

2001 DRAFTING REQUEST

Bill

Received: **10/06/2000**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-7329**

By/Representing: **Walker**

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

Drafter: **shoveme**

May Contact:

Alt. Drafters:

Subject: **Munis - miscellaneous
Bonding - municipal**

Extra Copies: **Dept. of Commerce**

Pre Topic:

DOA:.....Walker -

Topic:

Industrial revenue bonds, bond counsel fee letter

Instructions:

See Attached. Delete requirement that IRBs can't be issued w/out "good faith fee" letter being filed w/ Dept. of Commerce.

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	shoveme 10/06/2000	hhagen 10/10/2000	martykr 10/11/2000	_____	lrb docadmin 10/11/2000		S&L
/2	shoveme 12/27/2000	jdye 12/27/2000	martykr 01/02/2001	_____	lrb docadmin 01/02/2001		S&L

FE Sent For:

<END>

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12 ME 5/2/27/00
FE Sent For:
12 12/27 jld

Handwritten initials and dates: *km 12/27*, *sh 12/27*

<END>

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1/?	shoveme	11 hmb 10/9/00	km 10/11	km 10/11			
11 MES 10/6/00							
FE Sent For: 1 10/10 jlc							

<END>

Budget draft
(not entered)

DOA → Walker
(Bill) 6-7329

(send copy to
Commence)

Call Commence with
questions on first draft;
after first draft, call
DOA (Bill Walker) w/
~~questions~~ questions

DATE: September 28, 2000

TO: Bill Walker
Department of Administration

FROM: Louie Cornelius
Department of Commerce

SUBJECT: 2001-2003 STATUTORY LANGUAGE CHANGES

Attached are our proposed 2001-2003 statutory language changes. Julie Keal has already sent you a number of changes for Community Development. This listing includes Julie's proposed changes. I understand that she has also sent additional detail on the proposed Dental Assistance Program via Inter-Departmental mail, which you should have received or will receive shortly.

One item that we didn't include in our budget request relates to PECFA Interest Cost Reimbursement. Originally, we were going to include a section addressing the "loans secured on or after November 1" language, which has created some confusion. We were also going to include proposed language revising the 4% interest reimbursement level. We concluded that we could address the "loans secured" language internally; however, in deleting the proposed language, we unintentionally also deleted the proposed language relating to the reimbursement level. I have included the language in this attachment for your consideration.

If you have any questions, please contact me.

Cc: David Schmiedicke

in ss. 71.07 (2dx) (a) (5), 71.28 (1dx) (a) (5), and s. 71.47 (1dx) (a) (5) would consist of the following:

JK →

1. Vocational rehabilitation referrals;
2. Economically disadvantaged youths;
3. Economically disadvantaged veterans;
4. Supplemental Security Income (SSI) recipients;
5. General Assistance recipients
6. Economically disadvantaged youths participating in a cooperative education program;
7. Economically disadvantaged ex-convicts;
8. Qualified summer youth employees;
9. Dislocated workers;
10. Workers unemployed as a result of a plant closing or layoff;
11. Wisconsin Works – W2 participants;
12. A resident of a federally designated enterprise community.
13. Food stamp recipients

Low

MES →

Bond Counsel Fee Letter -- Industrial Revenue Bond Program. This change deletes the requirement in s. 66.521(10)(g), Stats., that industrial revenue bonds may not be issued unless a good faith estimate of attorney fees is filed with the Department of Commerce.

Low

PSK

Brownfields Grant Program -- Expansion of Definition of "Person". This change expands the definition of "person" in s. 560.13 (1) (g), Stats., to include economic development corporations, redevelopment authorities, local housing authorities, bankruptcy trusts, and other non-profit organizations. Currently only local development corporations, municipalities, individuals, partnerships, corporations, and limited liability companies are eligible to apply for brownfields grants.

Low

PSK

Brownfields Grant Program -- Exclusion of Liens and Back Taxes. This change amends s. 560.13, Stats., to exclude EPA and DNR liens and back taxes from eligibility under the grant. Both DNR and the EPA have the ability to forgive these liens. The City of Milwaukee and counties are authorized to cancel delinquent property taxes, interest, and penalties if the owner or another person agrees to remediate the property.

Low

RCT

The PECFA Council. This change will eliminate the PECFA Council. The PECFA Council has become a redundant structure that is no longer relevant. In recent years the council has not been active. The code committees that are used on a continuing basis have replaced its role and maintained the involvement of the groups designated for membership. Through the code committee structure, broader representation and input is allowed along with more continuing and detailed involvement in actual work products. Currently, the PECFA Council is to include representatives from petroleum product transporters, manufacturers, suppliers, retailers and wholesalers, professional geologists, hydrologists, soil scientists and environmental scientists, consultants, contractors and engineers. The previous members, or the groups they

Current definitions of types of target group members in Chapter 71 track the federal definitions in section 51(d) of the Internal Revenue Code, but also make numerous modifications. Defining all the terms in the Wisconsin Statutes would make them less confusing for users of the CDZ and EDZ programs, who frequently call for assistance in determining whether a person is a target group member. "Target group member", spending authority defined in ss. 71.07 (2dx) (a) (5), 71.28 (1dx) (a) (5), and s. 71.47 (1dx) (a) (5) would consist of the following:

1. Vocational rehabilitation referrals;
2. Economically disadvantaged youths;
3. Economically disadvantaged veterans;
4. Supplemental Security Income (SSI) recipients;
5. General Assistance recipients
6. Economically disadvantaged youths participating in a cooperative education program;
7. Economically disadvantaged ex-convicts;
8. Qualified summer youth employees;
9. Dislocated workers;
10. Workers unemployed as a result of a plant closing or layoff;
11. Wisconsin Works – W2 participants;
12. A resident of a federally designated enterprise community.
13. Food stamp recipients

K. Bond Counsel Fee Letter -- Industrial Revenue Bond Program

MES Delete the requirement in s. 66.521(10)(g) that industrial revenue bonds may not be issued unless a good faith estimate of attorney fees is filed with the Department of Commerce. This provision was enacted in the early 1980s and is no longer relevant.

PSK L. Brownfields Grant Program -- Expansion of Definition of "Person"

Expand the definition of "person" in s. 560.13 (1) (g) to include economic development corporations, redevelopment authorities under s. 66.431 (3), redevelopment corporations under s. 66.405 (3) (s), local housing authorities under 66.40 (4), bankruptcy trusts, and other non-profit organizations. Currently only local development corporations, municipalities, individuals, partnerships, corporations, and limited liability companies are eligible to apply for brownfields grants.

PSK M. Brownfields Grant Program -- Exclusion of Liens and Back Taxes

Amend s. 560.13 to exclude EPA and DNR liens and back taxes from eligibility under the grant program. Both DNR and the EPA impose these liens when they have done investigation or remediation work and have not been reimbursed, and both have the ability to forgive them. The City of Milwaukee and counties are authorized to cancel delinquent property taxes, interest, and penalties if the owner or another person agrees to remediate the property.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0690/1

MES: ...

hmk
Jld

DOA:.....Walker - Industrial revenue bonds, bond counsel fee letter
FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

LOCAL GOVERNMENT
CAPS

do not Gen

1 AN ACT ...; relating to: the filing of bond counsel fee letters relating to industrial
2 revenue bonds.

Analysis by the Legislative Reference Bureau

* Under current law, industrial revenue bonds may not be issued unless several steps are taken. One of steps requires that, before a city, village, or town (municipality) adopts an initial resolution to issue the bonds, a document which contains a good faith estimate of the attorney fees which will be paid from bond proceeds be filed with the clerk of the municipality and the department of commerce.

This bill deletes the requirement that such a document be filed with the department of commerce.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 66.1103 (10) (g) of the statutes is amended to read:
4 66.1103 (10) (g) Bonds may not be issued unless prior to adoption of an initial
5 resolution a document which provides a good faith estimate of attorney fees which

1 will be paid from bond proceeds is filed with the clerk of the municipality [✓] and the
2 department of commerce.

History: 1973 c. 265; 1977 c. 28; 1979 c. 32 s. 92 (9); 1979 c. 34, 221, 350, 355; 1979 c. 361 s. 112; 1979 c. 362 ss. 3 to 12, 16, 17, 18; 1981 c. 314; 1983 a. 24, 27; 1983 a. 189 ss. 63 to 65, 329 (14); 1983 a. 207 s. 93 (8); 1983 a. 532 s. 36; 1985 a. 29, 222, 285; 1985 a. 297 s. 76; 1985 a. 299; 1987 a. 27; 1989 a. 192; 1991 a. 39, 316; 1993 a. 122, 124, 453; 1995 a. 27 ss. 9116 (5), 9130 (4); 1995 a. 201, 225, 227, 332; 1997 a. 3, 27, 35, 39; 1999 a. 9; 1999 a. 150 ss. 495 to 497; Stats. 1999 s. 66.1103; 1999 a. 182 s. 206; s. 13.93 (2) (c)

3

(END)

Shovers, Marc

From: Walker, William
Sent: Tuesday, December 26, 2000 4:07 PM
To: Shovers, Marc
Subject: FW: Drafts

Commerce requests a change in LRB-0690/1 as detailed below. I have no objections.

-----Original Message-----

From: Keal, Julie
Sent: Tuesday, December 12, 2000 11:18 AM
To: Walker, William
Subject: Drafts

690/1 -- Delete 66.1103(10)(g) entirely, instead of just taking Commerce off the list. The municipality doesn't do anything with this info, either.

Julie Keal
Policy Analyst
Wisconsin Department of Commerce
(608)266-6748

SOON

RMPA

DOA:.....Walker - Industrial revenue bonds, bond counsel fee letter
FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

do not gen

repealing the requirement for

1 AN ACT ...; relating to the filing of bond counsel fee letters relating to industrial
2 revenue bonds.

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LOCAL GOVERNMENT

Under current law, industrial revenue bonds may not be issued unless several steps are taken. One of the steps requires that, before a city, village, or town (municipality) adopts an initial resolution to issue the bonds, a document that contains a good faith estimate of the attorney fees that will be paid from bond proceeds be filed with the clerk of the municipality and the department of commerce

~~Department.~~ *repeals*
This bill ~~deletes~~ the requirement that such a document be filed ~~with the~~
~~Department.~~

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 *Fix component* SECTION 1. 66.1103 (10) (g) of the statutes is ~~amended~~ *repealed,* to read:

SECTION 1

1
2
3
4
5

~~66.1103 (10) (g) Bonds may not be issued unless prior to adoption of an initial resolution a document which provides a good faith estimate of attorney fees which will be paid from bond proceeds is filed with the clerk of the municipality and the department of commerce.~~

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0690/2
MES:hmh&jld:km

DOA:.....Walker – Industrial revenue bonds, bond counsel fee letter
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: repealing the requirement for the filing of bond counsel
2 fee letters relating to industrial revenue bonds.

Analysis by the Legislative Reference Bureau

LOCAL GOVERNMENT

Under current law, industrial revenue bonds may not be issued unless several steps are taken. One of the steps requires that, before a city, village, or town (municipality) adopts an initial resolution to issue the bonds, a document that contains a good faith estimate of the attorney fees that will be paid from bond proceeds be filed with the clerk of the municipality and the department of commerce.

This bill repeals the requirement that such a document be filed.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 66.1103 (10) (g) of the statutes is repealed.

4 (END)