

2007 DRAFTING REQUEST

Bill

Received: **01/22/2007**

Received By: **mshovers**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-1923**

By/Representing: **Hatch**

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

Drafter: **mshovers**

May Contact:

Addl. Drafters:

Subject: **Local Gov't - 1st class cities**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Hatch, BB0433 -

Topic:

Allow a specified area in a 1st class city to become a premier resort area

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>
/?	mshovers 01/22/2007	jdyer 01/23/2007		_____			S&L
/1			rschluet 01/23/2007	_____	mbarman 01/23/2007		S&L
/2	mshovers 01/25/2007	kfollett 01/25/2007	rschluet 01/25/2007	_____	sbasford 01/25/2007		S&L
/3	mshovers 01/29/2007	jdyer 01/29/2007	rschluet 01/29/2007	_____	sbasford 01/29/2007		S&L
/4	mshovers 01/31/2007	wjackson 01/31/2007	jfrantze 01/31/2007	_____	mbarman 02/01/2007		S&L

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

/5	mshovers	kfollett	jfrantze	_____	mbarman		
	02/02/2007	02/02/2007	02/02/2007	_____	02/02/2007		

FE Sent For:

<END>

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Adtl. Drafters:

Subject: **Local Gov't - 1st class cities**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Hatch, BB0409 -

Topic:

Allow a specified area in a 1st class city to become a premier resort area

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>
/?	mshovers 01/22/2007	jdyer 01/23/2007		_____			S&L
/1			rschluet 01/23/2007	_____	mbarman 01/23/2007		S&L
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/3	mshovers 01/29/2007	jdyer 01/29/2007	rschluet 01/29/2007	_____	sbasford 01/29/2007		S&L
/4	mshovers 01/31/2007	wjackson 01/31/2007	jfrantze 01/31/2007	_____	mbarman 02/01/2007		

15 KJF
2/2
2/2
2/2

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

15 MES 2/2/07

FE Sent For:

<END>

2007 DRAFTING REQUEST

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Received: 01/22/2007

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Identical to LRB:

For: Administration-Budget 6-1923

By/Representing: Hatch

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Drafter: mshovers

May Contact:

Addl. Drafters:

Subject: Local Gov't - 1st class cities

Extra Copies:

Submit via email: NO

Pre Topic:

DOA:.....Hatch, BB0409 -

Topic:

Allow a specified area in a 1st class city to become a premier resort area

Instructions:

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/3	mshovers 01/29/2007	jdyer 01/29/2007	rschluet 01/29/2007	_____	sbasford 01/29/2007		

14 NES 1/31/07
 FE Sent For: 14/15 f 1/31
 1/31 1/31

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Bill

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Subject: Local Gov't - 1st class cities

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Submit via email: NO

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Topic:

Allow a specified area in a 1st class city to become a premier resort area

Instructions:

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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	mshovers 01/22/2007	jdye 01/23/2007		_____			S&L
/1		13 1/29 jld	rschluet 01/23/2007	_____	mbarman 01/23/2007		S&L
/2	mshovers 01/25/2007	kfollett 01/25/2007	rschluet 01/25/2007	_____	sbasford 01/25/2007		

13 MES 1/29/07

FE Sent For:

Handwritten signature and date 1/29/07

<END>

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May Contact:

Addl. Drafters:

Subject: Local Gov't - 1st class cities

Extra Copies:

Submit via email: NO

Pre Topic:

DOA:.....Hatch, BB0409 -

Topic:

a 1st class city

Allow a specified area in ~~Milwaukee~~ to become a premier resort area

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>
/?	mshovers 01/22/2007	jdyer 01/23/2007					S&L
/1	<i>12 MES 1/25/07</i>	<i>1219f 1/25</i>	rschluet 01/23/2007		mbarman 01/23/2007		

FE Sent For:

Handwritten signature and initials
<END>
1257 NN

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Addl. Drafters:

Subject: **Local Gov't - 1st class cities**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Hatch, BB0409 -

Topic:

Allow ~~certain neighborhoods~~ ^{a specified area} in Milwaukee to become a premier resort area

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>
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/?	mshovers	1/23 jld					
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11MES 1/22/07

[Handwritten signature]
1/23/07

FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Premier Resort Area Tax
- Tracking Code: BB0409
- SBO team: Tax and Local Government
- SBO analyst: Nikki Hatch
 - Phone: 266-1923
 - Email: nikki.hatch@wisconsin.gov
- Agency acronym: Shared Revenue and Prop. Tax Relief
- Agency number: 835
- Priority (Low, Medium, High): High

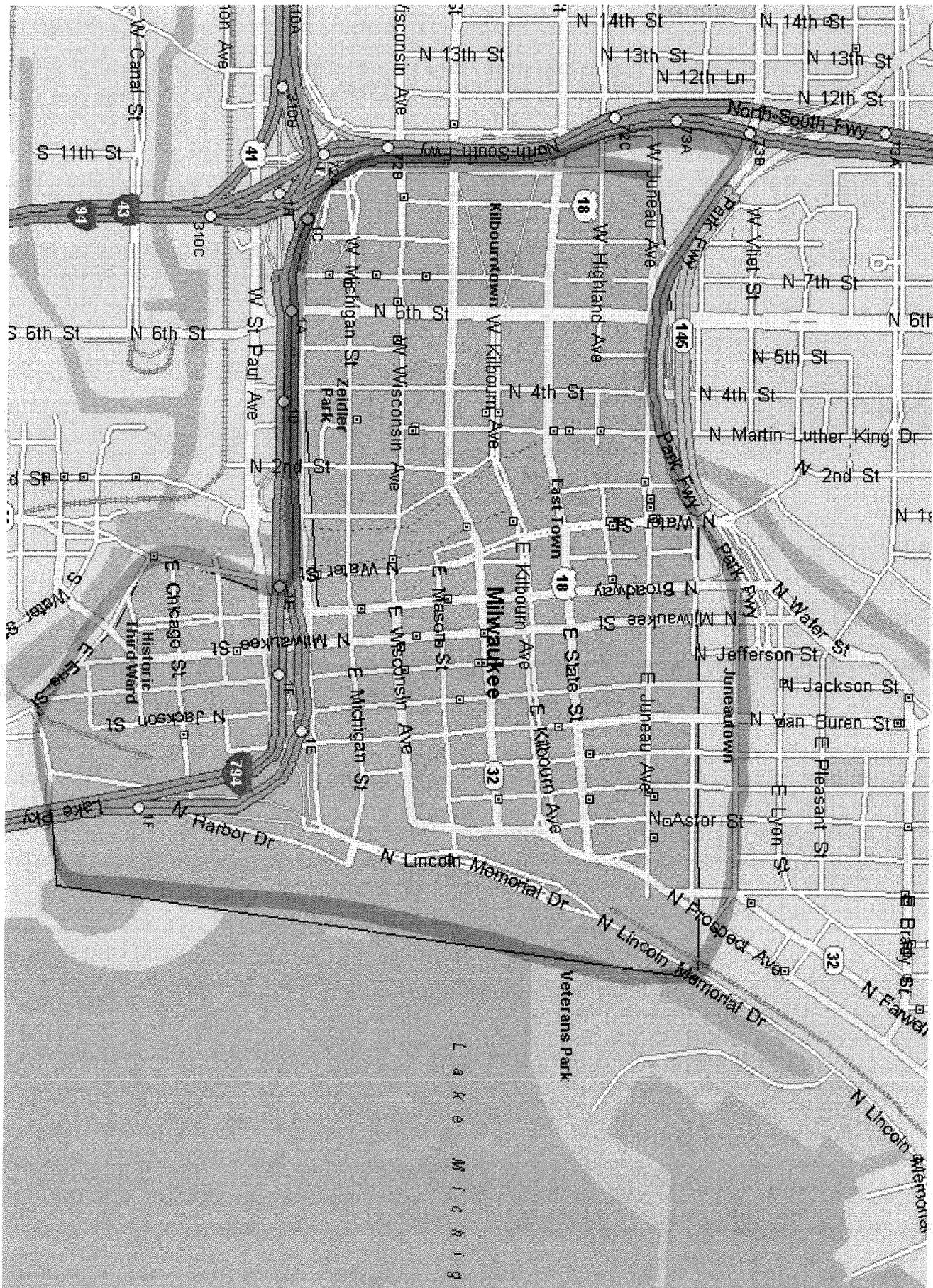
The city of Milwaukee may enact an ordinance or adopt a resolution declaring a region within the city boundaries to be a premier resort area even if less than 40 percent of the equalized assessed value of the taxable property within the region is used by tourism-related retailers. The premier resort area region must be contiguous and is subject to the following boundaries, or whatever most closely approximates the attached map:

Western boundary: North-South Freeway

Northern boundary: Park Freeway to North Broadway Street and Juneautown to Lake Michigan

Eastern boundary: Lake Michigan

Southern boundary: Erie Street to Water Street to Highway 794 to North-South Freeway.





State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1630/2

MESM:.....

LPS - Fix request
sheet please

JLD
RM NR

DOA:.....Hatch, BB0409 - Allow ^{a specified area} ~~certain neighborhood~~ in Milwaukee to become a premier resort area

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

D-NOTE

do not
gen

- 1 AN ACT ...; relating to: authorizing the city of Milwaukee to declare part of its
- 2 territory a premier resort area.

Analysis by the Legislative Reference Bureau

LOCAL GOVERNMENT

Generally, under current law, the governing body of a political subdivision (a city, village, town, or county) may, by a two-thirds vote of the members of the governing body, enact an ordinance or adopt a resolution declaring itself to be a premier resort area if at least 40 percent of the equalized assessed value of the taxable property within the political subdivision is used by tourism-related retailers. "Tourism-related retailers" is defined to be certain retailers who are classified in the standard industrial classification manual that is published by the U.S. Office of Management and Budget. The statutory definition includes 21 retailers who are so classified, including variety stores, dairy product stores, gasoline service stations, eating places, drinking places, and hotels and motels.

A premier resort area may impose a tax at a rate of 0.5 percent of the gross receipts from the sale, lease, or rental of goods or services that are subject to the general sales and use tax and are sold by tourism-related retailers. The proceeds of the tax may only be used to pay for infrastructure expenses within the jurisdiction of the premier resort area. The definition of "infrastructure expenses" includes the costs of purchasing, constructing, or improving parking lots;

transportation facilities, including roads and bridges; sewer and water facilities; recreational facilities; fire fighting equipment; and police vehicles.

Also under current law, the city of Eagle River, the city of Bayfield, the village of Ephraim, and the village of Sister Bay are authorized to enact an ordinance or adopt a resolution to become a premier resort area notwithstanding the fact that neither city nor village meets the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within a political subdivision be used by tourism-related retailers.

This bill allows the Milwaukee common council to declare a specified area of the city a premier resort area notwithstanding the fact that the specified area does not meet the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within the proposed premier resort area be used by tourism-related retailers.

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:

1 **SECTION 1.** 66.1113 (2) (a) of the statutes is amended to read:

2 66.1113 (2) (a) The governing body of a political subdivision, by a two-thirds
3 vote of the members of the governing body who are present when the vote is taken,
4 may enact an ordinance or adopt a resolution declaring itself or, in the case of par.
5 (i), a part of itself to be a premier resort area if, except as provided in pars. (e), (f),
6 (g), and (h), and (i), at least 40% of the equalized assessed value of the taxable
7 property within such political subdivision is used by tourism-related retailers.

8 History: 1997 a. 27; 1999 a. 150 s. 364; Stats. 1999 s. 66.1113; 2001 a. 16, 109; 2005 a. 440.

8 **SECTION 2.** 66.1113 (2) (i) of the statutes is created to read:

9 66.1113 (2) (i) The city of Milwaukee may enact an ordinance or adopt a
10 resolution declaring a specified part of itself to be a premier resort area under par.
11 (a), even if less than 40 percent of the equalized assessed value of the taxable
12 property within the specified area of Milwaukee is used by tourism-related retailers.
13 An ordinance enacted or a resolution adopted under this paragraph may take effect
14 only if all of the following apply:

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1630/7dn

MES ^{WA}.....

date

Jld

Nikki Hatch:

This note is meant to alert you that it is possible that a Wisconsin court would find that this legislation is a "private or local bill" that, under art. IV, sec. 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this legislation cannot validly be enacted as part of the state budget bill because the budget bill clearly encompasses more than one subject.

Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place or thing is a private or local law within the meaning of art. IV, sec. 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest." This proposal is applicable only to a specified area of the City of Milwaukee.

*

Because it is difficult to predict the potential for and outcome of any court action on this proposal, should it be enacted as part of the budget, you may wish to consider introducing this proposal as a separate bill.

Marc E. Shovers
Senior Legislative Attorney
Phone: (608) 266-0129
E-mail: marc.shovers@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1630/1dn
MES:jld:rs

January 23, 2007

Nikki Hatch:

This note is meant to alert you that it is possible that a Wisconsin court would find that this legislation is a "private or local bill" that, under art. IV, sec. 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this legislation cannot validly be enacted as part of the state budget bill because the budget bill clearly encompasses more than one subject.

Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place or thing is a private or local law within the meaning of art. IV, sec. 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest." This proposal is applicable only to a specified area of the city of Milwaukee.

Because it is difficult to predict the potential for and outcome of any court action on this proposal, should it be enacted as part of the budget, you may wish to consider introducing this proposal as a separate bill.

Marc E. Shovers
Senior Legislative Attorney
Phone: (608) 266-0129
E-mail: marc.shovers@legis.wisconsin.gov

Shovers, Marc

From: Hatch, Nikki - DOA
Sent: Wednesday, January 24, 2007 4:23 PM
To: Schlueter, Ron; Shovers, Marc
Cc: Koskinen, John - DOA; Hanaman, Cathlene; Palchik, Laurie A - DOA
Subject: RE: LRB Draft: 07-1630/1 Allow a specified area in Milwaukee to become a premier resort area

Please make the following changes to this draft:

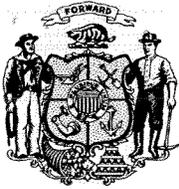
1. Change the language from being specific to Milwaukee to applying to first class cities.
2. Specify that the contiguous area may not exceed 4 square miles.
3. Delete the specific boundaries that are mentioned.

Thank you very much,

Nikki Hatch

From: Schlueter, Ron [mailto:Ron.Schlueter@legis.wisconsin.gov]
Sent: Tuesday, January 23, 2007 10:36 AM
To: Hatch, Nikki - DOA
Cc: Koskinen, John - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1630/1 Allow a specified area in Milwaukee to become a premier resort area

Following is the PDF version of draft 07-1630/1.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1630/1

MES:jld:rs

RAM
EKJf

a 1st class city

DOA:.....Hatch, BB0409 - Allow a specified area in Milwaukee to become a premier resort area

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

Don't Gen

a 1st class city

1 AN ACT ...; relating to: authorizing the city of Milwaukee to declare part of its
2 territory a premier resort area.

Analysis by the Legislative Reference Bureau

LOCAL GOVERNMENT

Generally, under current law, the governing body of a political subdivision (a city, village, town, or county) may, by a two-thirds vote of the members of the governing body, enact an ordinance or adopt a resolution declaring itself to be a premier resort area if at least 40 percent of the equalized assessed value of the taxable property within the political subdivision is used by tourism-related retailers. "Tourism-related retailers" is defined to be certain retailers who are classified in the standard industrial classification manual that is published by the U.S. Office of Management and Budget. The statutory definition includes 21 retailers who are so classified, including variety stores, dairy product stores, gasoline service stations, eating places, drinking places, and hotels and motels.

A premier resort area may impose a tax at a rate of 0.5 percent of the gross receipts from the sale, lease, or rental of goods or services that are subject to the general sales and use tax and are sold by tourism-related retailers. The proceeds of the tax may only be used to pay for infrastructure expenses within the jurisdiction of the premier resort area. The definition of "infrastructure expenses" includes the costs of purchasing, constructing, or improving parking lots; transportation

first

facilities, including roads and bridges; sewer and water facilities; recreational facilities; fire fighting equipment; and police vehicles.

Also under current law, the city of Eagle River, the city of Bayfield, the village of Ephraim, and the village of Sister Bay are authorized to enact an ordinance or adopt a resolution to become a premier resort area notwithstanding the fact that neither city nor village meets the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within a political subdivision be used by tourism-related retailers.

This bill allows the Milwaukee common council to declare a specified area of the city a premier resort area notwithstanding the fact that the specified area does not meet the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within the proposed premier resort area be used by tourism-related retailers. The area must be contiguous and may not exceed

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

of a 1st class city (presently only Milwaukee)

4 square miles

four

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

1 SECTION 1. 66.1113 (2) (a) of the statutes is amended to read:

2 66.1113 (2) (a) The governing body of a political subdivision, by a two-thirds
3 vote of the members of the governing body who are present when the vote is taken,
4 may enact an ordinance or adopt a resolution declaring itself or, in the case of par.
5 (i), a part of itself to be a premier resort area if, except as provided in pars. (e), (f),
6 (g), and (h), and (i), at least 40% of the equalized assessed value of the taxable
7 property within such political subdivision is used by tourism-related retailers.

8 SECTION 2. 66.1113 (2) (i) of the statutes is created to read:

9 66.1113 (2) (i) ^{1st class} ~~The city of Milwaukee~~ may enact an ordinance or adopt a
10 resolution declaring a specified part of itself to be a premier resort area under par.

11 (a), even if less than 40 percent of the equalized assessed value of the taxable
12 property within the specified area of ~~Milwaukee~~ ^{the city} is used by tourism-related retailers.

13 An ordinance enacted or a resolution adopted under this paragraph may take effect
14 only if all of the following apply:

- 1 1. The territory in the specified area is contiguous.
2 2. *specified area does not exceed 4 square miles.*
3 ~~The approximate boundaries of the specified area are the following:~~
4 a. ~~The western boundary is the North-South Freeway.~~
5 b. The northern boundary is the Park Freeway to North Broadway Street and
6 Juneautown to Lake Michigan.
7 c. The eastern boundary is Lake Michigan.
8 d. ~~The southern boundary is Erie Street to Water Street to Highway 794 to the~~
9 ~~North-South Freeway.~~

(END)

Shovers, Marc

From: Hatch, Nikki - DOA
Sent: Monday, January 29, 2007 10:22 AM
To: Schlueter, Ron; Shovers, Marc
Subject: RE: LRB Draft: 07-1630/2 Allow a specified area in a 1st class city to become a premier resort area

Hi Marc,
Can you please make the following adjustment to this draft:

Change the effectiveness date so that the act takes effect on the first day of the calendar quarter beginning at least 120 days after publication. This suggestion comes from DOR; they think that they'll need the extra time to make necessary system changes, identify the affected retailers, etc.

Thank you,
Nikki

From: Schlueter, Ron [mailto:Ron.Schlueter@legis.wisconsin.gov]
Sent: Thursday, January 25, 2007 4:04 PM
To: Hatch, Nikki - DOA
Cc: Koskinen, John - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1630/2 Allow a specified area in a 1st class city to become a premier resort area

Following is the PDF version of draft 07-1630/2.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1630/2
MES:jld&kjf:rs

RMR

DOA:.....Hatch, BB0409 - Allow a specified area in a 1st class city to become a premier resort area

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

do not open

- 1 AN ACT ...; **relating to:** authorizing a 1st class city to declare part of its territory
- 2 a premier resort area.

Analysis by the Legislative Reference Bureau

LOCAL GOVERNMENT

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facilities, including roads and bridges; sewer and water facilities; recreational facilities; fire fighting equipment; and police vehicles.

Also under current law, the city of Eagle River, the city of Bayfield, the village of Ephraim, and the village of Sister Bay are authorized to enact an ordinance or adopt a resolution to become a premier resort area notwithstanding the fact that neither city nor village meets the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within a political subdivision be used by tourism-related retailers.

This bill allows the common council of a first class city (presently only Milwaukee) to declare a specified area of the city a premier resort area notwithstanding the fact that the specified area does not meet the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within the proposed premier resort area be used by tourism-related retailers. The area must be contiguous and may not exceed four square miles.

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

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6 (g), ~~and~~ (h), and (i), at least 40% of the equalized assessed value of the taxable
7 property within such political subdivision is used by tourism-related retailers.

8 **SECTION 2.** 66.1113 (2) (i) of the statutes is created to read:

9 66.1113 (2) (i) A 1st class city may enact an ordinance or adopt a resolution
10 declaring a specified part of itself to be a premier resort area under par. (a), even if
11 less than 40 percent of the equalized assessed value of the taxable property within
12 the specified area of the city is used by tourism-related retailers. An ordinance

1 enacted or a resolution adopted under this paragraph may take effect only if all of
2 the following apply:

- 3 1. The territory in the specified area is contiguous.
- 4 2. The specified area does not exceed 4 square miles.

✓
INS
3-5

5

(END)

**2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1630/3ins
MES:jld&kjf:rs

INSERT 3-5

SECTION 9441. Effective dates; Revenue. ✓

(1) PREMIER RESORT AREA TAXES. The treatment of section 66.1113 (2) (a) ✓ and (i) ✓ of the statutes takes effect on the first day of the calendar quarter beginning at least 120 days after publication. ✓



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1630/34
MES:jld&kjf:rs

stuf Rmp

DOA:.....Hatch, BB0409 - Allow a specified area in a 1st class city to become a premier resort area

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

do not go

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

(nine) and must correspond to zip code areas

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1 **SECTION 1.** 66.1113 (2) (a) of the statutes is amended to read:

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4 may enact an ordinance or adopt a resolution declaring itself or, in the case of par.
5 (i), a part of itself to be a premier resort area if, except as provided in pars. (e), (f),
6 (g), and (h), and (i), at least 40% of the equalized assessed value of the taxable
7 property within such political subdivision is used by tourism-related retailers.

8 **SECTION 2.** 66.1113 (2) (i) of the statutes is created to read:

9 66.1113 (2) (i) A 1st class city may enact an ordinance or adopt a resolution
10 declaring a specified part of itself to be a premier resort area under par. (a), even if
11 less than 40 percent of the equalized assessed value of the taxable property within
12 the specified area of the city is used by tourism-related retailers. An ordinance

1 enacted or a resolution adopted under this paragraph may take effect only if all of
2 the following apply:

- 3 1. The territory in the specified area is contiguous.
- 4 2. The specified area does not exceed 4 square miles.

5 **SECTION 9441. Effective dates; Revenue.**

6 (1) PREMIER RESORT AREA TAXES. The treatment of section 66.1113 (2) (a) and (i)
7 of the statutes takes effect on the first day of the calendar quarter beginning at least
8 120 days after publication.

9 (END)

{ 3. The territory in the specified area corresponds
to 9-digit zip code areas, as determined by the
United States Postal Service.

Shovers, Marc

From: Hatch, Nikki - DOA
Sent: Wednesday, January 31, 2007 5:30 PM
To: Schlueter, Ron; Shovers, Marc
Subject: RE: LRB Draft: 07-1630/2 Allow a specified area in a 1st class city to become a premier resort area

Marc,
Another change, courtesy of DOR:

Add to the requirements that the region must correspond with USPS 9-digit zip codes, meaning that zip codes will either be fully in the premier resort area, or fully out. This is needed for DOR to administer it and will help obviate potential problems with streamlined sales tax.

Thank you,
Nikki

From: Schlueter, Ron [mailto:Ron.Schlueter@legis.wisconsin.gov]
Sent: Thursday, January 25, 2007 4:04 PM
To: Hatch, Nikki - DOA
Cc: Koskinen, John - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1630/2 Allow a specified area in a 1st class city to become a premier resort area

Following is the PDF version of draft 07-1630/2.

Shovers, Marc

From: Palchik, Laurie A - DOA
Sent: Friday, February 02, 2007 12:50 PM
To: Shovers, Marc
Subject: RE: LRB Draft: 07-1630/4 Allow a specified area in a 1st class city to become a premier resort area

Please use our tracking number BB0433 for your draft. Thank you.

Laurie A. Palchik
Executive Policy and Budget Analyst
Division of Executive Budget and Finance
608-267-0371 (office)
608-267-0372 (fax)

From: Koskinen, John - DOA
Sent: Friday, February 02, 2007 12:24 PM
To: Palchik, Laurie A - DOA
Subject: FW: LRB Draft: 07-1630/4 Allow a specified area in a 1st class city to become a premier resort area

From: Koskinen, John - DOA
Sent: Friday, February 02, 2007 12:08 PM
To: Shovers, Marc - LEGIS
Subject: FW: LRB Draft: 07-1630/4 Allow a specified area in a 1st class city to become a premier resort area

Could you modify the draft to also specify the proceeds from the tax be restricted to infrastructure spending within the premier resort area> In other words, those receipts cannot be used elsewhere in the city..

Thanks.

From: Frantzen, Jean [mailto:Jean.Frantzen@legis.wisconsin.gov]
Sent: Wednesday, January 31, 2007 6:36 PM
To: Hatch, Nikki - DOA
Cc: Koskinen, John - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1630/4 Allow a specified area in a 1st class city to become a premier resort area

Following is the PDF version of draft 07-1630/4.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1630/4

MES:jld&kjfn

stays (RMA)

0433
DOA:.....Hatch, BB0409 - Allow a specified area in a 1st class city to become a premier resort area

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

do not gen

- 1 AN ACT ...; **relating to:** authorizing a 1st class city to declare part of its territory
2 a premier resort area.

Analysis by the Legislative Reference Bureau

LOCAL GOVERNMENT

Generally, under current law, the governing body of a political subdivision (a city, village, town, or county) may, by a two-thirds vote of the members of the governing body, enact an ordinance or adopt a resolution declaring itself to be a premier resort area if at least 40 percent of the equalized assessed value of the taxable property within the political subdivision is used by tourism-related retailers. "Tourism-related retailers" is defined to be certain retailers who are classified in the standard industrial classification manual that is published by the U.S. Office of Management and Budget. The statutory definition includes 21 retailers who are so classified, including variety stores, dairy product stores, gasoline service stations, eating places, drinking places, and hotels and motels.

A premier resort area may impose a tax at a rate of 0.5 percent of the gross receipts from the sale, lease, or rental of goods or services that are subject to the general sales and use tax and are sold by tourism-related retailers. The proceeds of the tax may only be used to pay for infrastructure expenses within the jurisdiction of the premier resort area. The definition of "infrastructure expenses" includes the costs of purchasing, constructing, or improving parking lots; transportation

spent on infrastructure expenses within the specified area

facilities, including roads and bridges; sewer and water facilities; recreational facilities; fire fighting equipment; and police vehicles.

Also under current law, the city of Eagle River, the city of Bayfield, the village of Ephraim, and the village of Sister Bay are authorized to enact an ordinance or adopt a resolution to become a premier resort area notwithstanding the fact that neither city nor village meets the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within a political subdivision be used by tourism-related retailers.

This bill allows the common council of a first class city (presently only Milwaukee) to declare a specified area of the city a premier resort area notwithstanding the fact that the specified area does not meet the generally applicable requirement that at least 40 percent of the equalized assessed value of the taxable property within the proposed premier resort area be used by tourism-related retailers. The area must be contiguous, ~~and~~ may not exceed four square miles, and must correspond to nine-digit zip code areas. *The proceeds of the tax may only be*

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11 less than 40 percent of the equalized assessed value of the taxable property within
12 the specified area of the city is used by tourism-related retailers. An ordinance

A 1st class city that acts under this paragraph and imposes the tax described under par. (b) may spend the proceeds of the tax only in the specified area, not only for infrastructure expenses, within

1 enacted or a resolution adopted under this paragraph may take effect only if all of
2 the following apply:

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- 4 2. The specified area does not exceed 4 square miles.
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6 determined by the United States Postal Service.

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10 120 days after publication.

11 (END)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1630/5
MES:jld&kjf:jf

DOA:.....Hatch, BB0433 - Allow a specified area in a 1st class city to become
a premier resort area

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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