



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBb0753/2
ZDW/JK/MES:jld

**SENATE AMENDMENT 9,
TO ASSEMBLY BILL 64**

September 15, 2017 - Offered by Senators LARSON, RINGHAND, L. TAYLOR, JOHNSON,
CARPENTER, RISSER, VINEHOUT, BEWLEY, WIRCH and HANSEN.

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 **1.** Page 128, line 14: after that line insert:

4 “(ad) Environmental aids — lead ser-

5 vice line replacement grants GPR C 20,000,000 20,000,000”.

6 **2.** Page 305, line 3: after that line insert:

7 “**SECTION 335m.** 20.370 (6) (ad) of the statutes is created to read:

8 20.370 (4) (ad) *Environmental aids — lead service line replacement grants.* As
9 a continuing appropriation, the amounts in the schedule for lead service line
10 replacement grants.”.

11 **3.** Page 587, line 14: after that line insert:

12 “**SECTION 985d.** 66.0602 (3) (e) 10. of the statutes is created to read:

1 66.0602 (3) (e) 10. The amount that a political subdivision levies in that year
2 for costs related to the replacement of lead water service lines. Any amount so levied
3 may be used only to benefit homeowners for such costs. If the political subdivision
4 imposes a fee or charge on homeowners to pay for the replacement of lead water
5 service lines, the fee or charge may not result in a lien on real property if unpaid,
6 notwithstanding ss. 66.0627 (4) and 66.0701 (1).”.

7 **4.** Page 625, line 7: after that line insert:

8 “**SECTION 1048s.** 71.07 (8g) of the statutes is created to read:

9 71.07 (8g) LEAD PIPE REPLACEMENT TAX CREDIT. (a) *Definitions.* In this
10 subsection:

11 1. “Claimant” means an individual who files a claim under this subsection.

12 2. “Household” means an individual and his or her spouse.

13 3. “Lead pipe” means a pipe that contains lead and carries water to a principal
14 dwelling from a municipal water main.

15 4. “Municipality” means any city, village, or town.

16 5. “Order” means a municipality’s requirement to a homeowner to replace a
17 lead pipe that carries water to the homeowner’s principal dwelling that is located in
18 the municipality.

19 6. “Principal dwelling” means any dwelling that is used by the owner of the
20 dwelling as his or her primary residence.

21 7. “Replacement costs” means costs incurred by an individual to replace a lead
22 pipe that carries water to the individual’s principal dwelling, provided that the costs
23 are incurred due to an order.

1 (b) *Filing claims.* Subject to the limitations and conditions provided in this
2 subsection, for a taxable year in which a claimant makes a payment to a municipality
3 for replacement costs, the claimant may claim as a credit against the tax imposed
4 under s. 71.02, up to the amount of those taxes, an amount equal to the amount the
5 claimant paid for replacement costs.

6 (c) *Limitations and conditions.* 1. The maximum credit that may be claimed
7 under this subsection each year is \$200.

8 2. The maximum number of taxable years for which a claimant may file a claim
9 under this subsection for a particular principal dwelling is 10 years.

10 3. No credit may be allowed under this subsection unless it is claimed within
11 the period specified in s. 71.75 (2).

12 4. Part-year residents and nonresidents of this state are not eligible for the
13 credit under this subsection.

14 5. Only one credit may be claimed under this subsection by a household.

15 6. No credit may be allowed under this subsection for a taxable year covering
16 a period of less than 12 months, except for a taxable year closed by reason of the death
17 of the taxpayer.

18 (d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
19 under that subsection, applies to the credit under this subsection.”.

20 **5.** Page 628, line 10: after that line insert:

21 “**SECTION 1052t.** 71.10 (4) (em) of the statutes is created to read:

22 71.10 (4) (em) Lead pipe replacement tax credit under s. 71.07 (8g).”.

23 **6.** Page 694, line 4: after that line insert:

24 “**SECTION 1210cm.** 79.05 (2) (c) of the statutes is amended to read:

1 79.05 (2) (c) Its municipal budget; exclusive of principal and interest on
2 long-term debt and exclusive of revenue sharing payments under s. 66.0305,
3 expenditures from the amounts levied as described under s. 66.0602 (3) (e) 10.,
4 recycling fee payments under s. 289.645, unreimbursed expenses related to an
5 emergency declared under s. 323.10, expenditures from moneys received pursuant
6 to P.L. 111-5, and expenditures made pursuant to a purchasing agreement with a
7 school district whereby the municipality makes purchases on behalf of the school
8 district; for the year of the statement under s. 79.015 increased over its municipal
9 budget as adjusted under sub. (6); exclusive of principal and interest on long-term
10 debt and exclusive of revenue sharing payments under s. 66.0305, expenditures from
11 the amounts levied as described under s. 66.0602 (3) (e) 10., recycling fee payments
12 under s. 289.645, unreimbursed expenses related to an emergency declared under
13 s. 323.10, expenditures from moneys received pursuant to P.L. 111-5, and
14 expenditures made pursuant to a purchasing agreement with a school district
15 whereby the municipality makes purchases on behalf of the school district; for the
16 year before that year by less than the sum of the inflation factor and the valuation
17 factor, rounded to the nearest 0.10 percent.”.

18 **7.** Page 859, line 13: after that line insert:

19 “**SECTION 1693m.** 196.37 (6) of the statutes is created to read:

20 196.37 (6) A rate increase proposed by a water public utility is not unjust,
21 unreasonable, insufficient, unfairly discriminatory, or preferential or otherwise
22 unreasonable or unlawful if the proceeds from the proposed increase are used for
23 private infrastructure improvements with the purpose of replacing lead service lines

1 containing lead or providing water filters or other public health measures related to
2 lead in the water supply of residential customers with service lines containing lead.”.

3 **8.** Page 886, line 4: after that line insert:

4 “**SECTION 1817r.** 281.61 (8) (c) of the statutes is created to read:

5 281.61 (8) (c) Funds appropriated for the purpose of replacing service lines
6 containing lead shall be allocated based on the estimated number of lead service lines
7 in the city, village, or town in which the recipient of the funds is located.

8 **SECTION 1817s.** 281.62 (1) (am) of the statutes is created to read:

9 281.62 (1) (am) “Municipality” means a city, village, or town.

10 **SECTION 1817t.** 281.62 (5) of the statutes is created to read:

11 281.62 (5) (a) The department shall allocate funds from the appropriation
12 account under s. 20.370 (6) (ad) to municipalities for the purposes of replacing service
13 lines containing lead. The amount allocated to a municipality under this paragraph
14 shall be based on the estimated number of lead service lines in the municipality.

15 (b) As a condition of receiving financial assistance under par. (a), a municipality
16 shall provide matching funds in an amount equal to at least 25 percent of the
17 financial assistance received under par. (a).”.

18 **9.** Page 1066, line 9: after that line insert:

19 “(3c) **LEVY LIMIT EXCEPTION.** The treatment of section 66.0602 (3) (e) 10. of the
20 statutes first applies to a levy that is imposed in December 2017.”.

21 **10.** Page 1071, line 16: after that line insert:

