

2007 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-SB453)

Received: 03/12/2008

Received By: jkreye

Wanted: Today

Identical to LRB:

For: Jeffrey Wood (608) 266-1194

By/Representing:

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters: tkuczens

Subject: Tax, Business - credits
Econ. Development - bus. dev.

Extra Copies:

Submit via email: YES

Requester's email: Rep.WoodJ@legis.wisconsin.gov

Carbon copy (CC:) to: joseph.kreye@legis.wisconsin.gov
tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Airport development zone credit allocations

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 03/12/2008	lkunkel 03/12/2008		_____			
/1			nmatzke 03/12/2008	_____	cduerst 03/12/2008	cduerst 03/12/2008	

FE Sent For:

<END>

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/?	jkreye	1/mk 3/12	mym 3/12	mym/mk 3/12			

FE Sent For:

<END>

ASA

50375/1

2007 SENATE BILL 453

D-N

Now

February 5, 2008 - Introduced by Senators KREITLOW, HANSEN, HARSDORF, SCHULTZ and OLSEN, cosponsored by Representatives WOOD, MOULTON, VAN ROY, ALBERS, DAVIS, GUNDERSON, HAHN, F. LASEE, MURTHA, MURSAU, MUSSER, NEWCOMER, NYGREN, SUDER, SMITH, TOWNSEND and M. WILLIAMS. Referred to Committee on Economic Development.

re-gen

agricultural development zone ↑

- 1 AN ACT to amend 560.7995 (3) (b) and 560.96 (2) (b) of the statutes; relating to:
- 2 the total amount of airport development zone and technology zone tax credits.

Analysis by the Legislative Reference Bureau

Under current law, the total amount of income and franchise tax credits that taxpayers may claim for conducting business in all airport development zones, for all taxable years, is \$9,000,000. Under current law, the total amount of income and franchise tax credits that taxpayers may claim for conducting business in a technology zone is \$5,000,000.

Under this bill, the Department of Commerce may allocate the amount of unallocated airport development zone tax credits to technology zones for which the \$5,000,000 maximum allocation is insufficient, except that the total amount allocated from the airport development zone program to all technology zones may not exceed \$6,000,000.

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

INSERT A1 & A2

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

- 3 SECTION 1. 560.7995 (3) (b) of the statutes is amended to read:
- 4 560.7995 (3) (b) When the department designates an area as an airport
- 5 development zone, the department shall establish a limit, not to exceed \$3,000,000,

SENATE BILL 453

INSERT B

INSERT C

INSERT D

1 for tax benefits applicable to the airport development zone. The total tax benefits
 2 applicable to all airport development zones may not exceed \$9,000,000, less any
 3 amount allocated to technology zones under s. 560.96 (2) (b) and except that the total
 4 amount allocated to all technology zones under s. 560.96 (2) (b) may not exceed
 5 \$6,000,000. The department may, after 48 months from the month of any
 6 designation under this section, evaluate the area designated as an airport
 7 development zone and reallocate the amount of available tax benefits.

INSERT E

INSERT F

8 SECTION 2. 560.96 (2) (b) of the statutes is amended to read:

9 560.96 (2) (b) The designation of an area as a technology zone shall be in effect
 10 for 10 years from the time that the department first designates the area. However,
 11 ~~not~~ Not more than \$5,000,000 in tax credits may be claimed in a technology zone,
 12 except that the department may allocate the amount of unallocated airport
 13 development zone tax credits, as provided under s. 560.7995 (3) (b), to technology
 14 zones for which the \$5,000,000 maximum allocation is insufficient. The department
 15 may change the boundaries of a technology zone during the time that its designation
 16 is in effect. A change in the boundaries of a technology zone does not affect the
 17 duration of the designation of the area or the maximum tax credit amount that may
 18 be claimed in the technology zone.

(END)

dm

**SENATE AMENDMENT 3,
TO 2007 SENATE BILL 453**

March 12, 2008 - Offered by Senator Kreitlow.

*** AUTHORS SUBJECT TO CHANGE ***

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

2 ~~1. Page 1, line 2: after "development zone" insert "agricultural development~~
3 ~~zone,".~~

4 ~~2. Page 1, line 3: before that line insert:~~

5 ~~SECTION 1d~~ ^{oe} 560.798 (2) (b) of the statutes is amended to read:

6 560.798 (2) (b) The designation of an area as an agricultural development zone
7 shall be in effect for 10 years from the time that the department first designates the
8 area. ~~However, not~~ Not more than \$5,000,000 in tax benefits may be claimed in an
9 agricultural development zone, except that the department may allocate the amount
10 of unallocated airport development zone tax credits, as provided under s. 560.7995
11 (3) (b), to agricultural development zones for which the \$5,000,000 maximum
12 allocation is insufficient. The department may change the boundaries of an
13 agricultural development zone during the time that its designation is in effect. A

INSERT
A1



INSERT
A

1 change in the boundaries of an agricultural development zone does not affect the
2 duration of the designation of the area or the maximum tax benefit amount that may
3 be claimed in the agricultural development zone.

4 ~~3. Page 1, line 3: delete "SECTION 1" and substitute "SECTION 1m".~~

INSERT
C

5 ~~4. Page 2, line 3: after "and" insert "to agricultural development zones under~~
6 ~~s. 560.798 (2) (b)."~~

7 ~~5. Page 2, line 4: after "(b)" insert "and to all agricultural development zones~~
8 ~~under s. 560.798 (2) (b)."~~

INSERT
D

9 (END)

**SENATE AMENDMENT 4,
TO 2007 SENATE BILL 453**

March 12, 2008 - Offered by Senator Lassa.

*** AUTHORS SUBJECT TO CHANGE ***

INSERT
A2

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

2 **1.** Page 1, line 3: before that line insert:

3 ~~SECTION 1g~~ SECTION 560.7995 (2) (d) of the statutes is created to read:

4 560.7995 (2) (d) Notwithstanding pars. (a) to (c), the department shall
5 designate as an airport development zone the area within the boundaries of Adams,
6 Green Lake, Juneau, Langlade, Lincoln, Marathon, Marquette, Menominee,
7 Oneida, Portage, Price, Shawano, Taylor, Waupaca, Waushara, Wood, and Vilas
8 counties.

9 **2.** Page 1, line 3: delete "SECTION 1" and substitute "SECTION 1m".

10 **3.** Page 2, line 1: after "airport development zone" insert ¹⁰ "except that the
11 department shall limit the amount of tax benefits applicable to the airport
12 development zone designated under sub. (2) (d) to \$750,000".

13 **4.** Page 2, line 7: after that line insert:

INSERT
B

1 ~~SECTION 1s.~~ SECTION 1s. 560.7995 (4) (am) of the statutes is created to read:

2 560.7995 (4) (am) A person that intends to operate a business in the airport
3 development zone designated under sub. (2) (d) may submit to the department an
4 application and a business plan that includes all of the information required under
5 par. (a). In approving business plans submitted under this paragraph, the
6 department shall give higher priority to airport development projects located or
7 proposed to be located in a distressed area, as defined in s. 560.605 (7) (b).

8 SECTION 1s. 560.7995 (4) (b) of the statutes is amended to read:

9 560.7995 (4) (b) If the department approves a business plan under par. (a) or
10 (am), the department shall certify the person as eligible for tax benefits. The
11 department shall notify the department of revenue within 30 days of certifying a
12 person under this paragraph.

13 (END)

INSERT
P

**SENATE AMENDMENT 2,
TO 2007 SENATE BILL 453**

March 12, 2008 - Offered by Senator Kreitlow.

*** AUTHORS SUBJECT TO CHANGE ***

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

2 **1.** Page 2, line 5: after department insert may not reallocate amounts as
3 provided under this paragraph on or after January 1, 2010, except that the
4 department

5 (END)

INSERT
E

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

s0375/John
JK:MK:

Representative Word:

This draft is identical to SB 453¹, as
amended by SA 2¹, SA 3¹, and SA 4⁰

JK

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBs0375/1dn
JK:wlj&lmk:wn

March 12, 2008

Representative Wood:

This draft is identical to SB 453, as amended by SA 2, SA 3, and SA 4.

Joseph T. Kreye
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