



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRBa1371/1  
MES&MCP:klm&kjf

**SENATE AMENDMENT 2,  
TO SENATE BILL 173**

October 18, 2017 - Offered by Senator COWLES.

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

2 **1.** Page 8, line 20: delete “(c)” and substitute “(d) 1.”.

3 **2.** Page 9, line 15: delete that line and substitute “do all of the following:

4 1. Obtain under par. (c) a certified site investigation report from the  
5 department of”.

6 **3.** Page 9, line 18: after that line insert:

7 “2. Certify to the department of revenue that at least one of the items specified  
8 in this subd. 2. a. or b. apply. The starting point for determining a tax incremental  
9 district’s remaining life, under this subd. 2. a. and b., is the date on which the  
10 planning commission adopts the project plan under sub. (4) (f) or an amendment to  
11 the project plan under sub. (4) (h). The certified item shall be one of the following:

1 a. The project plan specifies that the city expects all project costs to be paid  
2 within 90 percent of the tax incremental district's remaining life, based on the  
3 district's termination date as calculated under sub. (7) (ak) to (au).

4 b. The project plan specifies that expenditures may be made only within the  
5 first half of the tax incremental district's remaining life, based on the district's  
6 termination date as calculated under sub. (7) (ak) to (au), and the limitation on the  
7 expenditure period does not apply to any expenditure that is made to address  
8 significant environmental pollution that was not identified in the original certified  
9 site investigation report described in par. (c). No expenditure under this subdivision  
10 may be made later than the time during which an expenditure may be made under  
11 sub. (6) (am).”.

12 **4.** Page 10, line 9: delete that line and substitute:

13 “1. The city may designate one environmental remediation tax incremental  
14 district created under this subsection to which the 12 percent limit specified in sub.  
15 (4) (gm) 4. c. does not apply. Once the city makes such a designation, it may not so  
16 designate another environmental remediation tax incremental district until the  
17 current district so designated terminates.”.

18 **5.** Page 10, line 11: after that line insert:

19 “(e) An environmental remediation tax incremental district created under this  
20 subsection may not allocate positive tax increments under sub. (6) (e) or (f) to another  
21 tax incremental district that is not an environmental remediation tax incremental  
22 district.”.

23 **6.** Page 16, line 21: delete “a parcel” and substitute “a legally identifiable  
24 parcel”.

- 1           **7.** Page 16, line 22: before “contiguous parcels” insert “legally identifiable”.
- 2           **8.** Page 16, line 22: delete “, the legal description of which is contained in one  
3 or more deeds” and substitute “created in compliance with applicable laws”.
- 4           **9.** Page 16, line 24: delete the material beginning with that line and ending  
5 with page 17, line 4, and substitute:  
6           “292.15 **(2)** (at) *Subdivision, transfer, or other change in property.* If, after the  
7 date on which the department approves the environmental investigation of the  
8 property, a parcel within the property is subdivided or transferred, a parcel within  
9 the property is combined with a parcel not within the property, or any other similar  
10 change is made to parcels affecting the property, the property that is included in an  
11 application to obtain an exemption under this section shall remain the same unless  
12 the voluntary party submits an application to the department to modify the property.  
13 If the voluntary party proposes to modify the property because of a subdivision,  
14 transfer, or other change to parcels affecting the property, the voluntary party shall  
15 submit a revised application or applications to obtain an exemption under this  
16 section for the modified property or properties as defined under sub. (1) (c). If the  
17 department approves a voluntary party’s proposed modification, each parcel within  
18 the modified property not otherwise excluded under sub. (6m) or (7) shall meet all  
19 of the requirements under par. (a), (ae), (af), or (ag) to be eligible for an exemption  
20 under this section.”.

21

(END)