “significant investments in the training or reeducation of
12 employees” for purposes of s. ~~560.702~~ 238.302 (3), together with a corresponding
13 schedule of tax benefits for which a person who is certified under s. ~~560.701~~ 238.301
14 (2) and who conducts a project under s. ~~560.702~~ 238.302 (3) may be eligible.

15 (d) A schedule of tax benefits for which a person who is certified under s.
16 ~~560.701~~ 238.301 (2) and who conducts a project that will result in the location or
17 retention of a person’s corporate headquarters in Wisconsin may be eligible.

18 (e) (intro.) The methodology for designating an area as economically distressed
19 under s. ~~560.704~~ 238.304 (1). The methodology under this paragraph shall require
20 the ~~department~~ corporation to consider the most current data available for the area
21 and for the state on the following indicators:

22 (f) A schedule of additional tax benefits for which a person who is certified
23 under s. ~~560.701~~ 238.301 (2) and who conducts an eligible activity described under
24 s. ~~560.704~~ 238.304 may be eligible.

1 (g) Reporting requirements, minimum benchmarks, and outcomes expected of
2 a person certified under s. ~~560.701~~ 238.301 (2) before that person may receive tax
3 benefits under s. ~~560.703~~ 238.303.

4 (h) Policies, criteria, and methodology for allocating a portion of the tax benefits
5 available under s. ~~560.703~~ 238.303 to rural areas.

6 (i) Policies, criteria, and methodology for allocating a portion of the tax benefits
7 available under s. ~~560.703~~ 238.303 to small businesses.

8 (k) Procedures for implementing ss. ~~560.701 to 560.706~~ 238.301 to 238.306.

9 (3) REPORTING. Annually, 6 months after the report has been submitted under
10 s. ~~560.01 (2) (am)~~ 238.07 (2), submit to the joint legislative audit committee and to
11 the appropriate standing committees of the legislature under s. 13.172 (3) a
12 comprehensive report assessing the program under ss. ~~560.701 to 560.706~~ 238.301
13 to 238.306. The report under this subsection shall update the applicable information
14 provided in the report under s. ~~560.01 (2) (am)~~ 238.07 (2).

15 *-1465/P4.1223* *-1059/P3.712* SECTION 3462. 560.71 of the statutes is
16 renumbered 238.31, and 238.31 (1) (intro.), (ac), (am), (b), (d) and (e) (intro.), 3. and
17 4. a., c. and d., (1m) (intro.), (a) and (h), (2) and (3) (intro.), as renumbered, are
18 amended to read:

19 238.31 (1) (intro.) The ~~department~~ corporation may designate an area as a
20 development zone if all of the following apply:

21 (ac) The ~~department~~ corporation has invited a local governing body to nominate
22 the area under s. ~~560.715~~ 238.315.

23 (am) A local governing body nominates the area as described in s. ~~560.72~~
24 238.32.

1 (b) The ~~department~~ corporation has evaluated the local governing body's
2 application as described in s. ~~560.725~~ 238.325.

3 (d) The area meets the applicable requirements under s. ~~560.735 or 560.737~~
4 238.335.

5 (e) (intro.) The ~~department~~ corporation determines all of the following:

6 3. That economic development in the area is not likely to occur or continue
7 without the ~~department's~~ corporation's designation of the area as a development
8 zone.

9 4. a. The unemployment rate in the area is higher than the state average for
10 the 18 months immediately preceding the date on which the application under s.
11 ~~560.72~~ 238.32 (2) or (3) was submitted to the ~~department~~ corporation.

12 c. The percentage of households in the area receiving unemployment insurance
13 under ch. 108, relief funded by a relief block grant under ch. 49, or aid to families with
14 dependent children under s. 49.19 is higher than the state average.

15 d. In the 36 months immediately preceding the date on which the application
16 under s. ~~560.72~~ 238.32 (2) or (3) was submitted to the ~~department~~ corporation, a
17 number of workers in the area were permanently laid off by their employer or became
18 unemployed as a result of a business action subject to s. 109.07 (1m).

19 (1m) (intro.) In making a determination under sub. (1) (e), the ~~department~~
20 corporation shall consider all of the following:

21 (a) The extent of poverty, unemployment, or other factors contributing to
22 general economic hardship in the area.

23 (h) Any other factors that the ~~department~~ corporation considers relevant.

24 (2) In determining whether an area meets the requirements under sub. (1) (e)
25 or s. ~~560.735~~ 238.335, the ~~department~~ corporation may rely on any data provided by

1 the local governing body ~~which~~ that the ~~department~~ corporation determines is
2 relevant.

3 (3) (intro.) The ~~department~~ corporation shall do all of the following:

4 ~~*-1465/P4.1224* *-1059/P3.713*~~ SECTION 3463. 560.715 of the statutes is
5 renumbered 238.315 and amended to read:

6 **238.315 Invitation to nominate area.** If the ~~department~~ corporation
7 determines that an area has experienced or is about to experience economic distress,
8 the ~~department~~ corporation may invite local governing bodies in the area to
9 nominate the area as a development zone.

10 ~~*-1465/P4.1225* *-1059/P3.714*~~ SECTION 3464. 560.72 of the statutes is
11 renumbered 238.32, and 238.32 (1) (intro.), (2) (intro.), (c), (d), (f) and (i), (3) and (5),
12 as renumbered, are amended to read:

13 238.32 (1) (intro.) A local governing body may nominate an area as a
14 development zone, if the ~~department~~ corporation has invited the governing body to
15 nominate the area under s. ~~560.715~~ 238.315 and if the governing body does all of the
16 following:

17 (2) (intro.) A local governing body may nominate the area as a development
18 zone by submitting an application to the ~~department~~ corporation in a form prescribed
19 by the ~~department~~ corporation. The application shall include all of the following:

20 (c) Evidence that the area meets at least 3 of the criteria under s. ~~560.71~~ 238.31
21 (1) (e) 4.

22 (d) Evidence that the area meets the applicable requirements of s. ~~560.735~~
23 238.335.

24 (f) A description of past and present economic development activities in the
25 area under local, state, or federal programs.

1 (i) Any other information required by the department corporation.

2 (3) Two or more local governing bodies may submit a joint application
3 nominating an area as a development zone, subject to s. ~~560.735~~ 238.335 (2), if each
4 local governing body complies with subs. (1) and (2).

5 (5) The department corporation may permit a local governing body to revise an
6 application that the department corporation determines is inadequate or
7 incomplete.

8 ***-1465/P4.1226* *-1059/P3.715* SECTION 3465.** 560.725 of the statutes is
9 renumbered 238.325 and amended to read:

10 **238.325 Evaluation by department corporation.** (1) The department
11 corporation shall evaluate applications received under s. ~~560.72~~ 238.32 (2) and (3).

12 (2) Subject to s. ~~560.735~~ 238.335 (5), the department corporation may reduce
13 the size of an area nominated as a development zone, if the department corporation
14 determines the boundaries as proposed by the local governing body in an application
15 under s. ~~560.72~~ 238.32 (2) or (3) are inconsistent with the purpose of the development
16 zone program. Any nominated area which is reduced under this subsection need not
17 comply with s. ~~560.735~~ 238.335 (1) and (4).

18 (3) After evaluating an application submitted under s. ~~560.72~~ 238.32 (2) or (3),
19 the department corporation may approve the application, subject to any reduction
20 in the size of the nominated area under sub. (2). If the department corporation
21 approves the application, the department corporation shall designate the area as a
22 development zone, subject to s. ~~560.71~~ 238.31, and notify the local governing body.

23 ***-1465/P4.1227* *-1059/P3.716* SECTION 3466.** 560.735 of the statutes is
24 renumbered 238.335, and 238.335 (1) (a) and (c), (2), (5) (a) and (b), (6) (a) 1. and 2.
25 and (c), (6r) and (7), as renumbered, are amended to read:

1 238.335 (1) (a) The area contains less than 10% of the valuation of the property
2 of the city, village, or town, as determined under s. 70.57, in which the area is located.

3 (c) If the area is located within a village, town, or city other than a 1st class city,
4 the population of the area is not less than 1,000 nor more than 10,000, as estimated
5 under s. 16.96.

6 (2) If an area is located within the boundaries of 2 or more cities, villages, or
7 towns, the property value of the cities, villages, or towns under sub. (1) (a) shall be
8 combined for the purposes of sub. (1).

9 (5) (a) The area has a continuous border following natural or man-made
10 boundaries such as streets, highways, rivers, municipal limits, or limits of a
11 reservation.

12 (b) The area consists of contiguous blocks, census blocks, or similar units.

13 (6) (a) 1. Each of the areas has a continuous border following natural or
14 man-made boundaries and consists of contiguous blocks, census blocks, or similar
15 units.

16 2. Each area meets at least 3 of the criteria listed in s. ~~560.71~~ 238.31 (1) (e) 4.

17 (c) If an application is submitted by the governing body of a county under s.
18 ~~560.72~~ 238.32 (2) or (3), up to 4 separate areas may be nominated or designated as
19 one development zone, if par. (a) 1. to 3. applies.

20 (6r) Subject to the population limit under sub. (6m), if an area that is
21 nominated or designated as a development zone is comprised of one or more entire
22 counties and a city, village, or town is partially located in the area and partially
23 located outside of the area, the entire city, village, or town shall be part of the
24 nominated or designated area.

1 (7) The ~~department~~ corporation may waive the requirements of this section in
2 a particular case, if the ~~department~~ corporation determines that application of the
3 requirement is impractical with respect to a particular development zone.

4 *-1465/P4.1228* *-1059/P3.717* SECTION 3467. 560.737 of the statutes is
5 repealed.

6 *-1465/P4.1229* *-1059/P3.718* SECTION 3468. 560.74 of the statutes is
7 renumbered 238.34, and 238.34 (1), (2), (3) (intro.) and (a), (4), (5) and (6), as
8 renumbered, are amended to read:

9 238.34 (1) Except as provided under sub. (6), at any time after a development
10 zone is designated by the ~~department~~ corporation, a local governing body may submit
11 an application to change the boundaries of the development zone. If the boundary
12 change reduces the size of a development zone, the local governing body shall explain
13 why the area excluded should no longer be in a development zone. The ~~department~~
14 corporation may require the local governing body to submit additional information.

15 (2) The ~~department~~ corporation may approve an application for a boundary
16 change if the development zone, as affected by the boundary changes, meets the
17 applicable requirements of s. ~~560.735~~ 238.335 and 3 of the criteria under s. ~~560.71~~
18 238.31 (1) (e) 4.

19 (3) (intro.) If the ~~department~~ corporation approves an application for a
20 boundary change under sub. (2), it shall do all of the following:

21 (a) Redetermine the limit on the tax benefits for the development zone
22 established under s. ~~560.745~~ 238.345 (2) (a).

23 (4) The change in the boundaries or tax benefits limit of a development zone
24 shall be effective on the day the ~~department~~ corporation notifies the local governing
25 body under sub. (3) (b).

1 (5) No change in the boundaries of a development zone may affect the duration
2 of an area as a development zone under s. ~~560.745~~ 238.345 (1) (a). The ~~department~~
3 corporation may consider a change in the boundary of a development zone when
4 evaluating an application for an extension of the designation of an area as a
5 development zone under s. ~~560.745~~ 238.345 (1) (b).

6 (6) The ~~department~~ corporation may not accept any applications under sub. (1)
7 to change the boundaries of a development zone designated under s. ~~560.71~~ 238.31
8 on or after March 6, 2009.

9 ***-1465/P4.1230* *-1059/P3.719* SECTION 3469.** 560.745 of the statutes is
10 renumbered 238.345, and 238.345 (1) (a) and (b), (2) (a), (am), (b), (c) 1. and 2. and
11 (d) and (3), as renumbered, are amended to read:

12 238.345 (1) (a) The designation of an area as a development zone shall be
13 effective for 240 months, beginning on the day the department notifies the local
14 governing body under s. ~~560.725~~ 238.325 (3) of the designation.

15 (b) The local governing body may apply to the ~~department~~ corporation for one
16 60-month extension of the designation. The ~~department~~ corporation shall
17 ~~promulgate~~ adopt rules establishing criteria for approving an extension of a
18 designation of an area as a development zone under this subsection. No applications
19 may be accepted by the ~~department~~ corporation under this paragraph on or after
20 March 6, 2009.

21 (2) (a) When the ~~department~~ corporation designates a development zone under
22 s. ~~560.71~~ 238.31, it shall establish a limit for tax benefits for the development zone
23 determined by allocating to the development zone a portion of \$38,155,000.

24 (am) Notwithstanding par. (a), the ~~department~~ corporation may increase the
25 established limit for tax benefits for a development zone. The ~~department~~

1 corporation may not increase the limit for tax benefits established for any
2 development zone designated under s. ~~560.71~~ 238.31 on or after March 6, 2009.

3 (b) Annually the ~~department~~ corporation shall estimate the amount of forgone
4 state revenue because of tax benefits claimed by persons in each development zone.

5 (c) 1. Ninety days after the day on which the ~~department~~ corporation
6 determines that the forgone tax revenues under par. (b) will equal or exceed the limit
7 for the development zone established under par. (a) or (am).

8 2. The day that the ~~department~~ corporation withdraws its designation of an
9 area as a development zone under sub. (3).

10 (d) The ~~department~~ corporation shall immediately notify the local governing
11 body of a change in the expiration date of the development zone under par. (c).

12 (3) The ~~department~~ corporation may withdraw the designation of an area as
13 a development zone if any of the following ~~apply~~ applies:

14 (a) No person is certified as eligible to receive tax benefits under s. ~~560.765~~
15 238.365 (3) during the 12-month period beginning on the day the area is designated
16 as a development zone and the ~~department~~ corporation determines that the local
17 governing body that nominated the zone is not in compliance with s. ~~560.763~~ 238.363.

18 (b) No person is certified as eligible to receive tax benefits under s. ~~560.765~~
19 238.365 (3) during the 24-month period beginning on the day the area is designated
20 a development zone.

21 ***-1465/P4.1231* *-1059/P3.720* SECTION 3470.** 560.75 of the statutes is
22 renumbered 238.35, and 238.35 (intro.), (6), (7), (8) and (10), as renumbered, are
23 amended to read:

24 **238.35 Additional duties of the department corporation.** (intro.) The
25 department corporation shall do all of the following:

1 (6) Notify University of ~~Wisconsin~~ Wisconsin-Madison and University of
2 Wisconsin System small business development centers, the Wisconsin housing and
3 development centers, the central administration of the University of
4 Wisconsin-Madison campus and all University of Wisconsin System campuses and
5 regional planning commissions about the development zone program and encourage
6 those entities to provide advice to the ~~department~~ corporation or local governing
7 bodies on ways to improve the development zone program.

 ****NOTE: This is reconciled s. 560.75 (6). This SECTION has been affected by drafts
with the following LRB numbers: LRB-1187/P4 and LRB-1465/P3.

8 (7) Prepare forms for the certification described under s. ~~560.765~~ 238.365 (5).

9 (8) Annually verify information submitted to the ~~department~~ corporation
10 under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or 76.636.

11 (10) Enter into an agreement with the local governing body of a 1st class city
12 where a development zone is designated under s. ~~560.71~~ 238.31 (3) (c) 1. to provide
13 efficient administration of the development zone program within the development
14 zone.

15 *-1465/P4.1232* *-1059/P3.721* SECTION 3471. 560.763 of the statutes is
16 renumbered 238.363, and 238.363 (1) (intro.) and (c) and (4), as renumbered, are
17 amended to read:

18 238.363 (1) (intro.) If an area nominated by a local governing body is designated
19 as a development zone under s. ~~560.71~~ 238.31, the local governing body shall do all
20 of the following:

21 (c) Assist the ~~department~~ corporation in the administration of the
22 development zone program.

1 (4) The local governing body of a 1st class city where a development zone is
2 designated under s. ~~560.71~~ 238.31 (3) (c) 1. shall enter into an agreement with the
3 ~~department~~ corporation to provide efficient administration of the development zone
4 program within the development zone.

5 *~~1465/P4.1233~~* *~~1059/P3.722~~* SECTION 3472. 560.765 of the statutes is
6 renumbered 238.365, and 238.365 (intro.), (2), (3) (intro.), (b), (c), (e) and (j) and (5)
7 (e), (g) and (h), as renumbered, are amended to read:

8 **238.365 Certification for tax benefits.** (intro.) The ~~department~~ corporation
9 shall do all of the following:

10 (2) Determine whether a person applying for tax benefits engages or will
11 engage in economic activity ~~which~~ that violates s. ~~560.78~~ 238.38 (1).

12 (3) (intro.) Subject to s. ~~560.78~~ 238.38, certify persons who are eligible to claim
13 tax benefits while an area is designated as a development zone, according to the
14 following criteria:

15 (b) The person's commitment not to engage in economic activity that violates
16 s. ~~560.78~~ 238.38 (1).

17 (c) The number of full-time jobs that will be created, retained, or substantially
18 upgraded as a result of the person's economic activity in relation to the amount of tax
19 benefits estimated for the person under sub. (4).

20 (e) The amount the person proposes to invest in a business, or spend on the
21 construction, rehabilitation, repair, or remodeling of a building, located within the
22 development zone.

23 (j) Any other criteria established under rules ~~promulgated~~ adopted by the
24 ~~department~~ corporation.

1 (5) (e) The estimated number of full-time jobs that will be created, retained,
2 or significantly upgraded in the development zone because of the person's business.

3 (g) The limit under s. ~~560.768~~ 238.368 on tax benefits the person may claim
4 while an area is designated as a development zone.

5 (h) Other information required by the ~~department~~ corporation or the
6 department of revenue.

7 ***-1465/P4.1234* *-1059/P3.723* SECTION 3473.** 560.768 of the statutes is
8 renumbered 238.368, and 238.368 (1) (a) and (b), (2) (intro.) and (b) and (3) (a) (intro.)
9 and 1. and (b), as renumbered, are amended to read:

10 238.368 (1) (a) The ~~department~~ corporation shall establish a limit on the
11 maximum amount of tax benefits a person certified under s. ~~560.765~~ 238.365 (3) may
12 claim while an area is designated as a development zone.

13 (b) When establishing a limit on tax benefits under par. (a), the ~~department~~
14 corporation shall do all of the following:

- 15 1. Consider all of the criteria described in s. ~~560.765~~ 238.365 (3) (a) to (e).
16 2. Establish a limit which does not greatly exceed a recommended limit,
17 established under rules ~~promulgated~~ adopted by the ~~department~~ corporation based
18 on the cost, number and types of full-time jobs that will be created, retained, or
19 upgraded, including full-time jobs available to members of the targeted population,
20 as a result of the economic activity of the person certified under s. ~~560.765~~ 238.365
21 (3).

22 (2) (intro.) The ~~department~~ corporation may, upon request, increase a limit on
23 tax benefits established under sub. (1) if the ~~department~~ corporation does all of the
24 following:

1 (b) Revises the certification required under s. ~~560.765~~ 238.365 (5) and provides
2 a copy of the revised form to the department of revenue and the person whose limit
3 is increased under this subsection.

4 (3) (a) (intro.) The ~~department~~ corporation may reduce a limit established
5 under sub. (1) or (2) if the ~~department~~ corporation determines that any of the
6 following applies:

7 1. The limit is not consistent with the criteria listed under s. ~~560.765~~ 238.365
8 (3) (a) to (e).

9 (b) The ~~department~~ corporation shall notify the department of revenue and the
10 person whose limit on tax benefits is reduced under par. (a) and provide a written
11 explanation to the person of the reasons for reducing the limit.

12 ***-1465/P4.1235* *-1059/P3.724* SECTION 3474.** 560.77 of the statutes is
13 renumbered 238.37, and 238.37 (1) (intro.) and (b) and (2), as renumbered, are
14 amended to read:

15 238.37 (1) (intro.) The ~~department~~ corporation shall revoke the certification of
16 a person certified under s. ~~560.765~~ 238.365 (3) if the person does any of the following:

17 (b) Becomes subject to revocation under s. ~~560.78~~ 238.38 (1).

18 (2) The ~~department~~ corporation shall notify the department of revenue within
19 30 days of revoking a certification under sub. (1).

20 ***-1465/P4.1236* *-1059/P3.725* SECTION 3475.** 560.78 of the statutes is
21 renumbered 238.38, and 238.38 (1) (intro.), (1m), (2) (intro.) and (a) and (3) (a) and
22 (b), as renumbered, are amended to read:

23 238.38 (1) (intro.) Except as provided in subs. (2) and (3), no person may be
24 certified under s. ~~560.765~~ 238.365 (3), or a person's certification may be revoked
25 under s. ~~560.77~~ 238.37, if the proposed new business, expansion of an existing

1 business, or other proposed economic activity in a development zone would do or does
2 any of the following:

3 (1m) No person may be certified under s. ~~560.765~~ 238.365 (3) on or after March
4 6, 2009.

5 (2) (intro.) Subsection (1) does not apply if, after a hearing, the ~~department~~
6 corporation, or the local governing body under sub. (3) (a), determines that any of the
7 following applies:

8 (a) The total number of full-time jobs provided by the person in this state would
9 be reduced if the person were not certified under s. ~~560.765~~ 238.365 (3) or if the
10 person's certification were revoked.

11 (3) (a) Except as provided in pars. (b) and (c), if the economic activity for which
12 a person is seeking certification under s. ~~560.765~~ 238.365 (3) is the relocation of a
13 business into a development zone from a location that is outside the development
14 zone but within the limits of a city, village, town, or federally recognized American
15 Indian reservation in which that development zone is located, the local governing
16 body that nominated that area as a development zone under s. ~~560.72~~ 238.32 shall
17 determine whether sub. (2) (a) or (b) applies.

18 (b) Only the ~~department~~ corporation may determine whether sub. (2) (a) or (b)
19 applies to a business relocation described in par. (a) if the business relocation would
20 likely result in the loss of full-time jobs at or transfer of employees from a business
21 location that is in this state but outside the limits of any city, village, town, or
22 federally recognized American Indian reservation in which the development zone is
23 located.

1 *~~-1465/P4.1237~~* *~~-1059/P3.726~~* SECTION 3476. 560.785 of the statutes is
2 renumbered 238.385, and 238.385 (1) (intro.), (b), (bm) and (c) (intro.) and (2) (intro.),
3 (b) and (c), as renumbered, are amended to read:

4 238.385 (1) (intro.) For the development zone program under ss. ~~560.70 and~~
5 ~~560.71 to 560.78~~ 238.30 and 238.31 to 238.38, the development opportunity zone
6 program under s. ~~560.795~~ 238.395, and the enterprise development zone program
7 under s. ~~560.797~~ 238.397, the ~~department corporation~~ shall ~~promulgate~~ adopt rules
8 that further define a person's eligibility for tax benefits. The rules shall do at least
9 all of the following:

10 (b) Allow a person to claim up to \$8,000 in tax benefits during the time that an
11 area is designated as a development zone, as a development opportunity zone, or as
12 an enterprise development zone for creating a full-time job that is filled by a member
13 of the target population.

14 (bm) Allow a person to claim up to \$8,000 in tax benefits during the time that
15 an area is designated as an enterprise development zone for retaining a full-time job
16 if the ~~department corporation~~ determines that the person made a significant capital
17 investment to retain the full-time job.

18 (c) (intro.) Allow a person to claim up to \$6,000 in tax benefits during the time
19 that an area is designated as a development zone, as a development opportunity
20 zone, or as an enterprise development zone for any of the following:

21 (2) (intro.) The ~~department corporation~~ may by rule specify circumstances
22 under which the ~~department corporation~~ may grant exceptions to any of the
23 following:

24 (b) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am)
25 that an individual's pay must equal at least 150% of the federal minimum wage.

1 (c) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am)
2 that an individual's position must be regular, nonseasonal, and full-time and that
3 the individual must be required to work at least 2,080 hours per year, including paid
4 leave and holidays.

5 ***-1465/P4.1238* *-1059/P3.727* SECTION 3477.** 560.795 of the statutes is
6 renumbered 238.395, and 238.395 (1) (a), (b), (c), (d), (e), (f), (g) and (h), (2) (c), (d) and
7 (e), (3) (a), (b) 1., 2., 3., 4., 5., 6., 7., 8. and 9., (c) and (d), (4) (a) (intro.) and (b) and
8 (5) (a) (intro.), 2. and 3., (b), (c), (d), (e) (intro.) and 3. and (f), as renumbered, are
9 amended to read:

10 238.395 (1) (a) An area in the city of Beloit, the legal description of which is
11 provided to the ~~department~~ corporation by the local governing body of the city of
12 Beloit.

13 (b) An area in the city of West Allis, the legal description of which is provided
14 to the ~~department~~ corporation by the local governing body of the city of West Allis.

15 (c) An area in the city of Eau Claire, the legal description of which is provided
16 to the ~~department~~ corporation by the local governing body of the city of Eau Claire.

17 (d) An area in the city of Kenosha, the legal description of which is provided to
18 the ~~department~~ corporation by the local governing body of the city of Kenosha.

19 (e) An area in the city of Milwaukee, the legal description of which is provided
20 to the ~~department~~ corporation by the local governing body of the city of Milwaukee.

21 (f) For the Gateway Project, an area in the city of Beloit, the legal description
22 of which is provided to the ~~department~~ corporation by the local governing body of the
23 city of Beloit.

24 (g) An area in the city of Janesville, the legal description of which is provided
25 to the ~~department~~ corporation by the local governing body of the city of Janesville.

1 (h) An area in the city of Kenosha, the legal description of which is provided to
2 the ~~department~~ corporation by the local governing body of the city of Kenosha.

3 (2) (c) Annually, the ~~department~~ corporation shall estimate the amount of
4 forgone state revenue because of tax benefits claimed by ~~corporations or~~ persons in
5 each development opportunity zone.

6 (d) 1. Notwithstanding pars. (a) and (e), the designation of an area as a
7 development opportunity zone shall expire 90 days after the day on which the
8 ~~department~~ corporation determines that the forgone tax revenues under par. (c) will
9 equal or exceed the limit for the development opportunity zone.

10 2. The ~~department~~ corporation shall immediately notify the local governing
11 body of the city in which the development opportunity zone is located of a change in
12 the expiration date of the development opportunity zone under this paragraph.

13 (e) 1. The ~~department~~ corporation may extend the designation of an area under
14 sub. (1) (g) as a development opportunity zone for an additional 60 months if the
15 ~~department~~ corporation determines that an extension under this subdivision would
16 support economic development within the city. If the ~~department~~ corporation
17 extends the designation of the area as a development opportunity zone, the limit for
18 tax benefits for the development opportunity zone under sub. (1) (g) is increased by
19 \$5,000,000.

20 2. The ~~department~~ corporation may extend the designation of an area under
21 sub. (1) (h) as a development opportunity zone for an additional 60 months if the
22 ~~department~~ corporation determines that an extension under this subdivision would
23 support economic development within the city. If the ~~department~~ corporation
24 extends the designation of the area as a development opportunity zone, the limit for

1 tax benefits for the development opportunity zone under sub. (1) (h) is increased by
2 \$5,000,000.

3 (3) (a) 1. Any ~~corporation~~ person that is conducting or that intends to conduct
4 economic activity in a development opportunity zone under sub. (1) (a) or (b) and
5 that, in conjunction with the local governing body of the city in which the
6 development opportunity zone is located, submits a project plan as described in par.
7 (b) to the ~~department~~ corporation no later than 6 months after April 23, 1994, shall
8 be entitled to claim tax benefits while the area is designated as a development
9 opportunity zone.

10 2. Any ~~corporation~~ person that is conducting or that intends to conduct
11 economic activity in a development opportunity zone under sub. (1) (c) and that, in
12 conjunction with the local governing body of the city in which the development
13 opportunity zone is located, submits a project plan as described in par. (b) to the
14 ~~department~~ corporation no later than 6 months after April 28, 1995, shall be entitled
15 to claim tax benefits while the area is designated as a development opportunity zone.

16 3. Any ~~corporation~~ person that is conducting or that intends to conduct
17 economic activity in a development opportunity zone under sub. (1) (d) and that, in
18 conjunction with the local governing body of the city in which the development
19 opportunity zone is located, submits a project plan as described in par. (b) to the
20 ~~department~~ corporation no later than July 1, 2000, shall be entitled to claim tax
21 benefits while the area is designated as a development opportunity zone.

22 4. Any person that is conducting or that intends to conduct economic activity
23 in a development opportunity zone under sub. (1) (e), (f), (g), or (h) and that, in
24 conjunction with the local governing body of the city in which the development
25 opportunity zone is located, submits a project plan as described in par. (b) to the

1 ~~department corporation~~ shall be entitled to claim tax benefits while the area is
2 designated as a development opportunity zone.

3 (b) 1. The name and address of the ~~corporation's or person's~~ business for which
4 tax benefits will be claimed.

5 2. The appropriate federal tax identification number of the ~~corporation or~~
6 person.

7 3. The names and addresses of other locations outside of the development
8 opportunity zone where the ~~corporation or~~ person conducts business and a
9 description of the business activities conducted at those locations.

10 4. The amount that the ~~corporation or~~ person proposes to invest in a business,
11 or spend on the construction, rehabilitation, repair, or remodeling of a building,
12 located within the development opportunity zone.

13 5. The estimated total investment of the ~~corporation or~~ person in the
14 development opportunity zone.

15 6. The number of full-time jobs that will be created, retained, or substantially
16 upgraded as a result of the ~~corporation's or person's~~ economic activity in relation to
17 the amount of tax benefits estimated for the ~~corporation or~~ person.

18 7. The ~~corporation's or person's~~ plans to make reasonable attempts to hire
19 employees from the targeted population.

20 8. A description of the commitment of the local governing body of the city in
21 which the development opportunity zone is located to the ~~corporation's or person's~~
22 project.

23 9. Other information required by the ~~department corporation~~ or the
24 department of revenue.

1 (c) The ~~department~~ corporation shall notify the department of revenue of all
2 ~~corporations or~~ persons entitled to claim tax benefits under this subsection.

3 (d) The ~~department~~ corporation annually shall verify information submitted
4 to the ~~department~~ corporation under s. 71.07 (2di), (2dm), or (2dx), 71.28 (1di), (1dm),
5 or (1dx), 71.47 (1di), (1dm), or (1dx), or 76.636.

6 (4) (a) (intro.) The ~~department~~ corporation shall revoke the entitlement of a
7 ~~corporation or~~ person to claim tax benefits under sub. (3) if the ~~corporation or~~ person
8 does any of the following:

9 (b) The ~~department~~ corporation shall notify the department of revenue within
10 30 days after revoking an entitlement under par. (a).

11 (5) (a) (intro.) The ~~department~~ corporation may certify for tax benefits a person
12 that is conducting economic activity in the development opportunity zone under sub.
13 (1) (e) or (f) and that is not otherwise entitled to claim tax benefits if all of the
14 following apply:

15 2. The ~~department~~ corporation determines that the economic activity of the
16 other person under subd. 1. would not have occurred but for the involvement of the
17 person to be certified for tax benefits under this subsection.

18 3. The person to be certified for tax benefits under this subsection will pass the
19 benefits through to the other person conducting the economic activity under subd.
20 1., as determined by the ~~department~~ corporation.

21 (b) A person intending to claim tax benefits under this subsection shall submit
22 to the ~~department~~ corporation an application, in the form required by the
23 ~~department~~ corporation, containing information required by the ~~department~~
24 corporation and by the department of revenue.

1 (c) The ~~department~~ corporation shall notify the department of revenue of all
2 persons certified to claim tax benefits under this subsection.

3 (d) The ~~department~~ corporation annually shall verify information submitted
4 to the ~~department~~ corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx),
5 71.47 (1dm) or (1dx), or 76.636.

6 (e) (intro.) The ~~department~~ corporation shall revoke the entitlement of a person
7 to claim tax benefits under this subsection if the person does any of the following:

8 3. Does not pass the benefits through to the other person conducting the
9 economic activity under par. (a) 1., as determined by the ~~department~~ corporation.

10 (f) The ~~department~~ corporation shall notify the department of revenue within
11 30 days after revoking an entitlement under par. (e).

12 ***-1465/P4.1239* *-1059/P3.728* SECTION 3478.** 560.797 of the statutes is
13 renumbered 238.397, and 238.397 (1) (am), (c) and (d), (2) (a) (intro.), 3. and 4. a. and
14 d. and (b) (intro.), 1. and 8., (bg) (intro.) and 2., (br) (intro.), (c), (d) and (e), (3) (a), (b)
15 4., 6. and 11. and (c), (4) (a), (c), (d), (f) and (g), (5) (a), (b), (c) and (d) 1. and 2. and (6)
16 (a) (intro.) and (b), as renumbered, are amended to read:

17 238.397 (1) (am) "Full-time job" has the meaning given in s. ~~560.70~~ 238.30
18 (2m).

19 (c) "Target population" has the meaning given in s. ~~560.70~~ 238.30 (6).

20 (d) "Tax benefits" has the meaning given in s. ~~560.70~~ 238.30 (7).

21 (2) (a) (intro.) Subject to pars. (c), (d), and (e), the ~~department~~ corporation may
22 designate an area as an enterprise development zone for a project if the ~~department~~
23 corporation determines all of the following:

24 3. That the project is not likely to occur or continue without the ~~department's~~
25 corporation's designation of the area as an enterprise development zone.

1 4. a. The unemployment rate in the area is higher than the state average for
2 the 18 months immediately preceding the date on which the application under sub.
3 (3) was submitted to the ~~department~~ corporation.

4 d. In the 36 months immediately preceding the date on which the application
5 under sub. (3) was submitted to the ~~department~~ corporation, a number of workers
6 in the area were permanently laid off by their employer or became unemployed as
7 a result of a business action subject to s. 109.07 (1m).

8 (b) (intro.) In making a determination under par. (a), the ~~department~~
9 corporation shall consider all of the following:

10 1. The extent of poverty, unemployment, or other factors contributing to
11 general economic hardship in the area.

12 8. Any other factors that the ~~department~~ corporation considers relevant.

13 (bg) (intro.) Notwithstanding par. (a) and subject to pars. (c), (d), and (e), the
14 ~~department~~ corporation may designate an area as an enterprise development zone
15 for a project if the ~~department~~ corporation determines all of the following:

16 2. That the project is not likely to occur or continue without the ~~department's~~
17 corporation's designation of the area as an enterprise development zone.

18 (br) (intro.) In making a determination under par. (bg), the ~~department~~
19 corporation shall consider all of the following:

20 (c) The ~~department~~ corporation may not designate as an enterprise
21 development zone, or as any part of an enterprise development zone, an area that is
22 located within the boundaries of an area that is designated as a development
23 opportunity zone under s. ~~560.795~~ 238.395, the designation of which is in effect.

24 (d) The ~~department~~ corporation may not designate more than 98 enterprise
25 development zones unless the ~~department~~ corporation obtains the approval of the

1 joint committee on finance to do so. Of the enterprise development zones that the
2 ~~department~~ corporation designates, at least 10 shall be designated under par. (bg).

3 (e) The ~~department~~ corporation may not designate any area as an enterprise
4 development zone on or after March 6, 2009.

5 (3) (a) A person that conducts or that intends to conduct a project and that
6 desires to have the area in which the project is or is to be conducted designated as
7 an enterprise development zone for the purpose of claiming tax benefits may submit
8 to the ~~department~~ corporation an application and a project plan.

9 (b) 4. The amount that the person proposes to invest in a business; to spend on
10 the construction, rehabilitation, repair, or remodeling of a building; or to spend on
11 the removal or containment of, or the restoration of soil or groundwater affected by,
12 environmental pollution; in the area proposed to be designated as an enterprise
13 development zone.

14 6. The estimated number of full-time jobs that will be created, retained, or
15 substantially upgraded as a result of the person's project in relation to the amount
16 of tax benefits estimated for the person.

17 11. Any other information required by the ~~department~~ corporation or the
18 department of revenue.

19 (c) The ~~department~~ corporation may not accept or approve any applications or
20 project plans submitted under par. (a) on or after March 6, 2009.

21 (4) (a) Except as provided in par. (h), if the ~~department~~ corporation approves
22 a project plan under sub. (3) and designates the area in which the person submitting
23 the project plan conducts or intends to conduct the project as an enterprise
24 development zone under the criteria under sub. (2), the ~~department~~ corporation shall
25 certify the person as eligible for tax benefits.

1 (c) When the ~~department~~ corporation designates an area as an enterprise
2 development zone for a project, the ~~department~~ corporation shall notify the
3 governing body of any city, village, town, or federally recognized American Indian
4 tribe or band in which the area is located of the area's designation.

5 (d) The ~~department~~ corporation shall notify the department of revenue of all
6 persons entitled to claim tax benefits under this section, except that the ~~department~~
7 corporation shall notify the office of the commissioner of insurance of all persons
8 entitled to claim the credit under s. 76.636.

9 (f) The tax benefits for which a person is certified as eligible under this
10 subsection are not transferable to another person, business, or location, except to the
11 extent permitted under section 383 of the internal revenue code.

12 (g) The ~~department~~ corporation annually shall verify information submitted
13 to the ~~department~~ corporation under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or
14 76.636.

15 (5) (a) When the ~~department~~ corporation designates an area as an enterprise
16 development zone under this section, the ~~department~~ corporation shall specify the
17 length of time, not to exceed 84 months, that the designation is effective, subject to
18 par. (d) and sub. (6).

19 (b) When the ~~department~~ corporation designates an area as an enterprise
20 development zone under this section, the ~~department~~ corporation shall establish a
21 limit, not to exceed \$3,000,000, for tax benefits for the enterprise development zone.

22 (c) Annually, the ~~department~~ corporation shall estimate the amount of forgone
23 state revenue because of tax benefits claimed by persons in each enterprise
24 development zone.

1 (d) 1. Notwithstanding the length of time specified by the ~~department~~
2 corporation under par. (a), the designation of an area as an enterprise development
3 zone shall expire 90 days after the day on which the ~~department~~ corporation
4 determines that the forgone tax revenues under par. (c) will equal or exceed the limit
5 established for the enterprise development zone.

6 2. The ~~department~~ corporation shall immediately notify the department of
7 revenue and the governing body of any city, village, town, or federally recognized
8 American Indian tribe or band in which the enterprise development zone is located
9 of a change in the expiration date of the enterprise development zone under this
10 paragraph.

11 (6) (a) (intro.) The ~~department~~ corporation shall revoke the entitlement of a
12 person to claim tax benefits under this section, and the designation of the area as an
13 enterprise development zone shall expire, if the person does any of the following:

14 (b) The ~~department~~ corporation shall notify the department of revenue within
15 30 days after revoking an entitlement under par. (a).

16 *-1465/P4.1240* *-1059/P3.729* SECTION 3479. 560.798 of the statutes is
17 renumbered 238.398, and 238.398 (2) (a) and (b), (3) (a) and (b), (4) (a) (intro.) and
18 (b) and (5) (intro.) and (e), as renumbered, are amended to read:

19 238.398 (2) (a) Except as provided under par. (c), the ~~department~~ corporation
20 may designate one area in the state as an agricultural development zone. The area
21 must be located in a rural municipality. An agricultural business that is located in
22 an agricultural development zone and that is certified by the ~~department~~ corporation
23 under sub. (3) is eligible for tax benefits as provided in sub. (3).

24 (b) The designation of an area as an agricultural development zone shall be in
25 effect for 10 years from the time that the ~~department~~ corporation first designates the

1 area. Not more than \$5,000,000 in tax benefits may be claimed in an agricultural
2 development zone, except that the ~~department~~ corporation may allocate the amount
3 of unallocated airport development zone tax credits, as provided under s. ~~560.7995~~
4 238.3995 (3) (b), to agricultural development zones for which the \$5,000,000
5 maximum allocation is insufficient. The ~~department~~ corporation may change the
6 boundaries of an agricultural development zone during the time that its designation
7 is in effect. A change in the boundaries of an agricultural development zone does not
8 affect the duration of the designation of the area or the maximum tax benefit amount
9 that may be claimed in the agricultural development zone.

10 (3) (a) Except as provided under par. (c), the ~~department~~ corporation may
11 certify for tax benefits in an agricultural development zone a new or expanding
12 agricultural business that is located in the agricultural development zone. In
13 determining whether to certify a business under this subsection, the ~~department~~
14 corporation shall consider, among other things, the number of jobs that will be
15 created or retained by the business.

16 (b) When the ~~department~~ corporation certifies an agricultural business under
17 this subsection, the ~~department~~ corporation shall establish a limit on the amount of
18 tax benefits that the business may claim. The ~~department~~ corporation shall enter
19 into an agreement with the business that specifies the limit on the amount of tax
20 benefits that the business may claim and reporting requirements with which the
21 business must comply.

22 (4) (a) (intro.) The ~~department of commerce~~ corporation shall notify the
23 department of revenue of all the following:

1 (b) The ~~department~~ corporation shall annually verify information submitted
2 to the ~~department~~ corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx),
3 71.47 (1dm) or (1dx), or 76.636.

4 (5) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the
5 operation of this section, including rules related to all the following:

6 (e) The exchange of information between the ~~department of commerce~~
7 corporation and the department of revenue.

8 *~~-1465/P4.1241~~* *~~-1059/P3.730~~* SECTION 3480. 560.799 of the statutes is
9 renumbered 238.399, and 238.399 (1) (am) 2., (3) (a), (b) (intro.), (bm) and (c), (5)
10 (intro.), (b), (c) 1. a. and b., 2. b. and c., (d) 1. and (e), (5m) and (6) (a), (b) (intro.), (c),
11 (d), (e), (f) and (g) (intro.) and 1. (intro.), as renumbered, are amended to read:

12 238.399 (1) (am) 2. The ~~department~~ corporation may by rule specify
13 circumstances under which the ~~department~~ corporation may grant exceptions to the
14 requirement under subd. 1. that a full-time employee means an individual who, as
15 a condition of employment, is required to work at least 2,080 hours per year, but
16 under no circumstances may a full-time employee mean an individual who, as a
17 condition of employment, is required to work less than 37.5 hours per week.

18 (3) DESIGNATION OF ENTERPRISE ZONES; CRITERIA. (a) The ~~department~~ corporation
19 may designate not more than 12 enterprise zones.

20 (b) (intro.) In determining whether to designate an area under par. (a), the
21 ~~department~~ corporation shall consider all of the following:

22 (bm) The ~~department~~ corporation shall specify whether an enterprise zone
23 designated under par. (a) is located in a tier I county or municipality or a tier II county
24 or municipality.

1 (c) The department corporation shall, to the extent possible, give preference to
2 the greatest economic need.

3 (5) CERTIFICATION. (intro.) The department corporation may certify for tax
4 benefits any of the following:

5 (b) A business that relocates to an enterprise zone from outside this state, if the
6 business offers compensation and benefits to its employees working in the zone for
7 the same type of work that are at least as favorable as those offered to its employees
8 working outside the zone, as determined by the department corporation.

9 (c) 1. a. The business enters into an agreement with the department
10 corporation to claim tax benefits only for years during which the business maintains
11 the increased level of personnel.

12 b. The business offers compensation and benefits for the same type of work to
13 its employees working in the enterprise zone that are at least as favorable as those
14 offered to its employees working in this state but outside the zone, as determined by
15 the department corporation.

16 2. b. The business enters into an agreement with the department corporation
17 to claim tax benefits only for years during which the business maintains the capital
18 investment.

19 c. The business offers compensation and benefits for the same type of work to
20 its employees working in the zone that are at least as favorable as those offered to
21 its employees working in this state but outside the zone, as determined by the
22 department corporation.

23 (d) 1. The business is an original equipment manufacturer with a significant
24 supply chain in the state, as determined by the department corporation by rule.

1 (e) A business located in an enterprise zone if the business purchases tangible
2 personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or
3 services from Wisconsin vendors, as determined by the department corporation.

4 (5m) ADDITIONAL TAX BENEFITS FOR SIGNIFICANT CAPITAL EXPENDITURES. If the
5 department corporation determines that a business certified under sub. (5) makes
6 a significant capital expenditure in the enterprise zone, the department corporation
7 may certify the business to receive additional tax benefits in an amount to be
8 determined by the department corporation, but not exceeding 10 percent of the
9 business' capital expenditures. The department corporation shall, in a manner
10 determined by the department corporation, allocate the tax benefits a business is
11 certified to receive under this subsection over the remainder of the time limit of the
12 enterprise zone under sub. (4).

13 (6) (a) The ~~department of commerce~~ corporation shall notify the department
14 of revenue when the ~~department of commerce~~ corporation certifies a business to
15 receive tax benefits.

16 (b) (intro.) The department corporation shall revoke a certification under sub.
17 (5) if the business does any of the following:

18 (c) The ~~department of commerce~~ corporation shall notify the department of
19 revenue within 30 days of a revocation under par. (b).

20 (d) The department corporation may require a business to repay any tax
21 benefits the business claims for a year in which the business failed to maintain
22 employment or capital investment levels required by an agreement under sub. (5) (c).

23 (e) The department corporation shall determine the maximum amount of the
24 tax credits under ss. 71.07 (3w), 71.28 (3w), and 71.47 (3w) that a certified business
25 may claim and shall notify the department of revenue of this amount.

1 (f) The ~~department~~ corporation shall annually verify the information
2 submitted to the ~~department~~ corporation under ss. 71.07 (3w), 71.28 (3w), or 71.47
3 (3w).

4 (g) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules specifying
5 all of the following by rule:

6 1. (intro.) The definitions of a tier I county or municipality and a tier II county
7 or municipality. The ~~department~~ corporation may consider all of the following
8 information when establishing the definitions required under this subdivision:

9 ***-1465/P4.1242* *-1059/P3.731* SECTION 3481.** 560.7995 of the statutes is
10 renumbered 238.3995, and 238.3995 (1) (b) and (c), (2) (a) (intro.) and 4., (b) (intro.)
11 and 8., (c) 1. and 2. and (d), (3) (a), (b), (c) and (d) 1. and 2., (4) (a) (intro.) and 10., (am),
12 (ar), (b) 1., (c) (intro.) and (d) and (5), as renumbered, are amended to read:

13 238.3995 (1) (b) "Full-time job" has the meaning given in s. 560.70 238.30 (2m).

14 (c) "Target population" has the meaning given in s. 560.70 238.30 (6).

15 (2) (a) (intro.) Subject to pars. (c) and (e), the ~~department~~ corporation may
16 designate an area as an airport development zone if the ~~department~~ corporation
17 determines all of the following:

18 4. That the airport development project is not likely to occur or continue
19 without the ~~department's~~ corporation designation of the area as an airport
20 development zone.

21 (b) (intro.) In making a determination under par. (a), the ~~department~~
22 corporation shall consider all of the following:

23 8. Any other factors that the ~~department~~ corporation considers relevant.

24 (c) 1. The ~~department~~ corporation may not designate as an airport development
25 zone, or as any part of an airport development zone, an area that is located within

1 the boundaries of an area that is designated as a development zone under s. ~~560.71~~
2 238.31, as a development opportunity zone under s. ~~560.795~~ 238.395, or as an
3 enterprise development zone under s. ~~560.797~~ 238.397.

4 2. The ~~department~~ corporation shall give the department of transportation the
5 opportunity to review and comment on any proposed designation under this
6 subsection and the department of transportation may deny any such designation if
7 the department of transportation determines that the designation would
8 compromise the airport's safety or utility. The department of transportation may
9 also review and comment on any land use or compatibility issues related to any
10 proposed designation under this subsection.

11 (d) Notwithstanding pars. (a) to (c), and except as provided in par. (e), the
12 ~~department~~ corporation shall designate as an airport development zone the area
13 within the boundaries of Adams, Fond du Lac, Green Lake, Juneau, Langlade,
14 Lincoln, Marathon, Marquette, Menominee, Oneida, Portage, Price, Shawano,
15 Taylor, Waupaca, Waushara, Winnebago, Wood, and Vilas counties.

16 (3) (a) When the ~~department~~ corporation designates an area as an airport
17 development zone, the ~~department~~ corporation shall specify the length of time, not
18 to exceed 84 months, that the designation is effective, subject to par. (d). The
19 ~~department~~ corporation shall notify each person certified for tax benefits in an
20 airport development zone, the department of revenue, the department of
21 transportation, the Wisconsin Housing and Economic Development Authority, and
22 the governing body of each county, city, village, town, and federally recognized
23 American Indian tribe or band in which territory of the airport development zone is
24 located of the designation of and expiration date of the airport development zone.

1 (b) When the department corporation designates an area as an airport
2 development zone, the department corporation shall establish a limit, not to exceed
3 \$3,000,000, for tax benefits applicable to the airport development zone, except that
4 the department corporation shall limit the amount of tax benefits applicable to the
5 airport development zone designated under sub. (2) (d) to \$750,000. The total tax
6 benefits applicable to all airport development zones may not exceed \$9,000,000, less
7 any amount allocated to technology zones under s. ~~560.96~~ 238.23 (2) (b) and to
8 agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), and except that the
9 total amount allocated to all technology zones under s. ~~560.96~~ 238.23 (2) (b) and to
10 all agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), may not exceed
11 \$6,000,000. The department corporation may not reallocate amounts as provided
12 under this paragraph on or after January 1, 2010, except that the department
13 corporation may, after 48 months from the month of any designation under this
14 section, evaluate the area designated as an airport development zone and reallocate
15 the amount of available tax benefits.

16 (c) Annually, the department corporation shall estimate the amount of forgone
17 state revenue because of tax benefits claimed by persons in each airport development
18 zone.

19 (d) 1. Notwithstanding the length of time specified by the department
20 corporation under par. (a), the designation of an area as an airport development zone
21 shall expire 90 days after the day on which the department corporation determines
22 that the forgone tax revenues estimated under par. (c) will equal or exceed the limit
23 established for the airport development zone.

24 2. The department corporation shall immediately notify each person certified
25 for tax benefits in an airport development zone, the department of revenue, the

1 department of transportation, the Wisconsin Housing and Economic Development
2 Authority, and the governing body of each county, city, village, town, and federally
3 recognized American Indian tribe or band in which territory of the airport
4 development zone is located of a change in the expiration date of the airport
5 development zone under this paragraph.

6 (4) (a) (intro.) A person that intends to operate a place of business in an airport
7 development zone may submit to the ~~department~~ corporation an application and a
8 business plan. The business plan shall include all of the following:

9 10. Any other information required by the ~~department~~ corporation or the
10 department of revenue.

11 (am) A person that intends to operate a business in the airport development
12 zone designated under sub. (2) (d) may submit to the ~~department~~ corporation an
13 application and a business plan that includes all of the information required under
14 par. (a). In approving business plans submitted under this paragraph, the
15 ~~department~~ corporation shall give higher priority to airport development projects
16 located or proposed to be located in ~~a distressed area, as defined in s. 560.605 (7) (b)~~
17 areas that have high levels of unemployment, areas that have a low median
18 household income, areas where significant number of workers have been
19 permanently laid off, areas in which an employer has given public notice of a plant
20 closing or a substantial reduction in force that will result in a significant number of
21 workers in the area being permanently laid off, and areas affected by other factors
22 that indicate they are distressed areas, as determined by the corporation.

23 (ar) The ~~department~~ corporation may not accept or approve any applications
24 or business plans submitted under par. (a) on or after March 6, 2009.

1 (b) 1. Except as provided in subd. 2., if the department corporation approves
2 a business plan under par. (a) or (am), the department corporation shall certify the
3 person as eligible for tax benefits. The department corporation shall notify the
4 department of revenue within 30 days of certifying a person under this paragraph.

5 (c) (intro.) The department corporation shall revoke a person's certification
6 under par. (b) when the designation of the applicable airport development zone
7 expires or if the person does any of the following:

8 (d) The department corporation shall notify the department of revenue within
9 30 days after revoking a certification under par. (c).

10 (5) VERIFICATION OF INFORMATION. The department corporation annually shall
11 verify information submitted to the department corporation under ss. 71.07 (2dm)
12 and (2dx), 71.28 (1dm) and (1dx), and 71.47 (1dm) and (1dx) as it relates to airport
13 development zones.

14 ***-1465/P4.1243* *-1059/P3.732* SECTION 3482.** Subchapter VIII (title) of
15 chapter 560 [precedes 560.86] of the statutes is repealed.

16 ***-1465/P4.1244* *-1059/P3.733* SECTION 3483.** 560.86 of the statutes is
17 repealed.

18 ***-1465/P4.1245* *-1059/P3.734* SECTION 3484.** 560.87 of the statutes is
19 repealed.

20 ***-1465/P4.1246* *-1059/P3.735* SECTION 3485.** 560.875 of the statutes is
21 repealed.

22 ***-1465/P4.1247* *-1059/P3.736* SECTION 3486.** Subchapter IX of chapter
23 560 [precedes 560.90] of the statutes is repealed.

24 ***-1465/P4.1248* *-1059/P3.737* SECTION 3487.** 560.90 of the statutes is
25 repealed.

1 *-1465/P4.1249* *-1059/P3.738* SECTION 3488. 560.905 of the statutes is
2 repealed.

3 *-1465/P4.1250* *-1059/P3.739* SECTION 3489. 560.92 of the statutes is
4 repealed.

5 *-1465/P4.1251* *-1059/P3.740* SECTION 3490. 560.93 of the statutes is
6 repealed.

7 *-1465/P4.1252* *-1059/P3.741* SECTION 3491. 560.96 of the statutes is
8 renumbered 238.23, and 238.23 (2) (a) and (b), (3) (a) (intro.), (b) (intro.), (c) and (d),
9 (4) (a) (intro.) and (b) and (5) (intro.), (e) and (g), as renumbered, are amended to read:

10 238.23 (2) (a) Except as provided in par. (c), the department corporation may
11 designate up to 8 areas in the state as technology zones. A business that is located
12 in a technology zone and that is certified by the department corporation under sub.
13 (3) is eligible for a tax credit as provided in sub. (3).

14 (b) The designation of an area as a technology zone shall be in effect for 10 years
15 from the time that the department corporation first designates the area. Not more
16 than \$5,000,000 in tax credits may be claimed in a technology zone, except that the
17 department corporation may allocate the amount of unallocated airport
18 development zone tax credits, as provided under s. ~~560.7995~~ 238.3995 (3) (b), to
19 technology zones for which the \$5,000,000 maximum allocation is insufficient. The
20 department corporation may change the boundaries of a technology zone during the
21 time that its designation is in effect. A change in the boundaries of a technology zone
22 does not affect the duration of the designation of the area or the maximum tax credit
23 amount that may be claimed in the technology zone.

1 (3) (a) (intro.) Except as provided in par. (e), the department corporation may
2 certify for tax credits in a technology zone a business that satisfies all of the following
3 requirements:

4 (b) (intro.) In determining whether to certify a business under this subsection,
5 the department corporation shall consider all of the following:

6 (c) When the department corporation certifies a business under this
7 subsection, the department corporation shall establish a limit on the amount of tax
8 credits that the business may claim. Unless its certification is revoked, and subject
9 to the limit on the tax credit amount established by the department corporation
10 under this paragraph, a business that is certified may claim a tax credit for 3 years,
11 except that a business that experiences growth, as determined for that business by
12 the department corporation under par. (d) and sub. (5) (e), may claim a tax credit for
13 up to 5 years.

14 (d) The department corporation shall enter into an agreement with a business
15 that is certified under this subsection. The agreement shall specify the limit on the
16 amount of tax credits that the business may claim, the extent and type of growth,
17 which shall be specific to the business, that the business must experience to extend
18 its eligibility for a tax credit, the business' baseline against which that growth will
19 be measured, any other conditions that the business must satisfy to extend its
20 eligibility for a tax credit, and reporting requirements with which the business must
21 comply.

22 (4) (a) (intro.) The ~~department of commerce~~ corporation shall notify the
23 department of revenue of all the following:

1 (b) The ~~department~~ corporation shall annually verify information submitted
2 to the ~~department~~ corporation under ss. 71.07 (2di), (2dm), (2dx), and (3g), 71.28
3 (1di), (1dm), (1dx), and (3g), and 71.47 (1di), (1dm), (1dx), and (3g).

4 (5) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the
5 operation of this section, including rules related to all the following:

6 (e) Standards for extending a business's certification, including what
7 measures, in addition to job creation, the ~~department~~ corporation will use to
8 determine the growth of a specific business and how the ~~department~~ corporation will
9 establish baselines against which to measure growth.

10 (g) The exchange of information between the ~~department of commerce~~
11 corporation and the department of revenue.

12 ***-1465/P4.1254* *-0805/P2.40* SECTION 3492.** 560.9801 of the statutes is
13 renumbered 234.5601, and 234.5601 (2) (a), as renumbered, is amended to read:

14 234.5601 (2) (a) A housing authority organized under s. 59.53 (22), 61.73,
15 66.1201, or 66.1213 or ~~ch. 234~~ this chapter.

16 ***-1465/P4.1253* *-1059/P3.742* SECTION 3493.** Subchapter X (title) of
17 chapter 560 [precedes 560.9801] of the statutes is repealed.

18 ***-1465/P4.1255* *-0805/P2.41* SECTION 3494.** 560.9802 of the statutes is
19 renumbered 234.5602, and 234.5602 (1) (a) and (b), (3) and (4), as renumbered, are
20 amended to read:

21 234.5602 (1) (a) The ~~department~~ authority shall prepare a comprehensive
22 5-year state housing strategy plan. The ~~department~~ authority shall submit the plan
23 to the federal department of housing and urban development.

1 (b) In preparing the plan, the department authority may obtain input from
2 housing authorities, community-based organizations, the private housing industry
3 and others interested in housing assistance and development.

4 (3) The department authority shall annually update the state housing strategy
5 plan.

6 (4) Before October 1 of each year, the department authority shall submit the
7 state housing strategy plan to the governor and to the chief clerk of each house of the
8 legislature for distribution to the legislature under s. 13.172 (2).

9 ***-1465/P4.1256* *-0805/P2.42* SECTION 3495.** 560.9803 of the statutes is
10 renumbered 234.5603, and 234.5603 (1) (intro.) and (a), (2) (intro.) and (e) 7. and (3),
11 as renumbered, are amended to read:

12 234.5603 (1) (intro.) The department authority shall do all of the following:

13 (a) Subject to sub. (2), make grants or loans, directly or through agents
14 designated under s. ~~560.9804~~ 234.5604, from the appropriation under s. ~~20.143 (2)~~
15 20.490 (7) (b) to persons or families of low or moderate income to defray housing costs
16 of the person or family.

17 (2) (intro.) In connection with grants and loans under sub. (1), the department
18 authority shall do all of the following:

19 (e) 7. Other persons or families that the department authority determines have
20 particularly severe housing problems.

21 (3) (a) The department authority may make grants or loans under sub. (1) (a)
22 directly or through agents designated under s. ~~560.9804~~ 234.5604.

23 (b) The department authority may administer and disburse funds from a grant
24 or loan under sub. (1) (a) on behalf of the recipient of the grant or loan.

1 ***-1465/P4.1257*** ***-0805/P2.43*** SECTION 3496. 560.9804 of the statutes is
2 renumbered 234.5604, and 234.5604 (1) and (2) (intro.), as renumbered, are
3 amended to read:

4 234.5604 (1) The ~~department~~ authority may enter into an agreement with an
5 agent designated under sub. (2) to allow the designated agent to do any of the
6 following:

7 (a) Award grants and loans under s. ~~560.9803~~ 234.5603 (1) and (2) subject to
8 the approval of the ~~department~~ authority.

9 (b) Disburse the funds for grants and loans to persons or families of low or
10 moderate income on terms approved by the ~~department~~ authority.

11 (c) On terms approved by the ~~department~~ authority, administer and disburse
12 funds from a grant or loan under s. ~~560.9803~~ 234.5603 on behalf of the recipient of
13 the grant or loan.

14 (2) (intro.) The ~~department~~ authority may designate any of the following as
15 agents:

16 ***-1465/P4.1258*** ***-0805/P2.44*** SECTION 3497. 560.9805 of the statutes is
17 renumbered 234.5605, and 234.5605 (1) (intro.), (2) (intro.) and (c) (intro.) and (4),
18 as renumbered, are amended to read:

19 234.5605 (1) (intro.) The ~~department~~ authority may make grants to a
20 community-based organization, organization operated for profit, or housing
21 authority to improve the ability of the community-based organization, organization
22 operated for profit, or housing authority to provide housing opportunities, including
23 housing-related counseling services, for persons or families of low or moderate
24 income. The grants may be used to partially defray any of the following:

1 (2) (intro.) The ~~department~~ authority may not make a grant under sub. (1)
2 unless all of the following apply:

3 (c) (intro.) The ~~department~~ authority determines that the grant to the
4 particular community-based organization, organization operated for profit, or
5 housing authority is appropriate because of any of the following:

6 (4) To ensure the development of housing opportunities, the ~~department~~
7 authority shall coordinate the use of grants provided under this section with projects
8 undertaken by housing authorities, organizations operated for profit, and
9 community-based organizations.

10 ***-1465/P4.1259*** ***-0805/P2.45*** **SECTION 3498.** 560.9806 (1), (2) and (3) of the
11 statutes are renumbered 234.5606 (1), (2) and (3), and 234.5606 (2) (a) and (3) (intro.)
12 and (d), as renumbered, are amended to read:

13 234.5606 (2) (a) From the appropriation under s. ~~20.143 (2)~~ 20.490 (7) (fm), the
14 ~~department~~ authority may award a grant to an eligible applicant for the purpose of
15 providing transitional housing and associated supportive services to homeless
16 individuals and families if the conditions under par. (b) are satisfied. The
17 ~~department~~ authority shall ensure that the funds for the grants are reasonably
18 balanced among geographic areas of the state, consistent with the quality of
19 applications submitted.

20 (3) (intro.) Each recipient of a grant under this section shall annually provide
21 all of the following information to the ~~department~~ authority:

22 (d) Any other information that the ~~department~~ authority determines to be
23 necessary to evaluate the effectiveness of the transitional housing program operated
24 by the recipient.

1 ***-1465/P4.1260*** ***-0805/P2.46*** SECTION 3499. 560.9806 (4) of the statutes is
2 repealed.

3 ***-1465/P4.1261*** ***-0805/P2.47*** SECTION 3500. 560.9807 of the statutes is
4 renumbered 234.5607 and amended to read:

5 **234.5607 Grants to alleviate homelessness.** (1) GRANTS. From moneys
6 available under s. ~~20.143 (2)~~ 20.490 (7) (h), the ~~department~~ authority shall make
7 grants to organizations, including organizations operated for profit, that provide
8 shelter or services to homeless individuals or families.

9 (2) SUPPLEMENTAL FUNDS. The ~~department~~ authority shall ensure that grants
10 awarded under sub. (1) are not used to supplant other state funds available for
11 homelessness prevention or services to homeless individuals or families.

12 (2m) REPORT. Annually, the ~~department~~ authority shall submit a report to the
13 speaker of the assembly, the president of the senate and to the appropriate standing
14 committees under s. 13.172 (3) that summarizes how much money was received in
15 the previous year and how that money was distributed.

16 (3) RULES. The ~~department~~ authority shall ~~promulgate~~ adopt rules
17 establishing procedures and eligibility criteria for grants under this section.

18 ***-1465/P4.1262*** ***-0805/P2.48*** SECTION 3501. 560.9808 of the statutes is
19 renumbered 234.5608, and 234.5608 (2) (a) and (b) (intro.), (3) (b), (3m), (4) (intro.)
20 and (5) (intro.), as renumbered, are amended to read:

21 234.5608 (2) (a) From the appropriations under s. ~~20.143 (2)~~ 20.490 (7) (fm) and
22 (h), the ~~department~~ authority shall award grants to eligible applicants for the
23 purpose of supplementing the operating budgets of agencies and shelter facilities
24 that have or anticipate a need for additional funding because of the renovation or
25 expansion of an existing shelter facility, the development of an existing building into