

2011 Jr1 DRAFTING REQUEST

Senate Amendment (SA-SB6)

Received: 01/20/2011

Received By: **csundber**

Wanted: **As time permits**

Companion to LRB:

For: **Julie Lassa (608) 266-3123**

By/Representing: **Mark Knickelbine**

May Contact:

Drafter: **csundber**

Subject: **Econ. Development - bus. dev.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Lassa@legis.wisconsin.gov**

Carbon copy (CC:) to: **christopher.sundberg@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Apply 2007 Act 125 reporting requirements to WEDC

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|------------------------|------------------------|------------------------|----------------|------------------------|------------------------|-----------------|
| /? | csundber 01/20/2011 | kfollett 01/20/2011 | | _____ | | | |
| /1 | | | rschluet 01/20/2011 | _____ | sbasford 01/20/2011 | sbasford 01/20/2011 | |

FE Sent For:

<END>

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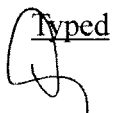
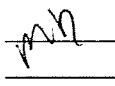
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|--------------|----------------|-----------------|---|---|------------------|-----------------|-----------------|
| /? | csundber | |  |  | | | |

FE Sent For:

<END>

Sundberg, Christopher

From: Champagne, Rick
Sent: Thursday, January 20, 2011 10:56 AM
To: Knickelbine, Mark
Cc: Kuesel, Jeffery; Sundberg, Christopher
Subject: RE: Amendment Drafting Request

Got it. Mark, I am going to have Jeff Kuesel look at Item 1. and Chris look at item 2. My understanding is that WEDC board members and the CEO would already be covered under ch 10 under current law. But Jeff can help you with this.

Jeff, can you get back to Mark on item 1?

Chris, since this is a current law economic development program, which I am not familiar with, can you help Mark with this one?

I will take care of Items 3. and 4. Many thanks.

From: Knickelbine, Mark
Sent: Thursday, January 20, 2011 10:32 AM
To: Champagne, Rick
Subject: Amendment Drafting Request

Rick --

Sen. Lassa would like to have the following amendments drafted to SS SB 6. I'm sending them to you as lead drafter of the bill; please let me know if any of this gets assigned elsewhere.

2. Amend the bill to specify that WEDC is subject to the requirements that were imposed on Commerce and other state agencies with economic development programs in 2007 Act 125.

Mark Knickelbine
Office of State Senator Lassa
State Capitol, Room 323 - South
P.O. Box 7882
Madison, WI 53707-7882
608-266-3123
1-800-925-7491 toll-free
608-267-6797 Fax

Date (time) Today, if possible
needed

LRBa 0201 / 1

AMENDMENT

CTS : kj

See form **AMENDMENTS — COMPONENTS & ITEMS.**

~~S~~ AMENDMENT

~~TO S A AMENDMENT _____ (LRBa /),~~

~~TO S A SUBSTITUTE AMENDMENT _____ (LRBs /),~~

TO 2005 SJR ~~SR AB AJR AR~~ 6 (LRB- /)

January 2011 Special Session

At the locations indicated, amend the bill as follows:
(fill ONLY if "engrossed ..." or "as shown by")

#. Page 21, line 1: delete lines 1 to 4 and substitute:
"^(B) 238.07 Goals and accountability measures; reporting." no FF

INSERT

#. Page, line:

#. Page, line:

#. Page, line:

#. Page, line:

INSERT

From LPS:
560.01(2)

corporation

no ff (ae) ^{(1) (b) (c) no (e)} Goals and accountability measures for economic development programs. The department shall do all of the following for each economic development program administered by the department. ^{implemented under s. 238.03}

(a) Establish clear and measurable goals for the program that are tied to statutory policy objectives. ^{the duties of the board under s. 238.03}

(b) Establish at least one quantifiable benchmark for each program goal described in subd. 1. ^{par. (a)}

(c) Require that each recipient of a grant or loan under the program submit a report to the department. Each contract with a recipient of a grant or loan under the program shall specify the frequency and format of the report to be submitted to the department and the performance measures to be included in the report. ^{corporation}

(d) Establish a method for evaluating the projected results of the program with actual outcomes as determined by evaluating the information described in subs. 1. and 2. ^{corporation}

(e) Annually and independently verify, from a sample of grants and loans, the accuracy of the information required to be reported under subd. 3. ^{par. (a) and (b)}

(f) Establish by rule a requirement that the recipient of a grant or loan under the program of at least \$100,000 submit to the department a verified statement signed by both an independent certified public accountant licensed or certified under ch. 442 and the director or principal officer of the recipient to attest to the accuracy of the verified statement, and make available for inspection the documents supporting the verified statement. The department shall include the requirement established by rule under this subdivision in the contract entered into by a grant or loan recipient. ^{corporation}

(g) Establish by rule policies and procedures permitting the department to do all of the following if a recipient of a grant or loan or tax benefits under the program submits false or misleading information to the department or fails to comply with the terms of a contract entered into with the department under the program and fails to provide to the satisfaction of the department an explanation for the noncompliance: ^{paragraph}

- 1. (a) Recoup payments made to the recipient. ^{corporation}
- 2. (b) Withhold payments to be made to the recipient.
- 3. (c) Impose a forfeiture on the recipient.

Cross-reference: See also ch. Comm 149, Wis. adm. code.

(am) ^{(2) (b) (c) no (e)} Economic development assistance reporting. Annually, no later than October 1, the department shall submit to the joint legislative audit committee and to the appropriate standing ^{corporation}

committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs ~~administered by the department~~. ~~The department~~ shall make readily accessible to the public on an Internet-based system the information required under this paragraph. The report shall include all of the following information:

1. A description of each program.

2. Quantifiable performance measures directly related to the purpose of the program including, when applicable, all of the following information:

a. An accounting of the location, by municipality, of each job created or retained in the state in the previous fiscal year as a result of the program.

b. An accounting of the industry classification, by municipality, of each job created or retained in the state in the previous fiscal year as a result of the program.

3. A comparison of expected and actual program outcomes.

4. The number of grants made under the program in the previous fiscal year.

5. The number of loans made under the program in the previous fiscal year.

5m. The amount of tax benefits allocated and verified under the program in the previous fiscal year.

6. The amount of each grant and loan made under the program in the previous fiscal year.

7. The recipient of each grant or loan made under the program in the previous fiscal year.

7m. The recipients of tax benefits allocated and verified under the program in the previous fiscal year.

8. The sum total of all grants and loans awarded to and received by each recipient under the program in the previous fiscal year.

9. Any recommended changes to the program.

(END)

(j)

implemented by the corporation

corporation

subsection