

**SENATE AMENDMENT 5,
TO 2003 ASSEMBLY BILL 655**

January 20, 2004 - Offered by Senators HANSEN, ERPENBACH, CHVALA, COGGS,
BRESKE, ROBSON, CARPENTER and LASSA.

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

3 **1.** Page 3, line 10: delete “and” and substitute “creating a Manufacturing
4 Competitiveness Grant Program and a Manufacturing Competitiveness Board;”.

5 **2.** Page 3, line 10: after “authority” insert “; and making appropriations”.

6 **3.** Page 3, line 11: before that line insert:

7 “**SECTION 1d.** 15.155 (2m) of the statutes is created to read:

8 15.155 **(2m)** MANUFACTURING COMPETITIVENESS BOARD. (a) *Members.* There is
9 created a manufacturing competitiveness board, attached to the department of
10 commerce under s. 15.03, consisting of all of the following:

11 1. The secretary of commerce or his or her designee.

12 2. The secretary of workforce development or his or her designee.

1 3. The president of the Board of Regents of the University of Wisconsin System
2 or his or her designee.

3 4. The president of the technical college system board or his or her designee.

4 5. A member of the public representing organized labor.

5 6. A member of the public representing manufacturers.

6 7. A member of the public representing the public interest.

7 8. The chairperson of the board of directors of each of 2 entities, the primary
8 purpose of which is to assist manufacturers in improving productivity and competing
9 more effectively.

10 (b) *Terms.* The members appointed under par. (a) 5., 6., and 7. shall be
11 appointed for 3-year terms.

12 **SECTION 1h.** 20.005 (3) (schedule) of the statutes: at the appropriate place,
13 insert the following amounts for the purposes indicated:

	2003-04	2004-05
20.143 Commerce, department of		
(1) ECONOMIC AND COMMUNITY DEVELOPMENT		
(f) Manufacturing Competitiveness		
Grant Program	GPR C 9,500,000	-0-

19 **20.292 Technical college system board**

20 (1) TECHNICAL COLLEGE SYSTEM

21 (br) Manufacturing Competitiveness

Grant Program	GPR C 500,000	-0-
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23 **SECTION 1p.** 20.143 (1) (f) of the statutes is created to read:

1 20.143 **(1)** (f) *Manufacturing Competitiveness Grant Program*. As a continuing
2 appropriation, the amounts in the schedule for grants under s. 560.277.

3 **SECTION 1t.** 20.292 (1) (br) of the statutes is created to read:

4 20.292 **(1)** (br) *Manufacturing Competitiveness Grant Program*. As a
5 continuing appropriation, the amounts in the schedule for the Manufacturing
6 Competitiveness Grant Program under s. 38.04 (25).”.

7 **4.** Page 3, line 11: delete “**SECTION 1**” and substitute “**SECTION 1m**”.

8 **5.** Page 52, line 19: after that line insert:

9 “**SECTION 156m.** 38.04 (25) of the statutes is created to read:

10 38.04 **(25)** MANUFACTURING COMPETITIVENESS GRANT PROGRAM. (a) In this
11 subsection, “eligible organization” means an organization that satisfies the criteria
12 under s. 560.277 (1) (b) 1. to 4.

13 (b) The board shall contract with eligible organizations for the purpose of
14 conducting surveys to determine what manufacturers need to improve productivity
15 and stay competitive.

16 (c) The board shall award grants to eligible organizations to provide technical
17 assistance to manufacturers.”.

18 **6.** Page 79, line 3: after that line insert:

19 “**SECTION 230m.** 560.277 of the statutes is created to read:

20 **560.277 Manufacturing Competitiveness Grant Program. (1)**

21 DEFINITIONS. (a) “Board” means the manufacturing competitiveness board.

22 (b) “Eligible organization” means the Board of Regents of the University of
23 Wisconsin System, the technical college system board, an entity, other than a trade
24 association or chamber of commerce, the primary purpose of which is to assist

1 manufacturers in improving productivity and competing more effectively, and any
2 entity that satisfies all of the following conditions:

3 1. The entity is described under section 501 (c) (3) of the Internal Revenue Code
4 and is exempt from taxation under section 501 (a) of the Internal Revenue Code.

5 2. The primary purpose of the entity is to assist manufacturers located in this
6 state.

7 3. The entity's primary office is located in this state.

8 4. The entity is not a trade association or chamber of commerce.

9 (c) "Eligible project" means a project that assists a manufacturer in
10 accomplishing any of the following:

11 1. Improved productivity.

12 2. Reduced costs of operation.

13 3. The use of new technology in the manufacturing process.

14 4. The improvement of the skills of its workforce.

15 5. The creation of new products.

16 6. Sales in new markets.

17 7. Any other goal approved by the board that benefits manufacturing in this
18 state.

19 **(2) GRANTS AUTHORIZED.** The board may make a grant to an eligible
20 organization for the purpose of funding, at least in part, an eligible project. The total
21 of all grants under this subsection resulting from initial applications may not exceed
22 \$2,500,000. If an eligible organization receives a grant under this subsection, any
23 subsequent grant made to that organization under this subsection may not exceed
24 3 times the amount of the preceding grant.

1 **(3) APPLICATION.** (a) *Initial application.* To obtain a grant under sub. (2), an
2 eligible organization shall apply to the board in the form and manner prescribed by
3 rule of the department. Each application for an initial grant under sub. (2) shall
4 include all of the following information:

- 5 1. The project budget.
- 6 2. A description of the project, including a quantifiable goal of the project.
- 7 3. A proposed method for measuring progress toward the goals of the project.
- 8 4. The name and business address of each manufacturer to which assistance
9 will be provided.
- 10 5. Any other relevant information required by the board or by rule of the
11 department.

12 (b) *Subsequent applications.* If an eligible organization receives a grant under
13 sub. (2), the organization may apply for another grant under sub. (2) after the date
14 on which the organization receives 75 percent of the previously authorized grant
15 amount. An application under this paragraph shall be submitted in the form and
16 manner prescribed by rule of the department and shall include all of the information
17 described in par. (a) 1. to 5.

18 **(4) REPORTING REQUIREMENTS.** An eligible organization that receives a grant
19 under sub. (2) shall file an annual report with the board in the form and manner
20 prescribed by rule of the department.

21 **(5) RULES.** The department shall promulgate rules for the board's
22 administration of this section.”.

23 **7.** Page 81, line 24: after that line insert:

24 “(5x) RULES.

1 (a) *Emergency rules.* Using the procedure under section 227.24 of the statutes,
2 the department of commerce may promulgate rules required under section 560.277
3 of the statutes, as created by this act, for the period before the effective date of the
4 rules submitted under paragraph (b), but not to exceed the period authorized under
5 section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a),
6 (2) (b), and (3) of the statutes, the department is not required to provide evidence that
7 promulgating a rule under this paragraph as an emergency rule is necessary for the
8 preservation of the public peace, health, safety, or welfare and is not required to
9 provide a finding of emergency for a rule promulgated under this paragraph.

10 (b) *Permanent rules.* The department of commerce shall submit in proposed
11 form the rules required under section 560.277 of the statutes, as created by this act,
12 to the legislative council staff under section 227.15 (1) of the statutes no later than
13 the first day of the 4th month beginning after the effective date of this paragraph.

14 (5y) INITIAL MEMBERS OF MANUFACTURING COMPETITIVENESS BOARD.
15 Notwithstanding the length of terms specified for the manufacturing
16 competitiveness board under section 15.155 (2m) (b) of the statutes, as created by
17 this act, the initial member appointed under section 15.155 (2m) (a) 5. of the statutes,
18 as created by this act, shall be appointed for a term that expires on May 1, 2005, the
19 initial member appointed under section 15.155 (2m) (a) 6. of the statutes, as created
20 by this act, shall be appointed for a term that expires on May 1, 2006, and the initial
21 member appointed under section 15.155 (2m) (a) 7. of the statutes, as created by this
22 act, shall be appointed for a term that expires on May 1, 2007.

23 (5z) ONE-TIME FUNDING.

24 (a) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting
25 information under section 16.42 of the statutes for purposes of the 2005-07 biennial

1 budget bill, the technical college system board may not include a request for
2 continuation of funding for the appropriation under section 20.292 (1) (br) of the
3 statutes, as created by this act.

4 (b) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting
5 information under section 16.42 of the statutes for purposes of the 2005-07 biennial
6 budget bill, the department of commerce may not include a request for continuation
7 of funding for the appropriation under section 20.143 (1) (f) of the statutes, as created
8 by this act.”.

9 (END)