

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB385)

Received: 10/25/2013 Received By: mshovers
Wanted: As time permits Same as LRB:
For: Garey Bies (608) 266-5350 By/Representing: Amy @ Sen. Olsen
May Contact: Drafter: mshovers
Subject: Local Gov't - room tax Addl. Drafters:
Extra Copies: EVM

Submit via email: YES
Requester's email: Rep.Bies@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Changes to the local room tax law; adopt DOR technical suggestions

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>
/?	mshovers 10/28/2013	jdye 10/29/2013	rschluet 10/29/2013	_____			
/1	mshovers 11/1/2013			_____	mbarman 10/29/2013	mbarman 10/29/2013	
/2	mshovers 11/1/2013	jdye 11/1/2013	rschluet 11/1/2013	_____	srose 11/1/2013	srose 11/1/2013	
/3	mshovers	jdye	rschluet	_____	mbarman		

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	11/19/2013	11/19/2013	11/1/2013	_____	11/5/2013		
/4			jmurphy 11/20/2013	_____ _____	lparisi 11/20/2013	lparisi 11/20/2013	

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/2		jdyer 11/1/2013	rschluet 11/1/2013	_____	srose 11/1/2013	srose 11/1/2013	

13 ME S 11/1/13
 13 eev 11/1/13
 13 eev 11/1/13

14 N~~E~~S 11/19/13

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/1				_____	mbarman 10/29/2013	mbarman 10/29/2013	

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/?	mshovers	10/29 jld		_____	_____		

FE Sent For:

<END>

Shovers, Marc

From: Harriman, Amy
Sent: Tuesday, October 15, 2013 5:42 PM
To: Shovers, Marc
Cc: Bruce, Cory
Subject: Amendment to SB301-AB385

Marc-

Senator Olsen and Representative Bies would like to draft an amendment to SB301-AB385. The changes are the following:

- 1- Adopt suggested changes to the bill outlined in the Technical Memorandum from the Department of Revenue. The memo stated the following:
 - a. (1) It would be advisable for the bill to specify a due date for the room tax report required of municipalities under section 15 of the bill. We suggest that May 1 (the due date for the municipal financial report form required from municipalities with a population of 2,500 or more) be specified as the date the report should be filed with the DOR.
 - b. (2) In order to give municipalities the opportunity to change their procedures where needed, we suggest that the provisions of the bill relating to room tax collections, expenditure of room tax proceeds, and membership of the various tourism-related boards be effective on January 1, 2014. The first report to the DOR would be due in 2015.
- 2- Change the date for bonding debt to Jan 1 of 2013
- 3- Allow for bonding service to be removed from overall Room Tax revenue for a municipality, before the 30-70 split would occur. I believe David Moore from Leg Council was working with you on this language.

Please let me know if you have any questions or concerns.

Thanks,

Amy Harriman

Senator Luther Olsen

14th Senate District

608-266-0751

amy.harriman@legis.wisconsin.gov

[Senator Olsen on Facebook](#)



a1074/11
RMNR



LRB 10782
MES

jld

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
ASSEMBLY
SENATE AMENDMENT,
TO ~~SENATE~~ BILL 307 385

SOON

1 At the locations indicated, amend the bill as follows:

2 1. Page 7, line 6: after that line insert:

3 "SECTION 66.0615 (1m) (d) 6. of the statutes is amended to read:

4 66.0615 (1m) (d) 6. If a municipality issued debt or bond anticipation notes
5 before January 1, 2005 2013, to finance the construction of a municipally owned
6 convention center or conference center, nothing in this section may prevent the
7 municipality from meeting all of the terms of its obligation, and the requirements
8 under subd. 1. and par. (dm) do not apply to room tax revenue collected by such a
9 municipality until the debt or bond anticipation notes described in this subdivision
10 are fully satisfied. fix reversed quotation mark
NO CS

History: 1983 a. 189, 514; 1993 a. 263, 467, 491; 1999 a. 9; 1999 a. 150 ss. 565 to 567; Stats. 1999 s. 66.0615; 2003 a. 203; 2005 a. 135; 2007 a. 20; 2009 a. 2; 2011 a. 18, 32; 2013 a. 20.

11 2. Page 8, line 18: after "Annually," insert "on or before May 1,"

1 **3.** Page 8, line 20: after "department" insert ", beginning in 2015," ✓

2 **"SECTION 16m. Initial applicability.**

3 (1) The treatment of sections ~~66.0615~~ (1m) (a), (c) 1. and 2. a., (d) 3., 7., 8., and
4 9., and (dm) of the statutes first applies ^{to} taxes collected, expenditures made, and
5 members who serve on boards or commissions on January 1, 2014."

6 (END)

#. Page 11, line 2: after that line insert:

Shovers, Marc

From: Trisha Pugal <pugal@wisconsinlodging.org>
Sent: Friday, November 01, 2013 11:02 AM
To: Shovers, Marc
Cc: Harriman, Amy
Subject: LRBa 1074/1 Assembly Amendment to AB 385
Attachments: LRBa 10741 Revisions.docx

Marc:

To assist with clarifying the intent of the amendment changes, I was asked by Amy in Senator Olsen's office to outline the agreed changes. Please see the attached document noting the two clarifications and revisions needed to LRBa 1074/1.

I will make myself available by phone or e-mail all day today, as I understand you will not be available for 2 weeks after today.

Thank-you,

Trisha

Trisha A. Pugal, CAE | President, CEO | **Wisconsin Hotel & Lodging Association** | WisconsinLodging.org | 262.782.2851

LRBa 1074/1 Assembly Amendment to AB 385

Revisions

Section 10m

66.0615 (1m) (d) 6:

If a municipality issued debt or bond anticipation notes before January 1, 2005 2014, to finance the construction of a municipally owned convention center, nothing in this section may prevent the municipality from meeting all of the terms of its obligation. The construction debt or bond anticipation note obligations committed prior to January 1, 2014 to be paid annually from room tax revenue must be paid by the municipality prior to allocations of the remainder of room tax revenue to the municipality and to the authority overseeing tourism promotion and tourism development as outlined in this statute.

Section 16m. Initial applicability

(concepts to include):

Effective upon signing of the Act:

- (1m) (d) 6 - shown above
- All parts of the amendment that add the word "tourism" before "development"

Effective January 1, 2015:

- All remaining parts of the amendment that do not already designate a starting date (*such as the first report to the DOR being May, 2015*)

TAP 11/1/13



RMA

ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 385

today

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At the locations indicated, amend the bill as follows:

1. Page 7, line 11: after that line insert:

~~SECTION 10m. 66.0615 (1m) (d) 6. of the statutes is amended to read:~~

~~66.0615 (1m) (d) 6. If a municipality issued debt or bond anticipation notes before January 1, 2005 2013, to finance the construction of a municipally owned convention center or conference center, nothing in this section may prevent the municipality from meeting all of the terms of its obligation, and the requirements under subd. 1. and par. (dm) do not apply to room tax revenue collected by such a municipality until the debt or bond anticipation notes described in this subdivision are fully satisfied.~~

2. Page 8, line 18: after "Annually," insert "on or before May 1,".

3. Page 8, line 20: after "department" insert ", beginning in 2015,".

4. Page 11, line 2: after that line insert:

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1074/2ins
MES:jld:rs

FNS 1-1

1 **1.** Page 7, line 11: after that line insert:

2 “**SECTION 10m.** 66.0615 (1m) (d) 6. of the statutes is amended to read:

3 66.0615 (1m) (d) 6. If a municipality issued debt or bond anticipation notes
4 before January 1, ~~2005~~ 2014, to finance the construction of a municipally owned
5 convention center or conference center, nothing in this section may prevent the
6 municipality from meeting all of the terms of its obligation, and the municipality
7 shall make its annual debt service payments on the obligations from its room tax
8 revenue before applying the requirements under subd. 1. and par. (dm).”

(end ins)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa1074/2
MES:jld/rs

fill
RMR

ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 385

today

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 7, line 11: after that line insert:
- 3 “SECTION 10m. 66.0615 (1m) (d) 6. of the statutes is amended to read:
- 4 66.0615 (1m) (d) 6. If a municipality issued debt or bond anticipation notes
- 5 before January 1, ~~2005~~ 2014, to finance the construction of a municipally owned
- 6 convention center or conference center, nothing in this section may prevent the
- 7 municipality from meeting all of the terms of its obligation, and the municipality
- 8 shall make its annual debt service payments on the obligations from its room tax
- 9 revenue before applying the requirements under subd. 1. and par. (dm).”.
- 10 **2.** Page 8, line 18: after “Annually,” insert “on or before May 1,”.
- 11 **3.** Page 8, line 20: after “department” insert “, beginning in 2015,”.
- 12 **4.** Page 11, line 2: after that line insert:
- 13 “SECTION 16m. Initial applicability.

J

1 (1) The treatment of section 66.0615 (1m) (a), (c) 1. and 2. a., (d) 8. and 9., and
2 (dm) of the statutes first applies to taxes collected, expenditures made, and members
3 who serve on boards or commissions on January 1, 2015.”

4

(END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa1074/3
MES:jld&eev:rs

ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 385

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 7, line 11: after that line insert:

3 “SECTION 10m. 66.0615 (1m) (d) 6. of the statutes is amended to read:

4 66.0615 (1m) (d) 6. If a municipality issued debt or bond anticipation notes
5 before January 1, ~~2005~~ 2014, to finance the construction of a municipally owned
6 convention center or conference center, nothing in this section may prevent the
7 municipality from meeting all of the terms of its obligation, and the municipality
8 shall make its annual debt service payments on the obligations from its room tax
9 revenue before applying the requirements under subd. 1. and par. (dm).”.

10 **2.** Page 8, line 18: after “Annually,” insert “on or before May 1,”.

11 **3.** Page 8, line 20: after “department” insert “, beginning in 2015,”.

12 **4.** Page 11, line 2: after that line insert:

13 “SECTION 16m. Initial applicability.

Barman, Mike

From: Rep.Bies
Sent: Tuesday, November 05, 2013 8:31 AM
To: Barman, Mike
Subject: RE: Looking for amendment jacket ... LRBa1074

I think our mail person picked it up instead of the page, so it hopefully you'll get it today.

From: Barman, Mike
Sent: Monday, November 04, 2013 5:46 PM
To: Rep.Bies
Subject: RE: Looking for amendment jacket ... LRBa1074

As of 5PM Monday ... still has not made it back to us yet.

From: Rep.Bies
Sent: Monday, November 04, 2013 12:54 PM
To: Barman, Mike
Subject: RE: Looking for amendment jacket ... LRBa1074

Not jacketed yet.
↓
Retrieve from hold & run jacketing when "jacket" arrives.

Thanks Mike. I sent the jacket back over this morning. It must not have made it's way to you yet.

Cory

From: Barman, Mike
Sent: Monday, November 04, 2013 12:49 PM
To: Rep.Bies
Subject: Looking for amendment jacket ... LRBa1074

Friday we completed the re-draft of LRBa1074 ... it is now a "/3".

We need the amendment jacket returned from the "/2" version before we can send you the "/3". As soon as we receive the amendment jacket we will turn around and send you out the new (jacketed) version.

Please contact me if you have any questions.

Thanks,

Mike Barman (Lead Program Assistant)
State of Wisconsin - Legislative Reference Bureau - Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov

Shovers, Marc

From: Bruce, Cory
Sent: Monday, November 18, 2013 1:39 PM
To: Shovers, Marc
Cc: Harriman, Amy; Trisha Pugal (pugal@wisconsinlodging.org); Kathi Kilgore (Kilgore@swandby.com)
Subject: FW: Room Tax Amendment Question

Marc,

Did Amy send this to you already? Is it possible to make this change to the latest draft?

From: Trisha Pugal [<mailto:pugal@wisconsinlodging.org>]
Sent: Friday, November 15, 2013 3:33 PM
To: Harriman, Amy; Bruce, Cory
Cc: Kathi Kilgore
Subject: Room Tax Amendment Question

Amy & Cory:

What would you think, if the drafter has not completed /4 of the amendment, of pushing back the date for issuing debt or bond anticipation notes even further to January 1, 2015 (statute says 2005, amendment pushed it back to 2014, and this pushes it back to 2015)?

There are two communities considering convention center construction that will not have bonding approved and issued by this coming January 1. While there is nothing that stops them from using room tax to pay for the debt service regardless of this clause, they have expressed concerns to WACVB that the "guaranteed" protection would be much better. Julia is confirming this would resolve their concerns, but I wanted to see if we could incorporate that into /4 if it is ok with you both and if the drafter did not complete it yet?

Thank-you for your consideration-

Best,
Trisha

Trisha A. Pugal, CAE | President, CEO | **Wisconsin Hotel & Lodging Association** | WisconsinLodging.org | 262.782.2851

*for /4; Allow muni to refinance
conv. center, but proceeds
can't be used for new
construction*



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa1073/4
MES:jld&eev:rs

10/7/14
PMNR

SOON

Assembly
~~SENATE~~ AMENDMENT,
TO ~~SENATE~~ BILL ~~301~~ 385

that date and uses the proceeds of the refinancing solely for purposes related to the construction of the facility for which the original debt was issued,

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- 4 66.0615 (1m) (d) 6. If a municipality issued debt or bond anticipation notes
- 5 before January 1, 2005 ~~2014~~ ²⁰¹⁵ ✓, to finance the construction of a municipally owned
- 6 convention center or conference center, or refinanced such debt after ✓, nothing in this section may prevent the
- 7 municipality from meeting all of the terms of its obligation, and the municipality
- 8 shall make its annual debt service payments on the obligations from its room tax
- 9 revenue before applying the requirements under subd. 1. and par. (dm)."
- 10 2. Page 8, line 18: after "Annually," insert "on or before May 1,".
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