

**2001 Jr2 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB1)**

Received: **03/12/2002**

Received By: **jkreye**

Wanted: **Today**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Olin**

This file may be shown to any legislator: **NO**

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Tax - property**

Extra Copies:

Submit via email: **NO**

---

**Pre Topic:**

LFB:.....Olin -

---

**Topic:**

Repcal biennial property tax exemption report requirement

---

**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>
/?	jkreye 03/12/2002	jdye 03/12/2002		_____			
/1			jfrantze 03/12/2002	_____	lrb_docadmin 03/12/2002		

FE Sent For:

<END>

**2001 Jr2 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB1)**

Received: 03/12/2002

Received By: jkreye

Wanted: Today

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Olin

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax - property

Extra Copies:

Submit via email: NO

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Repeal biennial property tax exemption report requirement

**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>
1?	jkreye	1 3/12 jcd	3/12	3/12			

FE Sent For:

<END>

In

WORKING GROUP

Mandate Relief

Modify the Governor's recommendation to allow local governments to request waivers from state mandates and to authorize state agencies to grant waivers from those mandates as follows. Require the Secretary of DOR or the head of the administrative agency assigned the review of the mandate to either grant the request, grant the request in part, or deny the request within 60 days of its receipt by DOR. Specify that the decision of the Secretary or the other agency head be based on at least one of the following criteria: (1) compliance with the mandate would cause undue economic hardship to the political subdivision; (2) compliance with the mandate is not economically efficient; or (3) the mandate is not applicable to the political subdivision other than imposing reporting requirements. Create a Joint Committee on Mandates in the Legislature consisting of five senators and five representatives to the assembly appointed as are the members of standing committees in their respective houses from the majority and minority political parties in each house. Specify that in making the appointments, each house shall designate a cochairperson. Provide that the committee shall meet at the call of one of its cochairpersons. Require the DOR Secretary or the head of the administrative agency reviewing the mandate to notify the Committee if the Secretary or the other agency head grants a request for relief, either in whole or in part. Provide that the Committee has 30 days to approve or reject the administrative agency's action, but authorize the Committee to extend the review period by an additional 30 days, but no more. Provide that the relief request is approved if the Committee fails to meet or meets and takes no action. Modify the Governor's recommendation regarding notification of the political subdivision to delay the notice until after the Committee's action.

Repeal the requirement that all library programs and materials be provided to the public free of charge.

Require all state agencies to accept reports from local governments in electronic form. Require the Department of Electronic Government to establish standards for the reports' submission.

Repeal the requirement that counties must print and stock all state mandated forms used in the courts and other departments on multi-part carbonless stock. Allow local governments to receive all state forms via e-mail and then print them off on regular paper as needed.

Change the date by which county governments must file annual financial reports with the state from May 15<sup>th</sup> of each year to June 30<sup>th</sup> of each year.

~~Change the date by which counties must file their Wisconsin Retirement Annual Report for employees from January 31<sup>st</sup> of each year to February 28<sup>th</sup>.~~

Modify the requirement that all municipalities contract with the State Laboratory of Hygiene for the testing of their water treatment plant to allow testing by other certified laboratories.

and private parties

Modify the current law requirement pertaining to the storage of public documents to allow local governments to save documents either on microfiche or by using an electronic storage device.

DF

Repeal the current law requirements relating to biennial property tax exemption reports, with regard to reports filed by property owners, clerks of taxation districts and the Department of Revenue. [In each even-numbered year, the reports are to be filed by March 15 by property owners and by July 1 by municipal clerks. DOR tabulates the data and summarizes it in the Summary of Tax Exemption Devices, which is published as one of the Governor's budget documents.]

70.337 ?  
#

~~Modify the definition of newspaper for purposes of receiving compensation for the publication of a legal notice to include publications that contain reports of recent happenings that are designed to inform the general reader in at least four pages or 20% of the publication space, whichever is greater, in at least 33% of the publication's issues in the six months immediately preceding the publication of the notice. Allow newspapers that have been in existence for at least two years and are published and delivered, without requiring a subscription fee, to 75% of the households and businesses in the newspaper's coverage area to be eligible to receive compensation for publishing legal notices for towns, villages and cities. Allow second, third and fourth class cities, villages, towns, sewerage districts, drainage districts and counties to designate a newspaper as the government's official newspaper for purposes of publishing legal notices if the newspaper does not meet other statutory requirements for publishing legal notices, but the newspaper is published at least weekly and is determined, after a public hearing, to give better notice to more people affected by the notice. [This is identical to AB 591.] Specify that in order to use a newspaper under these expanded criteria to publish public notices, the notices must also be posted on the local government's website.~~

Delete a statutory provision that gives a person the right to recover damages, not exceeding \$50,000, from a town, village or city if the damages happened to the person or his or her property by reason of the insufficiency or want of repairs of any highway that the local government is bound to keep in repair. Delete a similar provision that allows not more than \$50,000 in damages to be recovered from a county if the damages happened by reason of the insufficiency or want of repairs of any highway that the county is bound to keep in repair by law or by agreement with any town, city or village or which occupies any land that is owned and controlled by the county. Delete a related provision that: (a) establishes the primary liability of a person or private corporation if the person's or private corporation's wrong, default or negligence resulted in damages to any person or property by reason of any defect in any highway or other public ground; and (b) establishes the procedure to be used for assessing damages when it is determined that such a person or private corporation has primary liability and a town, city, village or county is secondarily liable. [This is identical to AB 6.]

Provide villages or towns the authority to provide fire protection services utilizing a fire company that is organized as a business corporation or a nonstock corporation under the statutes, in addition to organizing as a municipal fire company as allowed under current law. Specify that an agreement between a municipality of this state and a municipality of another state that relates to the receipt, furnishing or joint exercise of fire fighting or emergency medical services would not have to be submitted or approved by the attorney general before the agreement may take

effect, as is required for similar agreements under current law. [This is identical to AB 791.]

Modify current law provisions regarding consolidation of a town, village or city with a contiguous town, village or city in cases where two or more towns seek to consolidate as a town or where a town or towns seek to consolidate with a village or city as a town. In these cases, exempt the proposed consolidation from the current law provisions that require DOA and the circuit court to find that the consolidation is in the public interest and that the circuit court refer the consolidation to DOA for review. Retain the current law provisions requiring a two-thirds vote of all members of each board or council and a ratification of the proposed consolidation in a referendum held in each municipality.



State of Wisconsin  
 2001 - 2002 LEGISLATURE  
 January 2002 Special Session

LRBb24726

JK:.....

*Jld*  
*RM*  
*mt*  
*JK*

LFB:.....Olin - Repeal biennial property tax exemption report requirement

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**ASSEMBLY AMENDMENT ,**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO ASSEMBLY BILL 1**

*ARC*  
*3-12-02*

1 At the locations indicated, amend the substitute amendment as follows: ✓

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

3 **"SECTION <sup>17m</sup>~~16~~. 16.425 (3) <sup>X</sup>** of the statutes is amended to read:

4 16.425 (3) REPORT ON TAX EXEMPTION DEVICES. The department of revenue shall,  
 5 in each even-numbered year on the date prescribed for it by the secretary, furnish  
 6 to the secretary a report detailing the approximate costs in lost revenue, the policy  
 7 purposes and to the extent possible, indicators of effectiveness in achieving such  
 8 purposes, for all state tax exemption devices, including those based on the internal  
 9 revenue code, in effect at the time of the report. The report need relate only to chs.  
 10 71, 76 and 77 tax exemption devices ~~and to property tax exemptions for which reports~~

1 are ~~required under s. 70.337.~~<sup>✓</sup> The report shall be prepared in such a manner as to  
2 facilitate the making of comparisons with the information reported in s. 16.46 (1) to

3 (6).  
↑ ↑

History: 1973 c. 90; 1981 c. 20; 1983 a. 27; 1991 a. 39; 1993 a. 490.

4 2. Page 53, line 20: after that line insert:

5 "SECTION <sup>156 P</sup> ~~70.~~<sup>✓</sup> 70.337 of the statutes is repealed."

6 3. Page 437, line 6: after that line insert:

7 "(<sup>5</sup> <sup>le</sup> ~~9~~) BIENNIAL PROPERTY TAX EXEMPTION REPORTS. <sup>✓</sup> The treatment of sections  
8 16.425 (3) and 70.337<sup>✓</sup> of the statutes first applies to reports due in 2002."

9 (END)



State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

LRBb2472/1  
JK:jld:jf

LFB:.....Olin - Repeal biennial property tax exemption report requirement

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

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

3 "SECTION 17m. 16.425 (3) of the statutes is amended to read:

4 16.425 (3) REPORT ON TAX EXEMPTION DEVICES. The department of revenue shall,  
5 in each even-numbered year on the date prescribed for it by the secretary, furnish  
6 to the secretary a report detailing the approximate costs in lost revenue, the policy  
7 purposes and to the extent possible, indicators of effectiveness in achieving such  
8 purposes, for all state tax exemption devices, including those based on the internal  
9 revenue code, in effect at the time of the report. The report need relate only to chs.  
10 71, 76 and 77 tax exemption devices and to property tax exemptions for which reports



1 ~~are required under s. 70.337.~~ The report shall be prepared in such a manner as to  
2 facilitate the making of comparisons with the information reported in s. 16.46 (1) to  
3 (6).”.

4 **2.** Page 53, line 20: after that line insert:

5 “**SECTION 156p.** 70.337 of the statutes is repealed.”.

6 **3.** Page 437, line 6: after that line insert:

7 “(1e) BIENNIAL PROPERTY TAX EXEMPTION REPORTS. The treatment of sections  
8 16.425 (3) and 70.337 of the statutes first applies to reports due in 2002.”.

9 (END)