



State of Wisconsin

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STEPHEN R. MILLER
CHIEF

July 10, 2007

MEMORANDUM

To: Senator Plale

From: Marc E. Shovers, Sr. Legislative Attorney, (608) 266-0129

Subject: Technical Memorandum to **2007 SB 223** (LRB-2896/1) by **DOR**

We received the attached technical memorandum relating to your bill. This copy is for your information and your file.

If you wish to discuss this memorandum or the necessity of revising your bill or preparing an amendment, please contact me.

MEMORANDUM

July 3, 2007

TO: Marc Shovers
Legislative Reference Bureau

FROM: Paul Ziegler
Department of Revenue

SUBJECT: Technical Memorandum on SB 223: Expand TIF Project Cost Expenditure Area

The Department has several technical concerns regarding the bill.

- The bill would allow amendment of a district's project plan with approval of the joint review board (with no other approvals required). This procedure conflicts with the current law procedure established in sec. 66.1105 (4)(h) requiring public notice and hearing, planning commission resolution, joint review board resolution and approval by the Department.
- The bill does not require the planning commission to adopt a project plan amendment as required under sec. 66.1105 (4)(f).
- The bill does not allow a municipality to incur expenditures for project costs until the Joint Review Board has approved the proposed expenditure, which conflicts with the current procedure in sec. 66.1105 (6)(am)3 which allows certain expenditures to be made prior to approval of the project plan, including costs directly related to planning the district.
- The bill does not require that changes in the project plan be submitted to the Department as required under sec. 66.1105 (5).
- The bill is effective on the day after publication. The Department suggests an effective date of October 1, 2007, which would correspond with the tax incremental finance year that runs from October 1 through September 30.

If you have any questions regarding this technical memorandum, please contact Pam Walgren at 266-7817.

cc: Sen. Plale