

**2011 Jr1 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-SB6)**

Received: 02/01/2011

Received By: **chanaman**

Wanted: **Today**

Companion to LRB:

For: **Lena Taylor (608) 266-5810**

By/Representing: **Eric Peterson**

May Contact:

Drafter: **chanaman**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Disclosure information and recapture provisions

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**Instructions:**

See attached

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**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>
/?	chanaman 02/01/2011	nmatzke 02/01/2011		_____			
/1			jfrantze 02/01/2011	_____	lparisi 02/01/2011	lparisi 02/01/2011	

FE Sent For:

<END>

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•Comprehensive online disclosure information:

1. Detailed descriptions of the intended public purpose of any subsidy and the expected results.
2. Comprehensive progress reporting, including how far along recipients are relative to their goals.
3. Municipality and industry in which the subsidy was awarded to ensure against undue favoritism
4. If job creation/retention is part of the purpose of the subsidy, reporting on jobs should include reporting on job classification, salary, and full- or part-time status.

Sec  
230.809  
•Taxpayer money-back guarantees called "recapture" provisions, which would require companies to return subsidies if they don't deliver on their promises or fulfill the purpose of the subsidy. Recapture provisions should be structured as follows:

1. All state and local contracts administered by the WEDC must have a recapture provision in them;
2. Subsidies prorated in the event of partial non-compliance;
3. Recapture provisions in contracts allow for complete repayment of the incentive plus interest if the recipient fails entirely to deliver any promised benefits or if the company moves subsidized equipment out of state; and
4. Companies that don't fulfill their contracts are barred from receiving further incentives in the state for 5 years, or until they repay what they owe.
5. Clear criteria for what might constitute a reasonable excuse for not delivering on promises to taxpayers.



State of Wisconsin  
2011 - 2012 LEGISLATURE

January 2011 Special Session



LRBa0438/  
CMH...:...

nwn

TODAY

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**SENATE AMENDMENT ,**  
**TO SENATE SUBSTITUTE AMENDMENT 1,**  
**TO SENATE BILL 6**

- 1 At the locations indicated, amend the substitute amendment as follows: ✓
- 2 <sup>238</sup> 1. Page 24, line 14: after that line insert:
- 3 **230.808 Online disclosure information.** The board shall make readily ✓
- 4 accessible to the public on an Internet-based system the following information: ✓
- 5 (1) Detailed descriptions of the intended public purpose of any subsidy and the ✓
- 6 expected results.
- 7 (2) Comprehensive progress reporting, including how far along recipients are ✓
- 8 relative to their goals.
- 9 (3) Municipality and industry in which the subsidy was awarded to ensure ✓
- 10 against undue favoritism.

