

2007 DRAFTING REQUEST

Bill

Received: **01/10/2007**

Received By: **csundber**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Miner**

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

Drafter: **csundber**

May Contact:

Addl. Drafters:

Subject: **Econ. Development - bus. dev.**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **christopher.sundberg@legis.wisconsin.gov**

Pre Topic:

DOA:.....Miner, BB0316 -

Topic:

Renewable energy grant program

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>
/?	csundber 01/10/2007	wjackson 01/10/2007		_____			
/P1	csundber 01/23/2007	wjackson 01/25/2007	rschluet 01/11/2007	_____	sbasford 01/11/2007		State
/1	csundber 01/30/2007	jdyer 01/30/2007	jfrantze 01/25/2007	_____	sbasford 01/25/2007		State
/2			rschluet	_____	sbasford		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
			01/30/2007 _____		01/30/2007		

FE Sent For:

<END>

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By/Representing: Miner

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/?	csundber 01/10/2007	wjackson 01/10/2007		_____			
/P1	csundber 01/23/2007	wjackson 01/25/2007	rschluet 01/11/2007	_____	sbasford 01/11/2007		State
/1		1/2 1/30 jld	jfrantze 01/25/2007	_____	sbasford 01/25/2007		

Handwritten initials and numbers: jld, jfrantze, 1307, NN

FE Sent For:

<END>

2007 DRAFTING REQUEST

Bill

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Wanted: As time permits

Identical to LRB:

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By/Representing: Miner

This file may be shown to any legislator: NO

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Subject: Econ. Development - bus. dev.

Extra Copies:

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/?	csundber 01/10/2007	wjackson 01/10/2007		_____			
/P1		1 wij 1/24	rschluet 01/11/2007	_____	sbasford 01/11/2007		

FE Sent For:

Jb 1/25 Jb/WN 1/25
 <END>

2007 DRAFTING REQUEST

Bill

Received: 01/10/2007

Received By: csundber

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Andrew Miner

This file may be shown to any legislator: NO

Drafter: csundber

May Contact:

Addl. Drafters:

Subject: Econ. Development - bus. dev.

Extra Copies:

Submit via email: YES

Requester's email:

Carbon copy (CC:) to: christopher.sundberg@legis.wisconsin.gov

Pre Topic:

DOA:.....Andrew Miner, BB0316 -

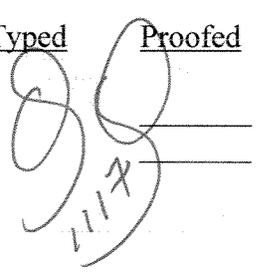
Topic:

Renewable energy grant program

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>
/?	csundber	/pl wj 1/10					

FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Renewable Energy Grant Program
- Tracking Code: BB0316
- SBO team: Environmental and Commercial Resources
- SBO analyst: Andrew Miner *Am 1/09/07*
 - Phone: 266-1103
 - Email: Andrew.Miner@Wisconsin.gov
- Agency acronym: COMM
- Agency number: 143
- Priority (Low, Medium, High): High

The intent of this draft is to create a grant program at the Department of Commerce that will award grants to companies and researchers that are developing new technologies to increase renewable fuel production or for the commercialization of new renewable fuel and energy technologies. Create a biennial appropriation that authorizes \$20 million over the biennium from the recycling fund to be used for these grants. A grant could cover up to 50% of project costs. If the department chooses to promulgate rules regarding this program, it must consult with the Department of Agriculture, Trade and Consumer Protection and the Public Service Commission. Of the funding authorized, \$5 million should be earmarked as one grant to be awarded to the first cellulosic ethanol plant in Wisconsin.



1w: 1/10/07
State of Wisconsin
2007 - 2008 LEGISLATURE

PI
LRB-1440/RMNR
CTS:.....
WY

DOA:.....Andrew Miner, BB0316 - Renewable energy grant program
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

LPS: Please check autoref.

do not gen.

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

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

2 SECTION 1. 20.143 (1) (dg) of the statutes is created to read:

3 20.143 (1) (dg) *Renewable energy grants.* Biennially, the amounts in the
4 schedule for renewable energy grants under ~~section~~^{s.} 560.126 of the statutes, as
5 created by this act, and for the grant under 2007 Wisconsin Act ... (this act), section
6 9108 (1).

7 **AR** *****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7 SECTION 2. 560.126 of the statutes is created to read:

8 **560.126 Renewable energy grants.** (1) The department may award a grant
9 from the appropriation under s. 20.143 (1) (dg) to a business or researcher to fund

1 the development of new technologies to increase renewable fuel production or to fund
2 the commercialization of new renewable fuel or energy technologies.

3 (2) A grant under this section may not exceed 50 percent of the costs of an
4 eligible project.

5 (3) The department may promulgate rules necessary to administer this
6 section, except that the department may not promulgate such rules unless the
7 department has consulted with the department of agriculture, trade and consumer
8 protection and the public service commission.

9 **SECTION 9108. Nonstatutory provisions; Commerce.**

10 (AR) ✓

(1) GRANT FOR CELLULOSIC ETHANOL PLANT. Notwithstanding section 560.126 of
11 the statutes, as created by this act, the department of commerce shall award a grant
12 of \$5,000,000 from the appropriation under section 20.143 (1) (dg) of the statutes, as
13 created by this act, to a person who plans to construct a cellulosic ethanol plant in
14 this state, if all of the following apply:

15 (a) The person submits a plan to the department specifying the proposed use
16 of the grant and the secretary of commerce approves the plan.

17 (b) The department enters into a written agreement with the person that
18 specifies the conditions for the use of the grant, including reporting and auditing
19 requirements.

20 (c) The person agrees in writing to submit to the department, within 6 months
21 after spending the grant proceeds, a report detailing how the grant proceeds were
22 spent.

23 **SECTION 9208. Fiscal changes; Commerce.**

Sundberg, Christopher

From: Grinde, Kirsten - DOA
Sent: Tuesday, January 23, 2007 2:06 PM
To: Sundberg, Christopher
Cc: Miner, Andrew - DOA
Subject: LRB drafts 1440/P1 and 1460/P1

Chris,

Please make the following modifications to LRB 1440/P1 and 1460/P1:

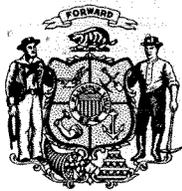
- ✓ 1) You may need to combine the two drafts or make all the changes to one and the other would be considered "out." The appropriation created in Section 1 of LRB 1460/P1 will be used to fund the new program created in LRB 1440/P1, rather than the appropriation created in Section 1 of LRB 1440/P1.
- ✓ 2) The appropriation created in Section 2 of LRB 1460/P1 should continue to be created for administration of the development fund, including the new program.
- ✓ 3) The renewable energy grants program created in LRB 1440/P1 should also include loans, with any repayments being deposited in the existing WDF repayments appropriation, which could then be used to fund the current law programs and the new renewable energy program.
- ✓ 4) On page 2, line 1, of LRB 1440/P1, please add "or energy" after "renewable fuel."
- ✓ 5) On page 2, line 8, of LRB 1440/P1, please add "the department of natural resources" after "protection."
- ✓ 6) Modify Section 9108 of LRB 1440/P1 to require the Department of Commerce to award grants [rather than "a grant"] totaling \$5,000,000 from the recycling fund appropriation created in Section 1 of LRB 1460/P1. The same requirements apply.
- ✓ 7) Delete Section 9208 from LRB 1440/P1.
- ✓ 8) Repeal s. 20.115(4)(r) and s. 93.46(3). ^{x-nets} The intent is to consolidate grants/loans for these types of activities in the Department of Commerce.
- ✓ 9) Repeal s. 26.385. ^{x-nets} The intent is to consolidate grants/loans for these types of activities in the Department of Commerce.

Please let me know if you have any questions.

Thanks,

Kirsten
6-1040

01/23/2007



ln: 1/23/07
State of Wisconsin
2007 - 2008 LEGISLATURE

1
LRB-1440/PT

RWLR

CTS:wlj:rs

DOA:.....Miner, BB0316 - Renewable energy grant program

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

LPS: Please check autoref.

INSERTS
1-1A + 1B

INS
A

DO NOT GEN

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

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

2 SECTION 1. 20.143 (1) (dg) of the statutes is created to read:

3 20.143 (1) (dg) *Renewable energy grants.* Biennially, the amounts in the
4 schedule for renewable energy grants under s. 560.126 and for the grant under 2007
5 Wisconsin Act ... (this act), section 9108 (1).

INSERTS
1-5A
AND
5B

✓ ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 SECTION 2. 560.126 of the statutes is created to read:

7 560.126 *Renewable energy grants* (1) The department may award a grant
8 from the appropriation under s. 20.143 (1) (dg) to a business or researcher to fund

and loans

or loan

or (ie)

or energy

1 the development of new technologies to increase renewable fuel production or to fund
2 the commercialization of new renewable fuel or energy technologies.

3 (2) A grant under this section may not exceed 50 percent of the costs of an
4 eligible project.

5 (3) The department may promulgate rules necessary to administer this
6 section, except that the department may not promulgate such rules unless the
7 department has consulted with the department of agriculture, trade and consumer
8 protection and the public service commission.

the department of natural resources

9 **SECTION 9108. Nonstatutory provisions; Commerce.**

10 (1) GRANT FOR CELLULOSIC ETHANOL PLANT. Notwithstanding section 560.126 of
11 the statutes, as created by this act, the department of commerce shall award a grant
12 of \$5,000,000 from the appropriation under section 20.143 (1) (dg) of the statutes, as
13 created by this act, to a person who plans to construct a cellulosic ethanol plant in
14 this state, if all of the following apply:

15 (a) The person submits a plan to the department specifying the proposed use
16 of the grant and the secretary of commerce approves the plan.

17 (b) The department enters into a written agreement with the person that
18 specifies the conditions for the use of the grant, including reporting and auditing
19 requirements.

20 (c) The person agrees in writing to submit to the department, within 6 months
21 after spending the grant proceeds, a report detailing how the grant proceeds were
22 spent.

23 **SECTION 9208. Fiscal changes; Commerce.**

①

(1) RECYCLING FUND TRANSFER. In fiscal year 2007-08, \$20,000,000 is

②

transferred to the general fund from the recycling fund.

3

(END)

1 **Insert A:**

✓ **COMMERCE AND ECONOMIC DEVELOPMENT**
✓ **ECONOMIC DEVELOPMENT**

Department of
Commerce

This bill creates a ~~new~~ biennial appropriation from the recycling fund. Under the bill, the Department of Commerce (department) may award a grant or loan to a business for technology to increase renewable fuel or energy production or for new renewable fuel or energy technology. A grant recipient must provide at least 50 percent of the cost of a project funded by a grant. The bill also requires ~~the~~ department to make grants from the appropriation totaling up to \$5,000,000 to a person who plans to construct a cellulosic ethanol plant in the state. The person must submit a plan for the use of the grant proceeds and agree to reporting and auditing requirements. Under the bill, the department may also make grants and loans from the appropriation under current programs that are funded by the Wisconsin Development Fund.

STET

*

In addition, the bill creates a ~~new~~ annual appropriation from the recycling fund for administering the new renewable fuel and energy grant and loan program and current economic development programs funded by the Wisconsin Development Fund.

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

2 **Insert 1-1A:**

3 **SECTION 1- 20.115 (4) (c)** of the statutes is amended to read:

4 20.115 (4) (c) *Agricultural investment aids.* Biennially, the amounts in the
5 schedule for agricultural research and development grants under s. 93.46 (2) and (3)
6 and sustainable agriculture grants under s. 93.47.

History: 1971 c. 125, 215; 1973 c. 90, 299, 333; 1975 c. 39 ss. 78m, 79, 79m, 79n, 732 (1); 1975 c. 224; 1975 c. 394 ss. 1, 27; 1977 c. 29 ss. 112 to 115v, 1650m (1), (4), 1654 (1); 1977 c. 87, 106, 181, 418; 1979 c. 34, 129, 221, 289, 335; 1981 c. 20, 66, 93, 283, 346, 357; 1983 a. 27, 132, 368; 1983 a. 410 ss. 5, 2202 (2); 1985 a. 7, 8, 29, 138, 153, 313; 1987 a. 27, 281, 354; 1987 a. 399 ss. 34 to 38, 38u; 1987 a. 403 s. 256; 1989 a. 31, 219, 227, 282, 284, 335, 336; 1991 a. 39, 269, 309, 315; 1993 a. 16, 166, 243, 437, 456, 497; 1995 a. 27, 42, 79, 460; 1997 a. 27, 192, 252, 264; 1999 a. 5, 9, 55, 185; 2001 a. 16, 38, 56, 103, 109; 2003 a. 33, 38, 133, 326, 327; 2005 a. 25.

7 **SECTION 2- 20.115 (4) (r)** of the statutes is repealed.

NOTE: bud →

8 **SECTION 3- 20.143 (1) (ie)** of the statutes is amended to read:

9 20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received
10 in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., ~~s. 560.126~~ s.
11 560.147, s. 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275 (2), subch. V of ch.
12 560 except s. 560.65, 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin Act

SS
560.126 and

1 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997 Wisconsin
 2 Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), and 1999 Wisconsin
 3 Act 9, section 9110 (4), to be used for grants and loans under ~~s. 560.275 (2), s. 560.126,~~^{ss. 560.126 and}
 4 and subch. V of ch. 560 except s. 560.65, for loans under s. 560.147, for grants under
 5 ss. 560.16 and 560.175, for assistance under s. 560.06 (2), for the loan under 1999
 6 Wisconsin Act 9, section 9110 (4), for the grant under 2001 Wisconsin Act 16, section
 7 9110 (7g), for the grants under 2003 Wisconsin Act 33, section 9109 (1d) and (2q), and
 8 for reimbursements under s. 560.167.

History: 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358.

9 **Insert 1-5B:**

10 ~~SECTION 4.~~ 26.385 of the statutes is repealed.

11 ~~SECTION 5.~~ 28.085 of the statutes is amended to read:

12 **28.085 Timber.** The department shall allocate for private forest grants under
 13 s. 26.38, for forestry research and development grants under ~~s. 26.385~~, for the
 14 forestry education grant program under s. 26.40, for school forest transportation
 15 funding under s. 26.39 (5), for transfer to the appropriation under s. 20.292 (1) (km)
 16 for master logger apprenticeship grants under s. 38.04 (29), or for forestry
 17 internships under s. 26.39.

History: 2005 a. 25.

18 ~~SECTION 6.~~ 93.46 (3) of the statutes is repealed.

DOA:.....Grinde, BB0320 - New Wisconsin Development Fund appropriation

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

INS
1-1B

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

ss. 560.26 and

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

BEGIN
INS
1-5A

2 SECTION ~~2~~ 20.143 (1) (tm) of the statutes is created to read:

3 20.143 (1) (tm) Wisconsin development fund grants and loans; recycling fund.

4 Biennially, from the recycling fund, the amounts in the schedule for grants and loans
5 under ~~s.~~ 560.61 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 SECTION ~~2~~ 20.143 (1) (um) of the statutes is created to read:

and for grants under 2007 Wisconsin Act ... (this act), section 9108 (1) (AK)

INS 1-5A continues:

1 20.143 (1) (um) Wisconsin development fund, administration; recycling fund.
2 From the recycling fund, the amounts in the schedule for administering the
3 programs under subch. V of ch. 560.

so 560.0126 and

END
INS
1-5A

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: Should this appropriation cross-reference additional programs outside of subch. V of ch. 560? Also, should it refer to the costs of underwriting grants and loans (compare s. 20.143 (1) (gm))?

4 SECTION 3. 560.607 (intro.) of the statutes is amended to read:

5 560.607 Miscellaneous and administrative expenditures. (intro.) In
6 each biennium, the department may expend or encumber up to a total of 1% of the
7 moneys appropriated under s. 20.143 (1) (c) and (tm) for that biennium for any of the
8 following:

9 SECTION 4. 560.61 (1) of the statutes is amended to read:

10 560.61 (1) Make a grant or loan to an eligible recipient for a project that meets
11 the criteria for funding under s. 560.605 (1) and (2) and under s. 560.62, 560.63,
12 560.65 or 560.66, whichever is appropriate, from the appropriations under s. 20.143
13 (1) (c) and, (ie), and (tm).

****NOTE: Should the new appropriation under s. 20.143 (1) (tm) be available to fund employee ownership assistance grants under s. 560.16 (see s. 560.61 (3))?

****NOTE: If both this draft and LRB-0304/2 are included in the budget bill, it will be necessary to reconcile the two drafts.

Sundberg, Christopher

From: Grinde, Kirsten - DOA
Sent: Monday, January 29, 2007 5:40 PM
To: Sundberg, Christopher
Subject: RE: LRB drafts 1440/P1 and 1460/P1

Chris,

With the changes incorporated in the latest version of LRB 1440, LRB 1460 is no longer needed, except as noted below.....

In checking this, I noticed the following changes needed to LRB 1440/1:

- ✓ • On page 3, line 20, the new appropriation under s. 20.143 (1) (tm) needs to be added as an appropriation from which a grant or loan may be made for this new program.
- ✓ • It looks like Section 4 from LRB 1460/P1 needs to be added to LRB 1440 to reflect the language in Section 4 [page 3, line 3] of LRB 1440/1.
- ✓ • Also, Section 3 from LRB 1460/P1 should be added to LRB 1440.

Please let me know if you have any further questions.

Thanks,

Kirsten

From: Sundberg, Christopher [mailto:Christopher.Sundberg@legis.wisconsin.gov]
Sent: Monday, January 29, 2007 5:22 PM
To: Grinde, Kirsten - DOA
Subject: RE: LRB drafts 1440/P1 and 1460/P1

These drafts are both still on the 'in' list. Is that correct?

CS

From: Grinde, Kirsten - DOA
Sent: Tuesday, January 23, 2007 2:06 PM
To: Sundberg, Christopher
Cc: Miner, Andrew - DOA
Subject: LRB drafts 1440/P1 and 1460/P1

Chris,

Please make the following modifications to LRB 1440/P1 and 1460/P1:

- 1) You may need to combine the two drafts or make all the changes to one and the other would be considered "out." The appropriation created in Section 1 of LRB 1460/P1 will be used to fund the new program created in LRB 1440/P1, rather than the appropriation created in Section 1 of LRB 1440/P1.
- 2) The appropriation created in Section 2 of LRB 1460/P1 should continue to be created for administration of the development fund, including the new program.
- 3) The renewable energy grants program created in LRB 1440/P1 should also include loans, with any

01/30/2007

repayments being deposited in the existing WDF repayments appropriation, which could then be used to fund the current law programs and the new renewable energy program.

- 4) On page 2, line 1, of LRB 1440/P1, please add "or energy" after "renewable fuel."
- 5) On page 2, line 8, of LRB 1440/P1, please add "the department of natural resources" after "protection."
- 6) Modify Section 9108 of LRB 1440/P1 to require the Department of Commerce to award grants [rather than "a grant"] totaling \$5,000,000 from the recycling fund appropriation created in Section 1 of LRB 1460/P1. The same requirements apply.
- 7) Delete Section 9208 from LRB 1440/P1.
- 8) Repeal s. 20.115(4)(r) and s. 93.46(3). The intent is to consolidate grants/loans for these types of activities in the Department of Commerce.
- 9) Repeal s. 26.385. The intent is to consolidate grants/loans for these types of activities in the Department of Commerce.

Please let me know if you have any questions.

Thanks,

Kirsten
6-1040



DOA:.....Miner, BB0316 - Renewable energy grant program

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

d-note

don't gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

COMMERCE AND ECONOMIC DEVELOPMENT

ECONOMIC DEVELOPMENT

This bill creates a biennial appropriation from the recycling fund. Under the bill, the Department of Commerce may award a grant or loan to a business for technology to increase renewable fuel or energy production or for new renewable fuel or energy technology. A grant recipient must provide at least 50 percent of the cost of a project funded by a grant. The bill also requires the Department of Commerce to make grants from the appropriation totaling up to \$5,000,000 to a person who plans to construct a cellulosic ethanol plant in the state. The person must submit a plan for the use of the grant proceeds and agree to reporting and auditing requirements. Under the bill, the department may also make grants and loans from the appropriation under current programs that are funded by the Wisconsin development fund.

In addition, the bill creates an annual appropriation from the recycling fund for administering the new renewable fuel and energy grant and loan program and current economic development programs funded by the Wisconsin development fund.

For further information see the *state* 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:

1 **SECTION 1.** 20.115 (4) (c) of the statutes is amended to read:

2 20.115 (4) (c) *Agricultural investment aids.* Biennially, the amounts in the
3 schedule for agricultural research and development grants under s. 93.46 (2) and (3)
4 and sustainable agriculture grants under s. 93.47.

5 **SECTION 2.** 20.115 (4) (r) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 3.** 20.143 (1) (ie) of the statutes is amended to read:

7 20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received
8 in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., ~~s. ss. 560.126~~
9 ~~and 560.147~~, s. 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275 (2), subch. V
10 of ch. 560 except s. 560.65, 1989 Wisconsin Act 336, section 3015 (1m), 1989
11 Wisconsin Act 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx),
12 1997 Wisconsin Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), and
13 1999 Wisconsin Act 9, section 9110 (4), to be used for grants and loans under ~~s. ss.~~
14 ~~560.126 and 560.275 (2)~~ and subch. V of ch. 560 except s. 560.65, for loans under s.
15 560.147, for grants under ss. 560.16 and 560.175, for assistance under s. 560.06 (2),
16 for the loan under 1999 Wisconsin Act 9, section 9110 (4), for the grant under 2001
17 Wisconsin Act 16, section 9110 (7g), for the grants under 2003 Wisconsin Act 33,
18 section 9109 (1d) and (2q), and for reimbursements under s. 560.167.

19 **SECTION 4.** 20.143 (1) (tm) of the statutes is created to read:

1 20.143 (1) (tm) *Wisconsin development fund grants and loans; recycling fund.*
2 Biennially, from the recycling fund, the amounts in the schedule for grants and loans
3 under ss. 560.126 and 560.61 (1) and for grants under 2007 Wisconsin Act (this
4 act), section 9108 (1).

 ***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5 **SECTION 5.** 20.143 (1) (um) of the statutes is created to read:

6 20.143 (1) (um) *Wisconsin development fund, administration; recycling fund.*
7 From the recycling fund, the amounts in the schedule for administering the
8 programs under s. 560.126 and subch. V of ch. 560.

 ***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 **SECTION 6.** 26.385 of the statutes is repealed.

10 **SECTION 7.** 28.085 of the statutes is amended to read:

11 **28.085 Timber.** The department shall allocate for private forest grants under
12 s. 26.38, ~~for forestry research and development grants under s. 26.385, for the~~
13 forestry education grant program under s. 26.40, for school forest transportation
14 funding under s. 26.39 (5), for transfer to the appropriation under s. 20.292 (1) (km)
15 for master logger apprenticeship grants under s. 38.04 (29), or for forestry
16 internships under s. 26.39.

17 **SECTION 8.** 93.46 (3) of the statutes is repealed.

18 **SECTION 9.** 560.126 of the statutes is created to read:

19 **560.126 Renewable energy grants and loans.** (1) The department may
20 award a grant or loan from the appropriation under s. 20.143 (1) (dg) ^{or} (ie) to a
21 business or researcher to fund the development of new technologies to increase

✓
3 or (tm)

1 renewable fuel or energy production or to fund the commercialization of new
2 renewable fuel or energy technologies.

INS ✓
4-8

3 (2) A grant under this section may not exceed 50 percent of the costs of an
4 eligible project.

5 (3) The department may promulgate rules necessary to administer this
6 section, except that the department may not promulgate such rules unless the
7 department has consulted with the department of agriculture, trade and consumer
8 protection, the department of natural resources, and the public service commission.

9 **SECTION 9108. Nonstatutory provisions; Commerce.**

10 (1) GRANT FOR CELLULOSIC ETHANOL PLANT. Notwithstanding section 560.126 of
11 the statutes, as created by this act, the department of commerce shall award grants
12 totaling not more than \$5,000,000 from the appropriation under section 20.143 (1)
13 (tm) of the statutes, as created by this act, to a person who plans to construct a
14 cellulosic ethanol plant in this state, if all of the following apply:

15 (a) The person submits a plan to the department specifying the proposed use
16 of the grant and the secretary of commerce approves the plan.

17 (b) The department enters into a written agreement with the person that
18 specifies the conditions for the use of the grant, including reporting and auditing
19 requirements.

20 (c) The person agrees in writing to submit to the department, within 6 months
21 after spending the grant proceeds, a report detailing how the grant proceeds were
22 spent.

23 (END)

d-note
↓

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4-8

1 20.143 (1) (um) *Wisconsin development fund, administration; recycling fund.*
2 From the recycling fund, the amounts in the schedule for administering the
3 programs under subch. V of ch. 560.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: Should this appropriation cross-reference additional programs outside of subch. V of ch. 560? Also, should it refer to the costs of underwriting grants and loans (compare s. 20.143 (1) (gm))?

4 SECTION 3. 560.607 (intro.) of the statutes is amended to read:

5 **560.607 Miscellaneous and administrative expenditures.** (intro.) In
6 each biennium, the department may expend or encumber up to a total of 1% of the
7 moneys appropriated under s. 20.143 (1) (c) and (tm) for that biennium for any of the
8 following:

END INS 4-8

9 SECTION 4. 560.61 (1) of the statutes is amended to read:

10 560.61 (1) Make a grant or loan to an eligible recipient for a project that meets
11 the criteria for funding under s. 560.605 (1) and (2) and under s. 560.62, 560.63,
12 560.65 or 560.66, whichever is appropriate, from the appropriations under s. 20.143
13 (1) (c) and, (ie), and (tm).

****NOTE: Should the new appropriation under s. 20.143 (1) (tm) be available to fund employee ownership assistance grants under s. 560.16 (see s. 560.61 (3))?

****NOTE: If both this draft and LRB-0304/2 are included in the budget bill, it will be necessary to reconcile the two drafts.

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

date

LRB-1440/2dn

CTS: n:...

jld

Andrew Miner, Jenna Griffin, and Kirsten Grinde:

This draft reconciles LRB-1440/1[✓] and LRB-0304/2[✓]. Both of these drafts should continue to appear in the compiled bill.

This draft also incorporates instructions from Kirsten Grinde that make LRB-1460 unnecessary. LRB-1460 will not be included in the next compile.

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

LRB-1440/2dn
CTS:jld:rs

January 30, 2007

Andrew Miner, Jenna Griffin, and Kirsten Grinde:

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State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1440/2

CTS:wlj:rs

DOA:.....Miner, BB0316 - Renewable energy grant program

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

COMMERCE AND ECONOMIC DEVELOPMENT

ECONOMIC DEVELOPMENT

This bill creates a biennial appropriation from the recycling fund. Under the bill, the Department of Commerce may award a grant or loan to a business for technology to increase renewable fuel or energy production or for new renewable fuel or energy technology. A grant recipient must provide at least 50 percent of the cost of a project funded by a grant. The bill also requires the Department of Commerce to make grants from the appropriation totaling up to \$5,000,000 to a person who plans to construct a cellulosic ethanol plant in the state. The person must submit a plan for the use of the grant proceeds and agree to reporting and auditing requirements. Under the bill, the department may also make grants and loans from the appropriation under current programs that are funded by the Wisconsin development fund.

In addition, the bill creates an annual appropriation from the recycling fund for administering the new renewable fuel and energy grant and loan program and current economic development programs funded by the Wisconsin development fund.

For further information see the *state* 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:

1 **SECTION 1.** 20.115 (4) (c) of the statutes is amended to read:

2 20.115 (4) (c) *Agricultural investment aids.* Biennially, the amounts in the
3 schedule for agricultural research and development grants under s. 93.46 (2) and (3)
4 and sustainable agriculture grants under s. 93.47.

5 **SECTION 2.** 20.115 (4) (r) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 3.** 20.143 (1) (tm) of the statutes is created to read:

7 20.143 (1) (tm) *Wisconsin development fund grants and loans; recycling fund.*
8 Biennially, from the recycling fund, the amounts in the schedule for grants and loans
9 under ss. 560.126 and 560.61 (1) and for grants under 2007 Wisconsin Act (this
10 act), section 9108 (1).

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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13 From the recycling fund, the amounts in the schedule for administering the
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2 funding under s. 26.39 (5), for transfer to the appropriation under s. 20.292 (1) (km)
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7 **560.126 Renewable energy grants and loans.** (1) The department may
8 award a grant or loan from the appropriation under s. 20.143 (1) (dg), (ie), or (tm) to
9 a business or researcher to fund the development of new technologies to increase
10 renewable fuel or energy production or to fund the commercialization of new
11 renewable fuel or energy technologies.

12 (2) A grant under this section may not exceed 50 percent of the costs of an
13 eligible project.

14 (3) The department may promulgate rules necessary to administer this
15 section, except that the department may not promulgate such rules unless the
16 department has consulted with the department of agriculture, trade and consumer
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22 following:

23 **SECTION 9108. Nonstatutory provisions; Commerce.**

24 (1) GRANT FOR CELLULOSIC ETHANOL PLANT. Notwithstanding section 560.126 of
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2 (tm) of the statutes, as created by this act, to a person who plans to construct a
3 cellulosic ethanol plant in this state, if all of the following apply:

4 (a) The person submits a plan to the department specifying the proposed use
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6 (b) The department enters into a written agreement with the person that
7 specifies the conditions for the use of the grant, including reporting and auditing
8 requirements.

9 (c) The person agrees in writing to submit to the department, within 6 months
10 after spending the grant proceeds, a report detailing how the grant proceeds were
11 spent.

12 (END)