



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-2783/24

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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA ✓
X-ref ✓

in-1/8/08

by end of day 1/11/08
or sooner

Reopen

1 AN ACT *to repeal* 20.143 (1) (x), 93.47, 234.66, 560.038, 560.039, 560.10, 560.137,
2 560.138, 560.14 (3m), 560.17 (5r), 560.17 (6m) (b), 560.607 (2), 560.80 (3m),
3 560.80 (5m), 560.81 (title), 560.81 (1) to (4), 560.82 (5) (a), 560.83 (title), 560.83
4 (1), 560.83 (5), 560.837, 560.91, 560.915 (2) and (3), 560.915 (4) (b) (intro.),
5 560.925 and 560.935; *to renumber* 560.797 (1) (a) and 560.7995 (4) (b); *to*
6 *renumber and amend* 560.17 (6m) (a), 560.80 (5), 560.81 (intro.), 560.82 (1),
7 560.82 (5) (b), 560.83 (2), 560.83 (3), 560.83 (4) (a), 560.83 (4) (b), 560.915 (4) (a),
8 560.915 (4) (b) 1. and 560.915 (4) (b) 2.; *to amend* 20.002 (11) (d) 3., 20.115 (4)
9 (c), 20.115 (4) (r), 20.143 (1) (fm), 20.143 (1) (ie), 20.143 (1) (ig), 20.143 (1) (im),
10 20.143 (1) (kg), 20.143 (1) (kj), 25.17 (1) (hm), 25.17 (70) (intro.), 25.17 (70) (a),
11 93.46 (2) (e), 234.03 (2m), 234.265 (2), 234.40 (4), 234.50 (4), 234.60 (2), 234.61
12 (1), 234.63 (2) (b), 234.65 (1) (b), 560.03 (15) (intro.), 560.03 (26), 560.031, 560.07
13 (9), 560.08 (2) (m), 560.081 (2) (i), 560.11 (1) (b), 560.13 (7), 560.155 (4), 560.17
14 (7) (a), 560.205 (3) (c) (intro.), 560.42 (5), 560.44 (2), 560.52 (1) (intro.), 560.55,
15 560.797 (4) (a), 560.799 (5) (intro.), 560.7995 (3) (b), 560.7995 (4) (c) (intro.),

1 560.7995 (4) (e), subchapter VII (title) of chapter 560 [precedes 560.80], 560.80
2 (4), 560.80 (11), 560.82 (title), 560.82 (2) (intro.), 560.82 (3) (intro.), 560.82 (4)
3 (intro.), 560.82 (4) (a) (intro.), 560.82 (4) (a) 2., 560.82 (4) (b), 560.84 (1) (intro.),
4 560.84 (1) (b) 1., 560.84 (1) (e) 1., 560.84 (1) (f), 560.84 (1) (j), 560.84 (2) (intro.),
5 560.84 (2) (a) 1., 560.85 (2), 560.85 (3) (a), 560.85 (3) (b), 560.905 (2) and 560.915
6 (4) (c); and **to create** 23.167, 23.169, 36.09 (1) (am), 36.11 (29r), 38.04 (1m),
7 38.04 (10m), 41.11 (1g), 41.11 (1r), 84.01 (6m), 84.01 (11m), 93.07 (18), 93.07
8 (20), 234.032, 234.255, 560.001 (1m), 560.01 (2) (ae), 560.01 (2) (am), 560.01 (2)
9 (as), 560.155 (5), 560.70 (2g), 560.765 (2m), 560.797 (1) (ad), 560.797 (4) (h),
10 560.799 (1) (ad), 560.799 (6) (g), 560.7995 (1) (am), 560.7995 (4) (b) 2., 560.80
11 (5) (a) and (b) and 560.82 (1m) (b) and (c) of the statutes; **relating to:** cleanup
12 and consolidation of Department of Commerce economic development
13 programs, establishing a comprehensive annual reporting requirement,
14 requiring the development of programmatic goals and accountability measures
15 for economic development grants and loans, requiring the exercise of
16 rule-making authority, and making an appropriation.

Analysis by the Legislative Reference Bureau

Pursuant to the recommendations of the Legislative Audit Bureau in Report 06-9, "A Review of State Economic Development Programs," this bill makes a number of changes to the state's economic development programs.

Definition of an economic development program

Under current law, there is no uniform definition of an economic development program. This bill defines "economic development program" as a program or activity having the primary purpose of encouraging the establishment and growth of business in the state, including the creation and retention of jobs, and that satisfies all of the following:

1. The program receives funding from the state or federal government that is allocated through an appropriation under state law.
2. The program provides financial assistance, tax credits, or direct services to specific industries, businesses, local governments, or organizations.

Cleanup and consolidation

The bill eliminates the following unfunded or inactive economic development programs administered by the Department of Commerce (Commerce): minority nonprofit corporation grants; minority business incubator grants; the industrial building construction loan fund; community-based economic development revolving loan fund grants; low-income rural municipality economic development loans; small business innovative research program grants; ~~minority business development finance and education training grants~~, and the following technology-based economic development programs: the seed-capital fund, the information exchange clearinghouse, and the manufacturing modernization program. The bill also eliminates the following duplicative economic development programs: gaming economic development grants and loans and gaming economic diversification grants and loans.

The bill eliminates the sustainable agriculture grant program administered by the Department of Agriculture, Trade and Consumer Protection (DATCP).

The bill eliminates the beginning farmer program administered by the Wisconsin Housing and Economic Development Authority (WHEDA).

This bill consolidates the following grant and loan programs, administered by Commerce, into one minority business grant and loan program: minority business early planning grants; minority business development grants and loans; and minority business revolving fund grants and loans.

Current law authorizes Commerce to award early planning project grants to certain eligible recipients. An "early planning project" is defined under current law as "the preliminary stages of considering and planning the start-up or expansion of a business that will be a minority business." Under current law, eligible recipients include individuals who are minority group members and residents of this state. The bill does not change the definition of "early planning project" or "eligible recipient." The bill permits Commerce to award early planning project loans as well as grants.

Changes to reporting requirements

Under current law, Commerce must do all of the following:

1. Submit a biennial report to the legislature on the performance and operations of Commerce in the preceding biennium.
2. Periodically prepare an inventory of existing entrepreneurial assistance programs in Wisconsin.
3. Prepare a report documenting the results of an annual survey of Wisconsin businesses concerning the formation of businesses and obstacles to the formation of businesses in Wisconsin.
4. Prepare employment impact estimates related to industrial development revenue bonding.
5. Submit a report to the State of Wisconsin Investment Board describing the types of investments in businesses in Wisconsin that will have the greatest likelihood of enhancing economic development in Wisconsin.
6. Submit a report to both the Department of Natural Resources (DNR) and the federal Environmental Protection Agency concerning the compliance of the state

The bill also consolidates the gaming economic development grant and loan program and the gaming economic diversification grant and loan program into one gaming economic development grant and loan program.

transfers to the Minority Business Development Board the authority to award grants and

minority business development finance and education training grants

the board

small business stationary source technical and environmental compliance assistance program with certain federal laws.

In addition, under current law, Commerce must submit reports to the legislature incorporating the following information concerning economic development programs administered by Commerce: job gains due to funds provided to Forward Wisconsin, Inc.; the effects of the State Main Street Program on business revitalization in commercial areas having historic significance; the effectiveness of the Brownfields Grant Program; the operation and effectiveness of the Business Employees' Skills Training Grant Program; the total amount of tax credits claimed under the Early State Seed Investment Credit and Angel Investment Credit programs; a description of the activities of the Business Development Assistance Center; a description of Commerce's activities and the results of Commerce's activities coordinating entrepreneurial assistance programs and intermediary assistance programs offered by state agencies; Commerce's technology-based economic development activities; and the disposition and repayment of moneys distributed under the seed capital fund.

The economic development reporting requirements under current law are not uniform: some reports are required annually, others biennially or periodically; some reports are due in January, others in March, September, October, and December.

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* Under the bill, Commerce must still report the information required under current law, but the bill requires that all economic development reporting be made in one comprehensive annual document to the Joint Legislative Audit Committee and to the appropriate standing committees of the assembly and the senate. In addition, under the bill, each of the following entities must submit to the legislature a comprehensive annual report detailing its economic development activities: 1) the University of Wisconsin System; 2) DATCP; 3) DNR; 4) WHEDA; 5) the Department of Tourism; 6) the Technical College System; and 7) the Department of Transportation. The comprehensive reports of all eight entities are due to the legislature by October 1 of each year.

within the preceding fiscal year

The state entity annual reports must include information about the number of grants and loans made by each entity in each year; the amount of each grant and loan; the name of the recipient of each grant and loan; and the sum total of all grants and loans received by each recipient. The seven enumerated state entities must collaborate with Commerce to make the reported information available to the public on the Internet.

Programmatic goals and benchmarks

The bill also requires Commerce and the seven enumerated state entities to establish specific goals for each of the economic development programs administered by each entity; quantifiable benchmarks for the program goals; and methods for evaluating the projected or anticipated results of the program. Commerce and the other seven entities must independently verify the accuracy of information reported by the recipient of an economic development grant or loan.

* Commerce and the seven enumerated state agencies must promulgate the following rules governing economic development grants and loans:

entities

licensed or certified by the Accounting Examining Board in the Department of Regulation and Licensing

* 1. A requirement that the recipient of an economic development grant or loan of at least \$100,000 submit to the administering state entity a verified financial statement signed by both an independent accountant and the director or principal officer of the recipient. The rule must also require the recipient of such a grant or loan to make available for inspection the documents supporting the financial statement.

or tax benefits

* 2. Policies and procedures for the administering state entity to recoup economic development grant or loan payments, withhold future grant or loan payments, and impose a fine or penalty upon the recipient of an economic development grant or loan which has failed to comply with the requirements of a contract entered into with the administering state entity and which has failed to provide a satisfactory explanation to the administering state entity for the failure to comply.

entity submits false or misleading information to the administering state entity

Changes to development zones and enterprise zones

Under current law, Commerce may designate a portion of the state as a development zone, a development opportunity zone, an enterprise development zone, an agricultural development zone, an enterprise zone, an airport development zone, or a technology zone. Commerce may also certify persons who agree to undertake certain eligible activities in one of the designated zones. Eligible activities include job creation, environmental remediation, and capital investment. Persons who obtain certification are then eligible for tax benefits.

The bill requires that two-thirds of the tax benefits remaining under the following programs be made available only to persons who undertake eligible activities in an economically distressed area: 1) development zone program; 2) enterprise development zone program; 3) enterprise zone program; and 4) airport development zone program.

* The bill defines an economically distressed area as an area having the following characteristics:

1. The area has an unemployment rate that is greater than or equal to the statewide average based upon the most current data available.
2. The percentage of families with incomes below the poverty line established under 42 USC 9902 (2) is greater than or equal to the statewide average, based on the most current data available.
3. Average per capita income in the area is less than or equal to the statewide average, based on the most current data available.

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:

Insert 5-1

1

SECTION 1. 20.002 (11) (d) 3. of the statutes is amended to read:

1 20.002 (11) (d) 3. The industrial building construction loan fund under s.
2 560.10, 2005 stats. ✓

3 **SECTION 2.** 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.~~

7 **SECTION 3.** 20.115 (4) (r) of the statutes is amended to read:

8 20.115 (4) (r) *Agricultural investment aids, agrichemical management fund.*
9 Biennially, from the agrichemical management fund, the amounts in the schedule
10 for agricultural research and development grants under s. 93.46 (2) and (3) ~~and~~
11 ~~sustainable agriculture grants under s. 93.47.~~

12 **SECTION 4.** 20.143 (1) (fm) of the statutes is amended to read:

13 20.143 (1) (fm) *Minority business projects; grants and loans.* Biennially, the
14 amounts in the schedule for grants and loans under ~~ss. 560.038, 560.039, s. 560.82~~
15 ~~and 560.837, grants and loans under s. 560.83,~~ the grant under 1993 Wisconsin Act
16 110, section 3, and the loans under 1997 Wisconsin Act 9, section 3.

17 **SECTION 5.** 20.143 (1) (ie) of the statutes, as affected by 2007 Wisconsin Act 20,
18 is amended to read:

19 20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received
20 in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., s. 560.10, 2005
21 stats., s. 560.147, 2005 stats., s. 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275
22 (2), ~~2005 stats.,~~ s. 560.62, 2005 stats., s. 560.63, 2005 stats., and s. 560.66, 2005 stats.,
23 subch. V of ch. 560, and 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin
24 Act 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997
25 Wisconsin Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), 1999

1 Wisconsin Act 9, section 9110 (4), and 2007 Wisconsin Act 20, section 9108 (5x), to
2 be used for grants and loans under s. 560.275 (2) and subch. V of ch. 560, for
3 assistance under s. 560.06 (2), for the loan under 1999 Wisconsin Act 9, section 9110
4 (4), for the grant under 2001 Wisconsin Act 16, section 9110 (7g), for the grants under
5 2003 Wisconsin Act 33, section 9109 (1d) and (2q), and for reimbursements under s.
6 560.167.

7 SECTION 6. 20.143 (1) (ig) of the statutes is amended to read:

8 plain 20.143 (1) (ig) *Gaming economic development and diversification; repayments.*

9 Biennially, the amounts in the schedule for grants and loans under ss. 560.137 (2)
10 and 560.138. All moneys received in repayment of loans under ss. 560.137 (2), 2005
11 ^{S.} stats., and 560.138, ^{plain} 2005 stats., shall be credited to this appropriation account.

12 SECTION 7. 20.143 (1) (im) of the statutes is amended to read:

13 20.143 (1) (im) *Minority business projects; repayments.* All moneys received in
14 repayment of grants or loans under s. 560.83 560.82 (1m) (b) and (c) and loans under
15 1997 Wisconsin Act 9, section 3, to be used for grants and loans under ss. s. 560.82,
16 560.83, and 560.837, the grant under 2001 Wisconsin Act 16, section 9110 (7g), and
17 the loans under 1997 Wisconsin Act 9, section 3.

18 SECTION 8. 20.143 (1) (kg) of the statutes is amended to read:

19 plain 20.143 (1) (kg) *American Indian economic liaison and gaming grants specialist*
20 *and program marketing.* The amounts in the schedule for the American Indian

21 plain economic liaison program under s. 560.87, other than for grants under s. 560.87 (6),
22 for the salary and fringe benefits of, and related supplies and services for, the gaming

23 grants specialist for the programs under ss. 560.137 and 560.138, and for marketing
24 the programs under ss. 560.137 and 560.138. From this appropriation, the

25 department may expend in each fiscal year no more than \$100,000 for marketing the

program

program

1 ~~programs~~ ^{program} under ss. ~~560.137~~ and ~~560.138~~. All moneys transferred from the
 2 appropriation account under s. 20.505 (8) (hm) 6g. shall be credited to this
 3 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
 4 balance on June 30 of each year shall revert to the appropriation account under s.
 5 20.505 (8) (hm).

6 SECTION 9. 20.143 (1) (kj) of the statutes is amended to read:

7 20.143 (1) (kj) *Gaming economic development and diversification; grants and*
 8 *loans.* Biennially, the amounts in the schedule for ~~grants and loans under ss. 560.137~~
 9 ~~and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the grants under~~
 10 2001 Wisconsin Act 16, section 9110 (2k), (11pk), and (11zx). ~~Of the amounts in the~~
 11 ~~schedule, \$500,000 shall be allocated in each fiscal year for the grants under s.~~

12 ~~560.137 (3m).~~ All moneys transferred from the appropriation account under s.
 13 ~~20.505 (8) (hm) 6j.~~ shall be credited to this appropriation account. Notwithstanding
 14 s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd-numbered year
 15 shall revert to the appropriation account under s. 20.505 (8) (hm).

16 SECTION 10. 20.143 (1) (x) of the statutes is repealed.

17 SECTION 11. 23.167 of the statutes is created to read:

18 **23.167 Goals and accountability measures for economic development**
 19 **programs.** (1) In this section, "economic development program" means a program
 20 or activity having the primary purpose of encouraging the establishment and growth
 21 of business in this state, including the creation and retention of jobs, and that
 22 satisfies all of the following:

23 (a) The program receives funding from the state or federal government that is
 24 allocated through an appropriation under ch. 20.

1 (b) The program provides financial assistance, tax credits, or direct services to
2 specific industries, businesses, local governments, or organizations.

3 (2) The department, in consultation with the department of commerce, shall
4 do all of the following for each economic development program administered by the
5 department:

6 (a) Establish clear and measurable goals for the program that are tied to
7 statutory policy objectives.

8 (b) Establish at least one quantifiable benchmark for each program goal
9 described in par. (a).

10 (c) Require that each recipient of a grant or loan under the program submit a
11 report to the department. Each contract with a recipient of a grant or loan under the
12 program shall specify the frequency and format of the report to be submitted to the
13 department and the performance measures to be included in the report.

14 (d) Establish a method for evaluating the projected results of the program with
15 actual outcomes as determined by evaluating the information described in pars. (a)
16 and (b).

17 (e) Annually and independently verify, from a sample of grants and loans, the
18 accuracy of the information required to be reported under par. (c).

19 (f) Establish by rule a requirement that the recipient of a grant or loan under
20 the program of at least \$100,000 submit to the department a ^{verified} financial statement
21 signed by both an ^{certified public} independent accountant ^(licensed or certified under ch. 442) and the director or principal officer of the
22 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
23 inspection the documents supporting the ^{verified} financial statement.

24 (g) Establish by rule policies and procedures permitting the department to do
25 all of the following if a recipient of a grant or loan ^{or tax benefits} under the program fails to comply

submits false or misleading information to the department or

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1 with the terms of a contract entered into with the department under the program and
2 fails to provide to the satisfaction of the department an explanation for the
3 noncompliance:

- 4 1. Recoup payments made to the recipient.
- 5 2. Withhold payments to be made to the recipient.
- 6 3. Impose a fine or penalty on the recipient.

7 **SECTION 12.** 23.169 of the statutes is created to read:

8 **23.169 Economic development assistance reporting.** Annually, no later
9 than October 1, the department shall submit to the joint legislative audit committee
10 and to the appropriate standing committees of the legislature under s. 13.172 (3) a
11 comprehensive report assessing economic development programs, as defined in s.
12 23.167 (1), administered by the department. The report shall include all of the
13 information required under s. 560.01 (2) (am). The department shall collaborate
14 with the department of commerce to make readily accessible to the public on an
15 Internet-based system the information required under this section.

16 **SECTION 13.** 25.17 (1) (hm) of the statutes is amended to read:

17 25.17 (1) (hm) Industrial building construction loan fund (s. 560.10, 2005
18 stats.);

19 **SECTION 14.** 25.17 (70) (intro.) of the statutes is amended to read:

20 25.17 (70) (intro.) No later than ~~June 30~~ March 30 of every odd-numbered year,
21 after receiving a report from the department of commerce the information required
22 under s. 560.08 (2) (m), and in consultation with the department of commerce, submit
23 to the governor and to the presiding officer of each house of the legislature a plan for
24 making investments in this state. The purpose of the plan is to encourage the board
25 to make the maximum amount of investments in this state, subject to s. 25.15 and

1 consistent with the statutory purpose of each trust or fund managed by the board.
2 The plan shall discuss potential investments to be made during the first to 5th fiscal
3 years following submittal, and shall include, but not be limited to, the following:

4 **SECTION 15.** 25.17 (70) (a) of the statutes is amended to read:

5 25.17 (70) (a) A report from the department of commerce containing the
6 information required under s. 560.08 (2) (m) ~~describing the types of investments in~~
7 ~~businesses in this state which will have the greatest likelihood of enhancing~~
8 ~~economic development in this state.~~

9 **SECTION 16.** 36.09 (1) (am) of the statutes is created to read:

10 36.09 (1) (am) The board, in consultation with the department of commerce,
11 shall do all of the following for each economic development program, as defined in
12 s. 36.11 (29r) (a), administered by the board:

13 1. Establish clear and measurable goals for the program that are tied to
14 statutory policy objectives.

15 2. Establish at least one quantifiable benchmark for each program goal
16 described in subd. 1.

17 3. Require that each recipient of a grant or loan under the program submit a
18 report to the board. Each contract with a recipient of a grant or loan under the
19 program shall specify the frequency and format of the report to be submitted to the
20 board and the performance measures to be included in the report.

21 4. Establish a method for evaluating the projected results of the program with
22 actual outcomes as determined by evaluating the information described in subds. 1.
23 and 2.

24 5. Annually and independently verify, from a sample of grants and loans, the
25 accuracy of the information required to be reported under subd. 3.

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1 6. Establish by rule a requirement that the recipient of a grant or loan under
 2 the program of at least \$100,000 submit to the board a ^{verified} financial statement signed
 3 by both an ^{certified public} independent accountant ^{(licensed or certified under ch. 442) ✓} and the director or principal officer of the
 4 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
 5 inspection the documents supporting the ^{verified} financial statement.

6 7. Establish by rule policies and procedures permitting the board to do all of
 7 the following if a recipient of a grant or loan under the program fails to comply with
 8 the terms of a contract entered into with the board under the program and fails to ^{or tax benefits}
 9 provide to the satisfaction of the board an explanation for the noncompliance: ^{submits false or misleading information to the board or}

- 10 a. Recoup payments made to the recipient.
- 11 b. Withhold payments to be made to the recipient.
- 12 c. Impose a fine or penalty on the recipient.

13 **SECTION 17.** 36.11 (29r) of the statutes is created to read:

14 **36.11 (29r) ECONOMIC DEVELOPMENT ASSISTANCE REPORTING.** (a) In this
 15 subsection, "economic development program" means a program or activity having
 16 the primary purpose of encouraging the establishment and growth of business in this
 17 state, including the creation and retention of jobs, and that satisfies all of the
 18 following:

- 19 1. The program receives funding from the state or federal government that is
 20 allocated through an appropriation under ch. 20.
- 21 2. The program provides financial assistance, tax credits, or direct services to
 22 specific industries, businesses, local governments, or organizations.

23 (b) Annually, no later than October 1, the board shall submit to the joint
 24 legislative audit committee and to the appropriate standing committees of the
 25 legislature under s. 13.172 (3) a comprehensive report assessing economic

1 development programs administered by the board. The report shall include all of the
2 information required under s. 560.01 (2) (am). The board shall collaborate with the
3 department of commerce to make readily accessible to the public on an
4 Internet-based system the information required under this subsection.

5 **SECTION 18.** 38.04 (1m) of the statutes is created to read:

6 **38.04 (1m) GOALS AND ACCOUNTABILITY MEASURES FOR ECONOMIC DEVELOPMENT**
7 **PROGRAMS.** (a) In this subsection, "economic development program" means a program
8 or activity having the primary purpose of encouraging the establishment and growth
9 of business in this state, including the creation and retention of jobs, and that
10 satisfies all of the following:

11 1. The program receives funding from the state or federal government that is
12 allocated through an appropriation under ch. 20.

13 2. The program provides financial assistance, tax credits, or direct services to
14 specific industries, businesses, local governments, or organizations.

15 (b) The board, in consultation with the department of commerce, shall do all
16 of the following for each economic development program administered by the board:

17 1. Establish clear and measurable goals for the program that are tied to
18 statutory policy objectives.

19 2. Establish at least one quantifiable benchmark for each program goal
20 described in subd. 1.

21 3. Require that each recipient of a grant or loan under the program submit a
22 report to the board. Each contract with a recipient of a grant or loan under the
23 program shall specify the frequency and format of the report to be submitted to the
24 board and the performance measures to be included in the report.

1 4. Establish a method for evaluating the projected results of the program with
2 actual outcomes as determined by evaluating the information described in subds. 1.
3 and 2.

4 5. Annually and independently verify, from a sample of grants and loans, the
5 accuracy of the information required to be reported under subd. 3.

6 6. Establish by rule a requirement that the recipient of a grant or loan under
7 the program of at least \$100,000 submit to the board a ^{verified} financial statement signed
8 by both an ^{certified public} independent accountant ^{licensed or certified under ch. 442} and the director or principal officer of the
9 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
10 inspection the documents supporting the ^{verified} financial statement.

11 7. Establish by rule policies and ^{or tax benefits} procedures permitting the board to do all of
12 the following if a recipient of a grant or loan under the program fails to comply with
13 the terms of a contract entered into with the board under the program and fails to ^{submits false or misleading information to the board or}
14 provide to the satisfaction of the board an explanation for the noncompliance:

- 15 a. Recoup payments made to the recipient.
- 16 b. Withhold payments to be made to the recipient.
- 17 c. Impose a fine or penalty on the recipient.

18 **SECTION 19.** 38.04 (10m) of the statutes is created to read:

19 38.04 (10m) ECONOMIC DEVELOPMENT ASSISTANCE REPORTING. Annually, no later
20 than October 1, the board shall submit to the joint legislative audit committee and
21 to the appropriate standing committees of the legislature under s. 13.172 (3) a
22 comprehensive report assessing economic development programs, as defined in sub.
23 (1m) (a), administered by the board. The report shall include all of the information
24 required under s. 560.01 (2) (am). The board shall collaborate with the department

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1 of commerce to make readily accessible to the public on an Internet-based system
2 the information required under this subsection.

3 **SECTION 20.** 41.11 (1g) of the statutes is created to read:

4 **41.11 (1g) GOALS AND ACCOUNTABILITY MEASURES FOR ECONOMIC DEVELOPMENT**
5 **PROGRAMS.** (a) In this subsection, "economic development program" means a program
6 or activity having the primary purpose of encouraging the establishment and growth
7 of business in this state, including the creation and retention of jobs, and that
8 satisfies all of the following:

9 1. The program receives funding from the state or federal government that is
10 allocated through an appropriation under ch. 20.

11 2. The program provides financial assistance, tax credits, or direct services to
12 specific industries, businesses, local governments, or organizations.

13 (b) The department, in consultation with the department of commerce, shall
14 do all of the following for each economic development program administered by the
15 department:

16 1. Establish clear and measurable goals for the program that are tied to
17 statutory policy objectives.

18 2. Establish at least one quantifiable benchmark for each program goal
19 described in subd. 1.

20 3. Require that each recipient of a grant or loan under the program submit a
21 report to the department. Each contract with a recipient of a grant or loan under the
22 program shall specify the frequency and format of the report to be submitted to the
23 department and the performance measures to be included in the report.

1 4. Establish a method for evaluating the projected results of the program with
2 actual outcomes as determined by evaluating the information described in subds. 1.
3 and 2.

4 5. Annually and independently verify, from a sample of grants and loans, the
5 accuracy of the information required to be reported under subd. 3.

6 6. Establish by rule a requirement that the recipient of a grant or loan under
7 the program of at least \$100,000 submit to the department a ^{verified} financial statement
8 signed by both an independent ^{certified public} accountant and the director or principal officer of the
9 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
10 inspection the documents supporting the ^{verified} financial statement.

Insert 16-10 ✓

11 7. Establish by rule policies and procedures permitting the department to do
12 all of the following if a recipient of a grant or loan ^{or tax benefits} fails to comply
13 with the terms of a contract entered into with the department under the program and
14 fails to provide to the satisfaction of the department an explanation for the
15 noncompliance:

submits false or misleading information to the department or

- 16 a. Recoup payments made to the recipient.
- 17 b. Withhold payments to be made to the recipient.
- 18 c. Impose a fine or penalty on the recipient.

19 **SECTION 21.** 41.11 (1r) of the statutes is created to read:

20 41.11 (1r) ECONOMIC DEVELOPMENT ASSISTANCE REPORTING. Annually, no later
21 than October 1, the department shall submit to the joint legislative audit committee
22 and to the appropriate standing committees of the legislature under s. 13.172 (3) a
23 comprehensive report assessing economic development programs, as defined in sub.
24 (1g) (a), administered by the department. The report shall include all of the
25 information required under s. 560.01 (2) (am). The department shall collaborate with

1 the department of commerce to make readily accessible to the public on an
2 Internet-based system the information required under this subsection.

3 **SECTION 22.** 84.01 (6m) of the statutes is created to read:

4 84.01 (6m) GOALS AND ACCOUNTABILITY MEASURES FOR ECONOMIC DEVELOPMENT
5 PROGRAMS. (a) In this subsection, "economic development program" means a program
6 or activity having the primary purpose of encouraging the establishment and growth
7 of business in this state, including the creation and retention of jobs, and that
8 satisfies all of the following:

9 1. The program receives funding from the state or federal government that is
10 allocated through an appropriation under ch. 20.

11 2. The program provides financial assistance, tax credits, or direct services to
12 specific industries, businesses, local governments, or organizations.

13 (b) The department, in consultation with the department of commerce, shall
14 do all of the following for each economic development program administered by the
15 department:

16 1. Establish clear and measurable goals for the program that are tied to
17 statutory policy objectives.

18 2. Establish at least one quantifiable benchmark for each program goal
19 described in subd. 1.

20 3. Require that each recipient of a grant or loan under the program submit a
21 report to the department. Each contract with a recipient of a grant or loan under the
22 program shall specify the frequency and format of the report to be submitted to the
23 department and the performance measures to be included in the report.

1 4. Establish a method for evaluating the projected results of the program with
2 actual outcomes as determined by evaluating the information described in subds. 1
3 and 2.

4 5. Annually and independently verify, from a sample of grants and loans, the
5 accuracy of the information required to be reported under subd. 3.

6 6. Establish by rule a requirement that the recipient of a grant or loan under
7 the program of at least \$100,000 submit to the department a ^{verified} financial statement
8 signed by both an ^{certified public} independent accountant and the ^{licensed or certified under ch. 442} director or principal officer of the
9 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
10 inspection the documents supporting the ^{verified} financial statement.

11 7. Establish by rule policies and procedures permitting the department to do
12 all of the following if a recipient of a grant or loan ^{or tax benefits} under the program fails to comply
13 with the terms of a contract entered into with the department under the program and ^{submits false or misleading information to the department or}
14 fails to provide to the satisfaction of the department an explanation for the
15 noncompliance:

- 16 a. Recoup payments made to the recipient.
- 17 b. Withhold payments to be made to the recipient.
- 18 c. Impose a fine or penalty on the recipient.

19 **SECTION 23.** 84.01 (11m) of the statutes is created to read:

20 84.01 (11m) ECONOMIC DEVELOPMENT ASSISTANCE REPORTING. Annually, no later
21 than October 1, the department shall submit to the joint legislative audit committee
22 and to the appropriate standing committees of the legislature under s. 13.172 (3) a
23 comprehensive report assessing economic development programs, as defined in sub.
24 (6m) (a), administered by the department. The report shall include all of the
25 information required under s. 560.01 (2) (am). The department shall collaborate

Insert 18-10

1 with the department of commerce to make readily accessible to the public on an
2 Internet-based system the information required under this subsection.

3 **SECTION 24.** 93.07 (18) of the statutes is created to read:

4 **93.07 (18) GOALS AND ACCOUNTABILITY MEASURES FOR ECONOMIC DEVELOPMENT**
5 **PROGRAMS.** (a) In this subsection, "economic development program" means a program
6 or activity having the primary purpose of encouraging the establishment and growth
7 of business in this state, including the creation and retention of jobs, and that
8 satisfies all of the following:

9 1. The program receives funding from the state or federal government that is
10 allocated through an appropriation under ch. 20.

11 2. The program provides financial assistance, tax credits, or direct services to
12 specific industries, businesses, local governments, or organizations.

13 (b) In consultation with the department of commerce, to do all of the following
14 for each economic development program administered by the department of
15 agriculture, trade and consumer protection:

16 1. Establish clear and measurable goals for the program that are tied to
17 statutory policy objectives.

18 2. Establish at least one quantifiable benchmark for each program goal
19 described in subd. 1.

20 3. Require that each recipient of a grant or loan under the program submit a
21 report to the department. Each contract with a recipient of a grant or loan under the
22 program shall specify the frequency and format of the report to be submitted to the
23 department and the performance measures to be included in the report.

1 4. Establish a method for evaluating the projected results of the program with
2 actual outcomes as determined by evaluating the information described in subds. 1.
3 and 2.

4 5. Annually and independently verify, from a sample of grants and loans, the
5 accuracy of the information required to be reported under subd. 3.

6 6. Establish by rule a requirement that the recipient of a grant or loan under
7 the program of at least \$100,000 submit to the department a ^{verified} financial statement
8 signed by both an independent ^{certified public} accountant and the director or principal officer of the
9 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
10 inspection the documents supporting the ^{verified} financial statement.

11 7. Establish by rule policies and procedures ^{or tax benefits} permitting the department to do
12 all of the following if a recipient of a grant or loan under the program ^{submits false or misleading information to the department or} fails to comply
13 with the terms of a contract entered into with the department under the program and
14 fails to provide to the satisfaction of the department an explanation for the
15 noncompliance:

- 16 a. Recoup payments made to the recipient.
- 17 b. Withhold payments to be made to the recipient.
- 18 c. Impose a fine or penalty on the recipient.

19 **SECTION 25.** 93.07 (20) of the statutes is created to read:

20 93.07 (20) ECONOMIC DEVELOPMENT ASSISTANCE REPORTING. Annually, no later
21 than October 1, to submit to the joint legislative audit committee and to the
22 appropriate standing committees of the legislature under s. 13.172 (3) a
23 comprehensive report assessing economic development programs, as defined in sub.
24 (18) (a), administered by the department. The report shall include all of the
25 information required under s. 560.01 (2) (am). The department shall collaborate

Insert 20-10 ✓

1 with the department of commerce to make readily accessible to the public on an
2 Internet-based system the information required under this subsection.

3 **SECTION 26.** 93.46 (2) (e) of the statutes is amended to read:

4 93.46 (2) (e) The department may not make a grant under this subsection or
5 ~~s. 93.47~~ that exceeds 75 percent of project costs.

6 **SECTION 27.** 93.47 of the statutes is repealed.

7 **SECTION 28.** 234.03 (2m) of the statutes is amended to read:

8 234.03 (2m) To issue notes and bonds in accordance with ss. 234.08, 234.40,
9 234.50, 234.60, 234.61, 234.626, 234.63, and 234.65, ~~and~~ 234.66.

10 **SECTION 29.** 234.032 of the statutes is created to read:

11 **234.032 Goals and accountability measures for economic development**

12 **programs.** (1) In this section, "economic development program" means a program
13 or activity having the primary purpose of encouraging the establishment and growth
14 of business in this state, including the creation and retention of jobs, and that
15 satisfies all of the following:

16 (a) The program receives funding from the state or federal government that is
17 allocated through an appropriation under ch. 20.

18 (b) The program provides financial assistance, tax credits, or direct services to
19 specific industries, businesses, local governments, or organizations.

20 (2) The authority, in consultation with the department of commerce, shall do
21 all of the following for each economic development program administered by the
22 authority:

23 (a) Establish clear and measurable goals for the program that are tied to
24 statutory policy objectives.

1 (b) Establish at least one quantifiable benchmark for each program goal
2 described in par. (a).

3 (c) Require that each recipient of a grant or loan under the program submit a
4 report to the authority. Each contract with a recipient of a grant or loan under the
5 program shall specify the frequency and format of the report to be submitted to the
6 authority and the performance measures to be included in the report.

7 (d) Establish a method for evaluating the projected results of the program with
8 actual outcomes as determined by evaluating the information described in pars. (a)
9 and (b).

10 (e) Annually and independently verify, from a sample of grants and loans, the
11 accuracy of the information required to be reported under par. (c).

12 (f) Establish by rule a requirement that the recipient of a grant or loan under
13 the program of at least \$100,000 submit to the authority a ^{verified} financial statement signed
14 by both an ^{certified public} independent accountant and the ^{licensed or certified under ch. 442} director or principal officer of the
15 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
16 inspection the documents supporting the ^{verified} financial statement.

Insert 22-16 ✓

17 (g) Establish by rule policies and procedures permitting the authority to do all
18 of the following if a recipient of a grant or loan ^{or tax benefits} under the program fails to comply with
19 the terms of a contract entered into with the authority under the program and fails ^{submits false or misleading information to the authority}
20 to provide to the satisfaction of the authority an explanation for the noncompliance:

- 21 1. Recoup payments made to the recipient.
- 22 2. Withhold payments to be made to the recipient.
- 23 3. Impose a fine or penalty on the recipient.

24 SECTION 30. 234.255 of the statutes is created to read:

1 **234.255 Economic development assistance reporting.** Annually, no later
2 than October 1, the authority shall submit to the joint legislative audit committee
3 and to the appropriate standing committees of the legislature under s. 13.172 (3) a
4 comprehensive report assessing economic development programs, as defined in s.
5 234.032 (1), administered by the authority. The report shall include all of the
6 information required under s. 560.01 (2) (am). The authority shall collaborate with
7 the department of commerce to make readily accessible to the public on an
8 Internet-based system the information required under this section.

9 **SECTION 31.** 234.265 (2) of the statutes is amended to read:

10 234.265 (2) Records or portions of records consisting of personal or financial
11 information provided by a person seeking a grant or loan under s. 234.04, 234.08,
12 234.49, 234.59, 234.61, 234.63, 234.65, 234.67, 234.83, 234.84, 234.90, 234.905,
13 234.907, or 234.91, seeking a loan under ss. 234.621 to 234.626, seeking financial
14 assistance under s. 234.66, 2005 stats., seeking investment of funds under s. 234.03
15 (18m), or in which the authority has invested funds under s. 234.03 (18m), unless the
16 person consents to disclosure of the information.

17 **SECTION 32.** 234.40 (4) of the statutes is amended to read:

18 234.40 (4) The limitations established in ss. 234.18, 234.50, 234.60, 234.61,
19 234.63, and 234.65, ~~and 234.66~~ are not applicable to bonds issued under the
20 authority of this section. The authority may not have outstanding at any one time
21 bonds for veterans housing loans in an aggregate principal amount exceeding
22 \$61,945,000, excluding bonds being issued to refund outstanding bonds.

23 **SECTION 33.** 234.50 (4) of the statutes is amended to read:

24 234.50 (4) The limitations established in ss. 234.18, 234.40, 234.60, 234.61,
25 234.63, and 234.65, ~~and 234.66~~ are not applicable to bonds issued under the

1 authority of this section. The authority may not have outstanding at any one time
2 bonds for housing rehabilitation loans in an aggregate principal amount exceeding
3 \$100,000,000, excluding bonds being issued to refund outstanding bonds. The
4 authority shall consult with and coordinate the issuance of bonds with the building
5 commission prior to the issuance of bonds.

6 **SECTION 34.** 234.60 (2) of the statutes is amended to read:

7 234.60 (2) The limitations in ss. 234.18, 234.40, 234.50, 234.61, 234.63, and
8 234.65, and 234.66 do not apply to bonds or notes issued under this section.

9 **SECTION 35.** 234.61 (1) of the statutes is amended to read:

10 234.61 (1) Upon the authorization of the department of health and family
11 services, the authority may issue bonds or notes and make loans for the financing of
12 housing projects which are residential facilities as defined in s. 46.28 (1) (d) and the
13 development costs of those housing projects, if the department of health and family
14 services has approved the residential facilities for financing under s. 46.28 (2). The
15 limitations in ss. 234.18, 234.40, 234.50, 234.60, 234.63, and 234.65, and 234.66 do
16 not apply to bonds or notes issued under this section. The definition of "nonprofit
17 corporation" in s. 234.01 (9) does not apply to this section.

18 **SECTION 36.** 234.63 (2) (b) of the statutes is amended to read:

19 234.63 (2) (b) The limits in ss. 234.18 (1), 234.40, 234.50, 234.60, 234.61, and
20 234.65, and 234.66 do not apply to bonds issued under par. (a).

21 **SECTION 37.** 234.65 (1) (b) of the statutes is amended to read:

22 234.65 (1) (b) The limits in ss. 234.18, 234.40, 234.50, 234.60, and 234.61, and
23 234.66 do not apply to bonds or notes issued under this section.

24 **SECTION 38.** 234.66 of the statutes is repealed.

25 **SECTION 39.** 560.001 (1m) of the statutes is created to read:

1 560.001 (1m) "Economic development program" means a program or activity
2 having the primary purpose of encouraging the establishment and growth of
3 business in this state, including the creation and retention of jobs, and that satisfies
4 all of the following:

5 (a) The program receives funding from the state or federal government that is
6 allocated through an appropriation under ch. 20.

7 (b) The program provides financial assistance, tax credits, or direct services to
8 specific industries, businesses, local governments, or organizations.

9 **SECTION 40.** 560.01 (2) (ae) of the statutes is created to read:

10 560.01 (2) (ae) *Goals and accountability measures for economic development*
11 *programs.* The department shall do all of the following for each economic
12 development program administered by the department:

13 1. Establish clear and measurable goals for the program that are tied to
14 statutory policy objectives.

15 2. Establish at least one quantifiable benchmark for each program goal
16 described in subd. 1.

17 3. Require that each recipient of a grant or loan under the program submit a
18 report to the department. Each contract with a recipient of a grant or loan under the
19 program shall specify the frequency and format of the report to be submitted to the
20 department and the performance measures to be included in the report.

21 4. Establish a method for evaluating the projected results of the program with
22 actual outcomes as determined by evaluating the information described in subds. 1.
23 and 2.

24 5. Annually and independently verify, from a sample of grants and loans, the
25 accuracy of the information required to be reported under subd. 3.

Insert 26-5 ✓

1 6. Establish by rule a requirement that the recipient of a grant or loan under
 2 the program of at least \$100,000 submit to the department a ^{verified} financial statement
 3 signed by both an ^{Certified public} independent accountant ^{licensed or certified under ch. 442} and the director or principal officer of the
 4 recipient to ^{attest to} verify the accuracy of the ^{verified} financial statement, and make available for
 5 inspection the documents supporting the ^{verified} financial statement.

6 7. Establish by rule policies and procedures permitting the department to do
 7 all of the following if a recipient of a grant or loan ^{of tax benefits} under the program fails to comply
 8 with the terms of a contract entered into with the department under the program and ^{submits false or misleading information to the department or}
 9 fails to provide to the satisfaction of the department an explanation for the
 10 noncompliance:

- 11 a. Recoup payments made to the recipient.
- 12 b. Withhold payments to be made to the recipient.
- 13 c. Impose a fine or penalty on the recipient.

14 **SECTION 41.** 560.01 (2) (am) of the statutes is created to read:

15 560.01 (2) (am) *Economic development assistance reporting.* Annually, no later
 16 than October 1, the department shall submit to the joint legislative audit committee
 17 and to the appropriate standing committees of the legislature under s. 13.172 (3) a
 18 comprehensive report assessing economic development programs administered by
 19 the department. The department shall make readily accessible to the public on an
 20 Internet-based system the information required under this paragraph. The report
 21 shall include all of the following information:

- 22 1. A description of each program.
- 23 2. Quantifiable performance measures directly related to the purpose of the
 24 program ^{including, when applicable, all of the following information:}
- 25 3. A comparison of expected and actual program outcomes.

Insert 26-25 ✓

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- ① 4. The number of grants made under the program in the previous year.
- ② 5. The number of loans made under the program in the previous year.
- ③ 6. The amount of each grant and loan made under the program in the previous
- 4 year.
- ⑤ 7. The recipient of each grant or loan made under the program in the previous
- 6 year.
- 7 8. The sum total of all grants and loans awarded to and received by each
- ⑧ recipient under the program in the previous year.

9 9. Any recommended changes to the program.

10 SECTION 42. 560.01 (2) (as) of the statutes is created to read:

11 560.01 (2) (as) *Coordination of economic development program goals and*

12 *accountability measures; annual reporting requirements.* 1. The department of

13 commerce shall coordinate the development of programmatic goals and

14 accountability measures as required under ss. 23.167, 36.09 (1) (am), 38.04 (1m),

15 41.11 (1g), 84.01 (6m), 93.07 (18), and 234.032 to ensure that the goals and measures

16 are adequate, compatible, and effective.

17 2. The department of commerce shall collaborate with the department of

18 natural resources, the Board of Regents of the University of Wisconsin System, the

19 technical college system board, the department of tourism, the department of

20 transportation, the department of agriculture, trade, and consumer protection, and

21 the Wisconsin housing and economic development authority to facilitate the

22 reporting required under ss. 23.169, 36.11 (29r), 38.04 (10m), 41.11 (1r), 84.01 (11m),

23 93.07 (20), and 234.255.

Inca 27-24

24 SECTION 43. 560.03 (15) (intro.) of the statutes is amended to read:

1 560.03 (15) (intro.) ~~Annually, submit~~ Include in the report required under s.
 2 560.01 (2) (am) a summary of the employment impact estimates required under s.
 3 560.034 (2) and a report ~~to the chief clerk of each house of the legislature, for~~
 4 ~~distribution to the legislature under s. 13.172 (2),~~ analyzing the use of industrial
 5 revenue bond financing under s. 66.1103 and accurately reporting the benefits of that
 6 use, including the effect on employment in this state including, but not limited to:

7 **SECTION 44.** 560.03 (26) of the statutes is amended to read:

8 560.03 (26) In cooperation with the department of financial institutions and
 9 the board of regents of the University of Wisconsin System, annually conduct and
 10 ~~publish~~ include in the report required under s. 560.01 (2) (am) the results of a study
 11 of Wisconsin businesses to determine new business formation trends and identify
 12 obstacles faced by new Wisconsin businesses and areas where changes in
 13 governmental policy may satisfy the needs of new Wisconsin businesses. As part of
 14 the study, the department of commerce shall conduct a survey of Wisconsin
 15 businesses.

16 **SECTION 45.** 560.031 of the statutes, as affected by 2007 Wisconsin Act 20, is
 17 amended to read:

18 **560.031 Grants for ethanol production facilities.** Notwithstanding ss.
 19 ~~560.138 (2) (a), and s. 560.17 (3),~~ the department may not make a grant for an ethanol
 20 production facility on which construction begins after July 27, 2005, unless a
 21 competitive bidding process is used for the construction of the ethanol production
 22 facility.

23 **SECTION 46.** 560.038 of the statutes is repealed.

24 **SECTION 47.** 560.039 of the statutes is repealed.

25 **SECTION 48.** 560.07 (9) of the statutes is amended to read:

Insert 28-25

1 560.07 (9) On or before July 1, 1985, and every July 1 thereafter, submit to the
 2 chief clerk of each house of the legislature, for distribution to the appropriate
 3 standing committees under s. 13.172 (3), a Include in the report stating required
 4 under s. 560.01 (2) (am) information regarding the net jobs gain due to the funds
 5 provided to Forward Wisconsin, Inc., under s. 20.143 (1) (bm).

6 **SECTION 49.** 560.08 (2) (m) of the statutes is amended to read:
 7 560.08 (2) (m) No later than January 1 of each odd-numbered year, submit to
 8 the investment board a Include in the report describing required under s. 560.01 (2)
 9 (am) a description of the types of investments in businesses in this state which will
 10 have the greatest likelihood of enhancing economic development in this state. The
 11 department shall submit to the investment board a copy of the information required
 12 under this paragraph.

13 **SECTION 50.** 560.081 (2) (i) of the statutes is amended to read:
 14 560.081 (2) (i) As part of the report required under s. 15.04 (1) (d) 560.01 (2)
 15 (am), include a report on the effects of the state main street program.

16 **SECTION 51.** 560.10 of the statutes is repealed.

17 **SECTION 52.** 560.11 (1) (b) of the statutes is amended to read:
 18 560.11 (1) (b) Periodically Include in the report to the department of natural
 19 resources and to the administrator of the federal environmental protection agency
 20 required under s. 560.01 (2) (am) information concerning the compliance of the state
 21 small business stationary source technical and environmental compliance
 22 assistance program with the federal paperwork reduction act, 44 USC 3501 to 3520,
 23 the federal regulatory flexibility act, 5 USC 601 to 612, and the federal equal access
 24 to justice act, 5 USC 504. The department shall submit to the department of natural

Invent 29-17

Insert 30-1

1 resources and to the administrator of the federal environmental protection agency
2 a copy of the information required under this paragraph.

Insert 30-10

3 **SECTION 53.** 560.13 (7) of the statutes is amended to read:
4 560.13 (7) ~~On or before December 31, 1998, and annually thereafter, the~~ The
5 department shall submit a ~~include in the report on required under s. 560.01 (2) (am)~~
6 an evaluation of the effectiveness of the program under this section to the legislature
7 under s. 13.172 (2) and. The department shall provide to the governor and the
8 department of administration a copy of the evaluation required under this
9 subsection.

Insert 30-13

10 **SECTION 54.** 560.137 of the statutes is repealed.

11 **SECTION 55.** 560.138 of the statutes is repealed.

12 **SECTION 56.** 560.14 (3m) of the statutes is repealed. ✓

13 **SECTION 57.** 560.155 (4) of the statutes is amended to read:

14 560.155 (4) ~~No later than January 31, 2002, the~~ The department shall submit
15 to the legislature under s. 13.172 (2) a report on ~~include in the report required under~~
16 s. 560.01 (2) (am) an evaluation of the operation and effectiveness of the grant
17 program under this section.

18 **SECTION 58.** 560.155 (5) of the statutes is created to read:

19 560.155 (5) In deciding whether to award a grant under this section, the
20 department may not consider any factor or characteristic of the business other than
21 the criteria established under subs. (1) and (2).

22 **SECTION 59.** 560.17 (5r) of the statutes is repealed.

23 **SECTION 60.** 560.17 (6m) (a) of the statutes is renumbered 560.17 (6m) and
24 amended to read:

1 560.17 (6m) Except as provided in par. (b), in order to To receive a grant or loan
2 under this section a person or business shall contribute cash, from a source other
3 than the state, in an amount that equals at least 25% of the total cost of the project.

4 **SECTION 61.** 560.17 (6m) (b) of the statutes is repealed.

5 **SECTION 62.** 560.17 (7) (a) of the statutes is amended to read:

6 560.17 (7) (a) Except as provided in par. (am), the department shall designate
7 staff to evaluate applications for grants or loans and assist the board under this
8 section. The board shall act on an application for a grant or loan at its next regularly
9 scheduled meeting after the department determines that the application is complete,
10 except that the board shall act on an application for a loan under sub. (5r) and advise
11 the applicant of its decision within 45 days after the department determines that the
12 application is complete.

Insert 31-13

13 **SECTION 63.** 560.205 (3) (c) (intro.) of the statutes is amended to read:

14 560.205 (3) (c) *Annual report.* (intro.) Annually, no later than September 15,
15 the ~~The~~ department shall submit a include in the report to the chief clerk of each
16 house of the legislature for distribution to the legislature under s. 13.172 (2), listing
17 required under s. 560.01 (2) (am) all of the following information:

18 **SECTION 64.** 560.42 (5) of the statutes is amended to read:

19 560.42 (5) REPORT. Beginning in 2003 and biennially thereafter, the Annually,
20 the center shall prepare a report describing its activities under this section since the
21 period covered in the previous report. ~~The department shall submit the report with~~
22 ~~the report required under s. 560.55.~~ The report may include recommendations for
23 the legislature, governor, public records board, and regulatory agencies on
24 simplifying the process of applying for permits, of reviewing and making
25 determinations on permit applications, and of issuing permits, and shall include

1 information on the number of requests for assistance, the types of assistance
2 provided, and the center's success in resolving conflicts in permit application and
3 review processes. The department shall include the information required under this
4 subsection in the report required under s. 560.01 (2) (am).

5 **SECTION 65.** 560.44 (2) of the statutes is amended to read:

6 560.44 (2) ADMINISTRATION OF BROWNFIELDS PROGRAMS. The center shall assist
7 in administering the grant program under s. 560.13 and in administering grants and
8 loans under s. 560.138 that are made for brownfields remediation projects.

9 **SECTION 66.** 560.52 (1) (intro.) of the statutes is amended to read:

10 560.52 (1) INVENTORY. (intro.) The department shall prepare and periodically,
11 revise, and include in the report required under s. 560.01 (2) (am) an inventory of
12 existing entrepreneurial assistance programs offered in this state. In preparing the
13 inventory, the department may do any of the following:

14 **SECTION 67.** 560.55 of the statutes is amended to read:

15 **560.55 Report.** Beginning on October 15, 2003, and no later than October 15
16 of each odd-numbered year thereafter, The department shall submit to include
17 in the governor and to the chief clerk of each house of the legislature, for distribution
18 to the legislature under s. 13.172 (2), a report describing required under s. 560.01
19 (2) (am) a description of the department's activities and the result of the department's
20 activities under s. 560.54 since the period covered in the previous report submitted
21 under this section. The department shall combine this report with the report
22 required under s. 560.42 (5) and may combine this report with other reports
23 published by the department, including the report under s. 15.04 (1) (d) provide to
24 the governor a copy of the information required under this section. The report may

1 include recommendations for legislative proposals to change the entrepreneurial
2 assistance programs and intermediary assistance programs.

3 SECTION 68. 560.607 (2) of the statutes is repealed.

4 SECTION 69. 560.70 (2g) of the statutes is created to read:

5 560.70 (2g) "Economically distressed area" means an area that satisfies all of
6 the following:

7 (a) The area has an unemployment rate greater than or equal to the statewide
8 average, based on the most current data available.

9 (b) The percentage of families with incomes below the poverty line established
10 under 42 USC 9902 (2) is greater than or equal to the statewide average, based on
11 the most current data available.

12 (c) Average per capita income in the area is less than or equal to the statewide
13 average, based on the most current data available.

14 SECTION 70. 560.765 (2m) of the statutes is created to read:

15 560.765 (2m) Beginning on the effective date of this subsection [revisor
16 inserts date], ensure that not less than two-thirds of the tax benefits remaining on
17 the effective date of this subsection [revisor inserts date], to be awarded to persons
18 certified under sub. (3) are awarded to persons engaging in or proposing to engage
19 in economic activity in an economically distressed area.

20 SECTION 71. 560.797 (1) (a) of the statutes is renumbered 560.797 (1) (ag).

21 SECTION 72. 560.797 (1) (ad) of the statutes is created to read:

22 560.797 (1) (ad) "Economically distressed area" has the meaning given in s.
23 560.70 (2g).

24 SECTION 73. 560.797 (4) (a) of the statutes is amended to read:

1 560.797 (4) (a) If Subject to par. (h), if the department approves a project plan
2 under sub. (3) and designates the area in which the person submitting the project
3 plan conducts or intends to conduct the project as an enterprise development zone
4 under the criteria under sub. (2), the department shall certify the person as eligible
5 for tax benefits.

6 **SECTION 74.** 560.797 (4) (h) of the statutes is created to read:

7 560.797 (4) (h) Beginning on the effective date of this paragraph ... [revisor
8 inserts date], the department shall ensure that not less than two-thirds of the tax
9 benefits remaining on the effective date of this paragraph ... [revisor inserts date],
10 to be awarded to persons certified under this subsection are awarded to persons
11 conducting a project in an economically distressed area.

12 **SECTION 75.** 560.799 (1) (ad) of the statutes is created to read:

13 560.799 (1) (ad) "Economically distressed area" has the meaning given in s.
14 560.70 (2g).

15 **SECTION 76.** 560.799 (5) (intro.) of the statutes is amended to read:

16 560.799 (5) CERTIFICATION. (intro.) The Subject to sub. (6) (g), the department
17 may certify for tax benefits any of the following:

18 **SECTION 77.** 560.799 (6) (g) of the statutes is created to read:

19 560.799 (6) (g) Beginning on the effective date of this paragraph ... [revisor
20 inserts date], the department shall ensure that not less than two-thirds of the tax
21 benefits remaining on the effective date of this paragraph ... [revisor inserts date],
22 to be awarded to businesses certified under sub. (5), are awarded to businesses that
23 satisfy the requirements under sub. (5) in an economically distressed area.

24 **SECTION 78.** 560.7995 (1) (am) of the statutes is created to read:

1 560.7995 (1) (am) "Economically distressed area" has the meaning given in s.
2 560.70 (2g).

3 **SECTION 79.** 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,
6 for tax benefits applicable to the airport development zone. The total tax benefits
7 applicable to all airport development zones may not exceed \$9,000,000. The Subject
8 to sub. (4) (b) 2., the department may, after 48 months from the month of any
9 designation under this section, evaluate the area designated as an airport
10 development zone and reallocate the amount of available tax benefits.

11 **SECTION 80.** 560.7995 (4) (b) of the statutes is renumbered 560.7995 (4) (b) 1.

12 **SECTION 81.** 560.7995 (4) (b) 2. of the statutes is created to read:

13 560.7995 (4) (b) 2. Beginning on the effective date of this subdivision [revisor
14 inserts date], the department shall ensure that not less than two-thirds of the tax
15 benefits remaining on the effective date of this subdivision [revisor inserts date],
16 to be awarded to persons certified under this paragraph are awarded to persons
17 conducting an airport development project in an economically distressed area.

18 **SECTION 82.** 560.7995 (4) (c) (intro.) of the statutes is amended to read:

19 560.7995 (4) (c) (intro.) The department shall revoke a person's certification
20 under par. (b) 1. when the designation of the applicable airport development zone
21 expires or if the person does any of the following:

22 **SECTION 83.** 560.7995 (4) (e) of the statutes is amended to read:

23 560.7995 (4) (e) The tax benefits for which a person is certified as eligible under
24 par. (b) 1. are not transferable to another person, business, or location, except to the
25 extent permitted under section 383 of the Internal Revenue Code.

1 SECTION 84. Subchapter VII (title) of chapter 560 [precedes 560.80] of the
2 statutes is amended to read:

3 CHAPTER 560

4 SUBCHAPTER VII

5 MINORITY BUSINESS EARLY PLANNING AND DEVELOPMENT PROJECTS

6 GRANTS AND LOANS

7 SECTION 85. 560.80 (3m) of the statutes is repealed.

8 SECTION 86. 560.80 (4) of the statutes is amended to read:

9 560.80 (4) "Eligible development project costs" means costs that, in accordance
10 with sound business and financial practices, are appropriately incurred in
11 connection with a development project, but does not include entertainment expenses
12 or expenses incurred more than 6 months before the ^{plain} ~~board~~ department approves a
13 grant or loan under s. ~~560.83~~ 560.82 (1m) (b).

14 SECTION 87. 560.80 (5) of the statutes is renumbered 560.80 (5) (intro.) and
15 amended to read:

16 560.80 (5) (intro.) "Eligible recipient" means a person who is eligible to receive
17 a grant under s. 560.82 (5) (a) or 560.837 or a grant or loan under s. 560.83 (5) (a) or
18 (b). any of the following:

19 SECTION 88. 560.80 (5) (a) and (b) of the statutes are created to read:

20 560.80 (5) (a) An individual who is a minority group member and a resident of
21 this state.

22 (b) A minority business.

23 SECTION 89. 560.80 (5m) of the statutes is repealed.

24 SECTION 90. 560.80 (11) of the statutes is amended to read:

Insert 36-7

Insert 36-23

1 560.80 (11) "Project" means a development project, an early planning project,
2 a finance project, an education and training project or a revolving fund project.

3 SECTION 91. 560.81 (title) of the statutes is repealed.

4 SECTION 92. 560.81 (intro.) of the statutes is renumbered 560.82 (1g) and
5 amended to read:

6 560.82 (1g) The department shall make a grant or loan to an eligible recipient
7 or local development corporation under this subchapter if any of the following apply:
8 the department awards a grant or loan to the eligible recipient or local development
9 corporation under sub. (1m).

10 SECTION 93. 560.81 (1) to (4) of the statutes are repealed.

11 SECTION 94. 560.82 (title) of the statutes is amended to read:

12 **560.82 (title) Minority business early planning grants and loans.**

13 SECTION 95. 560.82 (1) of the statutes is renumbered 560.82 (1m) (intro.) and
14 amended to read:

15 560.82 (1m) (intro.) Subject to s. 560.84, the department may award a
16 grant or loan under this section to an any of the following:

17 (a) Subject to s. 560.84, an eligible recipient, as defined in s. 560.80 (5) (a), to
18 fund an early planning project.

19 SECTION 96. 560.82 (1m) (b) and (c) of the statutes are created to read:

20 560.82 (1m) (b) Subject to s. 560.84, an eligible recipient or local development
21 corporation that submits application materials in a form specified by the department
22 by rule to fund eligible development project costs.

23 (c) A local development corporation to make grants or loans under sub. (2g) (a)
24 1. or to fund a revolving fund program under sub. (2g) (a) 2.

25 SECTION 97. 560.82 (2) (intro.) of the statutes is amended to read:

board

1 560.82 (2) (intro.) The department may not award a grant or loan under sub.
2 (1) (1m) (a) unless the eligible recipient, as defined in s. 560.80 (5) (a), submits an
3 application, in a form required by the department, that contains or describes all of
4 the following:

5 SECTION 98. 560.82 (3) (intro.) of the statutes is amended to read:

6 560.82 (3) (intro.) An eligible recipient, as defined in s. 560.80 (5) (a), who
7 receives a grant or loan under sub. (1) (1m) (a) or s. 560.835 (6), 2001 stats., may only
8 use the proceeds of the grant for the following purposes:

9 SECTION 99. 560.82 (4) (intro.) of the statutes is amended to read:

10 560.82 (4) (intro.) In any fiscal biennium, the department may not do any
11 of the following:

The board

12 SECTION 100. 560.82 (4) (a) (intro.) of the statutes is amended to read:

13 560.82 (4) (a) (intro.) Award in a fiscal biennium, for grants or loans under sub.
14 (1) (1m) (a), more than 25% of the total of all of the following:

15 SECTION 101. 560.82 (4) (a) 2. of the statutes is amended to read:

16 560.82 (4) (a) 2. The lesser of the funds received in a fiscal biennium in
17 repayment of grants or loans under s. 560.83, 2005 stats., and this section or the
18 funds appropriated for the fiscal biennium under s. 20.143 (1) (im).

19 SECTION 102. 560.82 (4) (b) of the statutes is amended to read:

20 560.82 (4) (b) Award, in a fiscal biennium to any one eligible recipient, as
21 defined in s. 560.80 (5) (a), or for any one early planning project, grants or loans under
22 sub. (1) (1m) (a) that total more than \$15,000.

23 SECTION 103. 560.82 (5) (a) of the statutes is repealed.

24 SECTION 104. 560.82 (5) (b) of the statutes is renumbered 560.82 (5) and
25 amended to read:

1 560.82 (5) If the ~~department~~^{board} awards a grant or loan under sub. (1) (1m) (a), the
2 department may contract directly with and pay grant or loan proceeds directly to any
3 person providing technical or management assistance to the grant or loan recipient.

4 SECTION 105. 560.83 (title) of the statutes is repealed.

5 SECTION 106. 560.83 (1) of the statutes is repealed.

6 SECTION 107. 560.83 (2) of the statutes is renumbered 560.82 (2g), and ~~560.82~~

7 (2g) (intro.), as renumbered, is amended to read:

8 560.82 (2g) (intro.) The board department may award a grant or loan under
9 this subsection to a local development corporation if all of the following apply:

10 SECTION 108. 560.83 (3) of the statutes is renumbered 560.82 (2g) (c) and
11 amended to read:

12 560.82 (2g) (c) ~~The board may not award a grant or loan under sub. (1) or (2)~~
13 ~~unless the eligible recipient or the local development corporation submits an~~
14 ~~application, or other materials, in a form specified by the department by rule.~~

15 SECTION 109. 560.83 (4) (a) of the statutes is renumbered 560.82 (4) (c) and
16 amended to read:

17 560.82 (4) (c) ~~In Award in~~ any fiscal biennium, ~~the board may not award~~, to any
18 one eligible recipient or local development corporation or for any one development
19 project, grants or loans under sub. (1) (1m) (b) that total more than \$100,000 in a
20 fiscal biennium.

21 SECTION 110. 560.83 (4) (b) of the statutes is renumbered 560.82 (4) (d) and
22 amended to read:

23 560.82 (4) (d) ~~In Award, in~~ any fiscal year, ~~the board may not award~~ to any one
24 local development corporation, grants or loans under sub. (2) (1m) (c) that total more
25 than \$200,000.

Insert
40-2

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SECTION 111. 560.83 (5) of the statutes is repealed.

~~SECTION 112. 560.837 of the statutes is repealed.~~

SECTION 113. 560.84 (1) (intro.) of the statutes is amended to read:

560.84 (1) (intro.) The department or ^{plain}board may not award a grant or loan for a project under this subchapter unless, after considering the application or other material submitted by the eligible recipient or local development corporation, the department or ^{plain}board determines all of the following:

SECTION 114. 560.84 (1) (b) 1. of the statutes is amended to read:

560.84 (1) (b) 1. If an early planning project under s. 560.82, that the project will increase employment in this state.

SECTION 115. 560.84 (1) (e) 1. of the statutes is amended to read:

560.84 (1) (e) 1. For grants funding early planning projects under s. 560.82 (1m) (a), not less than 25% of the cost of the project. Up to 50% of the contribution under this subdivision may be in the form of the in-kind services of a qualified 3rd party or qualified 3rd parties. The department shall determine what services may be used as in-kind contributions and whether a 3rd party is qualified, for purposes of this subdivision.

SECTION 116. 560.84 (1) (f) of the statutes is amended to read:

560.84 (1) (f) That the project meets all ^{applicable} criteria set forth in s. 560.82, 560.83, or 560.837, whichever is appropriate.

SECTION 117. 560.84 (1) (j) of the statutes is amended to read:

560.84 (1) (j) If a development project, ~~finance project, or education and training project~~, that funds from the grant or loan will not be used to refinance existing debt.

SECTION 118. 560.84 (2) (intro.) of the statutes is amended to read:

1 560.84 (2) (intro.) The board or department shall consider all of the following
2 before awarding a grant or loan to an eligible recipient or local development
3 corporation for a project:

4 SECTION 119. 560.84 (2) (a) 1. of the statutes is amended to read:

5 560.84 (2) (a) 1. If an early planning project under s. 560.82, the extent to which
6 the project will increase employment in this state.

7 SECTION 120. 560.85 (2) of the statutes is amended to read:

8 560.85 (2) The board shall develop a policy governing the repayment of grants
9 and loans made under s. 560.83 560.82 (1m) (b) and (c). The board or department
10 shall deposit moneys received in repayment of grants and loans under s. 560.83
11 560.82 (1m) (b) and (c) in the appropriation under s. 20.143 (1) (im).

12 SECTION 121. 560.85 (3) (a) of the statutes is amended to read:

13 560.85 (3) (a) Develop procedures to evaluate applications and monitor project
14 performance for grants awarded for early planning projects under s. 560.82 (1m) (a)
15 or s. 560.835 (6), 2001 stats.

16 SECTION 122. 560.85 (3) (b) of the statutes is amended to read:

17 560.85 (3) (b) Develop procedures, with the approval of the board, to evaluate
18 applications, monitor project performance, and audit grants and loans awarded for
19 development projects under s. 560.83 560.82 (1m) (b), projects under s. 560.835, 2001
20 stats., and finance projects and education and training projects under s. 560.837.

21 2005 stats. 560.82(1m)(d) and (e)

22 SECTION 123. 560.905 (2) of the statutes is amended to read:

23 560.905 (2) The standing committees of the senate and assembly with
24 jurisdiction over science and technology shall advise the department concerning the
25 administration of this subchapter. The department shall consider the advice of the

Insert 41-22

1 committees in carrying out the functions under this subchapter. ~~Annually, the~~ The
2 department shall ~~submit a~~ include in the report on required under s. 560.01 (2) (am)
3 information regarding the department's activities to the chief clerk of each house of
4 the legislature for distribution under s. 13.172 (3) under this subchapter and shall
5 request that the information required under this subsection be distributed to the
6 standing committees with jurisdiction over science and technology.

7 **SECTION 124.** 560.91 of the statutes is repealed.

8 **SECTION 125.** 560.915 ~~(2) and (3)~~ ⁽⁴⁾ of the statutes ~~are~~ ^{is} repealed.

9 **SECTION 126.** 560.915 (4) (a) of the statutes is renumbered 560.915 (4) (a)
10 (intro.) and amended to read:

11 560.915 (4) (a) (intro.) ~~Prepare a biennial~~ Include in the report required under
12 s. 560.01 (2) (am) information on the disposition and repayment of moneys spent
13 under sub. (2), s. 560.915 (2), 2005 stats., and request that the information required
14 under this paragraph be distributed to the standing committees with jurisdiction
15 over economic development, until the year in or after which the earlier of the
16 following occurs:

17 **SECTION 127.** 560.915 (4) (b) (intro.) of the statutes is repealed.

18 **SECTION 128.** 560.915 (4) (b) 1. of the statutes is renumbered 560.915 (4) (a) 1.
19 and amended to read:

20 560.915 (4) (a) 1. All financial assistance provided by the department under
21 ~~sub. (2) (b)~~ s. 560.915 (2) (b), 2005 stats., has been repaid.

22 **SECTION 129.** 560.915 (4) (b) 2. of the statutes is renumbered 560.915 (4) (a) 2.
23 and amended to read:

24 560.915 (4) (a) 2. The secretary certifies in the report that the department will
25 not provide money to any fund under ~~sub. (2) (b)~~ s. 560.915 (2) (b), 2005 stats.

1 **INSERT ANAL-4**

¶ The bill eliminates all but the following separate reports required of Commerce: ✓

1. A biennial report to the legislature on the performance and operations of Commerce in the preceding biennium. ✓
2. A report to the State of Wisconsin Investment Board identifying recommended investments to enhance economic development in the state. ✓
3. A report on the effects of the State Main Street Program. ✓
4. A report regarding the business development promotion activities conducted by Forward Wisconsin, Inc. ✓

The bill requires Commerce to annually submit a comprehensive report assessing economic development programs administered by Commerce to the Joint Legislative Audit Committee and to the appropriate standing committees of the assembly and the senate. The bill also restores a requirement, repealed under 2007 Wisconsin Act 20 (the budget act), that Commerce evaluate certified capital investments made under Subchapter II of Chapter 560, 2005 statutes. ✓

2 **INSERT ANAL-5**

¶ The bill replaces the development zones, enterprise development zones, agricultural development zones, technology zones, and airport development zones with a program that awards tax benefits to persons who enter into a contract with the department to undertake eligible activities anywhere in the state. Eligible activities under the bill include all of the following:

1. Job creation projects that result in the creation and maintenance of jobs paying wages and providing benefits at a level approved by Commerce. ✓
2. Projects that involve a significant investment of capital, as determined by Commerce by rule, by the person in new equipment, machinery, real property, or depreciable personal property. ✓
3. Projects that involve significant investments in the training or reeducation of employees for the purpose of improving the productivity or competitiveness of the company, business, or operations of the person. ✓
4. Projects that will result in the location or retention of a person's corporate headquarters in Wisconsin or that will result in the retention of employees if the person's corporate headquarters is located in Wisconsin. ✓

Tax benefits are awarded under the bill only after the person has verified to Commerce that the person has met the performance obligations established under the contract. ✓

The value of tax benefits for which a person is eligible under the new tax credit program depends on the number of jobs created by the person, the amount of the capital investment made by the person, the amount of training or reeducation provided to the employees of a person, or the number of jobs retained by the person having its corporate headquarters located in Wisconsin.

Under the bill, Commerce may award additional tax benefits to a person that conducts eligible activities in an economically distressed area or if the eligible

activities benefit members of a target group. The department is required by the bill to define "economically distressed area". The bill defines "member of a target group" as a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets certain eligibility requirements for a Wisconsin Works employment position, a person who is employed in a trial job or in a real work real pay project position, a person who is eligible for child care assistance, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex-convict, a qualified summer youth employee, a dislocated worker, as defined under federal law, or a food stamp recipient, if the person has been certified by a designated local agency.

Audit by the Legislative Audit Bureau

The bill requires the Legislative Audit Bureau to prepare a financial and program evaluation audit of state economic development programs administered by the eight state entities no later than July 1, 2012.

INSERT 5-1

SECTION 1. 13.94 (1) (mm) of the statutes is created to read:

13.94 (1) (mm) No later than July 1, 2012, prepare a financial and performance evaluation audit of state economic development programs, as defined under s. 560.001 (1m), administered by the department of commerce, the University of Wisconsin System, the department of agriculture, trade and consumer protection, the department of natural resources, the Wisconsin Housing and Economic Development Authority, the department of tourism, the technical college system, and the department of transportation. The legislative audit bureau shall file a copy of the audit report under this paragraph with the distributees specified in par. (b).

SECTION 2. 13.94 (4) (a) 1. of the statutes is amended to read:

13.94 (4) (a) 1. Every state department, board, examining board, affiliated credentialing board, commission, independent agency, council or office in the executive branch of state government; all bodies created by the legislature in the legislative or judicial branch of state government; any public body corporate and politic created by the legislature including specifically the Fox River Navigational

In this paragraph, economic development program has the meaning given in s. 560.001 (1m).

1 System Authority and the Wisconsin Aerospace Authority, a professional baseball
 2 park district, a local professional football stadium district, a local cultural arts
 3 district and a family care district under s. 46.2895; every Wisconsin works agency
 4 under subch. III of ch. 49; every provider of medical assistance under subch. IV of ch.
 5 49; technical college district boards; development zones designated under s. 560.71
 6 subch. VI of ch. 560; every county department under s. 51.42 or 51.437; every
 7 nonprofit corporation or cooperative or unincorporated cooperative association to
 8 which moneys are specifically appropriated by state law; and every corporation,
 9 institution, association or other organization which receives more than 50% of its
 10 annual budget from appropriations made by state law, including subgrantee or
 11 subcontractor recipients of such funds.

* NOTE: NOTE: Subd. 1. is shown as affected by 2 acts of the 2005 Wisconsin legislature and as merged by the revisor under s. 13.93 (2) (c).NOTE:

History: 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 320, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 252; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105; 2003 a. 33, 111; 2005 a. 25, 74, 142, 335, 441; 2007 a. 1; s. 13.93 (2) (c).

12 **INSERT 9-23**

13 ^{NO} The department shall include the requirement established by rule under this
 14 paragraph in the contract entered into by a grant or loan recipient. ✓

15 **INSERT 12-5**

16 ^{NO} The board shall include the requirement established by rule under this
 17 subdivision in the contract entered into by a grant or loan recipient. ✓

18 **INSERT 14-10**

19 ^{NO} The board shall include the requirement established by rule under this
 20 subdivision in the contract entered into by a grant or loan recipient. ✓

21 **INSERT 16-10**

22 ^{NO} The department shall include the requirement established by rule under this
 23 subdivision in the contract entered into by a grant or loan recipient. ✓

INSERT 17-3

~~SECTION 3.~~ 49.149 (4) of the statutes is repealed. ✓

INSERT 18-10

~~NO~~ The department shall include the requirement established by rule under this subdivision in the contract entered into by a grant or loan recipient. ✓

INSERT 20-10

~~NO~~ The department shall include the requirement established by rule under this subdivision in the contract entered into by a grant or loan recipient. ✓

INSERT 21-10

~~SECTION 4.~~ 234.03 (11) of the statutes is amended to read:

~~234.03 (11) To collect fees and charges on mortgage loans and economic development loans and airport development loans under s. 234.63 (3) for the purpose of paying all or a portion of authority costs as the authority determines are reasonable and as approved by the authority. ✓~~

History: 1971 c. 287; 1973 c. 208, 333; 1975 c. 221; 1977 c. 418; 1981 c. 349 ss. 12, 32; 1983 a. 27 ss. 1622e to 1622m, 2202 (20); 1983 a. 81; 1983 a. 83 ss. 7, 8, 22; 1983 a. 192; 1985 a. 29 ss. 2242, 3200 (28); 1985 a. 334; 1987 a. 27, 399; 1993 a. 16, 112, 437; 1997 a. 27; 2005 a. 22, 75, 487.

INSERT 22-16

~~NO~~ The authority shall include the requirement established by rule under this paragraph in the contract entered into by a grant or loan recipient. ✓

INSERT 22-24

~~SECTION 5.~~ 234.08 (1) of the statutes is amended to read:

~~234.08 (1) The authority may issue its negotiable notes and bonds in such principal amount, as, in the opinion of the authority, is necessary to provide sufficient funds for achieving its corporate purposes, including the purchase of certain mortgages and securities and the making of secured loans for low- and moderate-income housing, for the rehabilitation of existing structures and for the~~

1 construction of facilities appurtenant thereto as provided in this chapter; for the
 2 making of secured loans to assist eligible elderly homeowners in paying property
 3 taxes and special assessments; for the payment of interest on notes and bonds of the
 4 authority during construction; for the awarding of airport development loans under
 5 s. 234.63 (3); for the establishment of reserves to secure such notes and bonds; for the
 6 provision of moneys for the housing development fund in order to make temporary
 7 loans to sponsors of housing projects as provided in this chapter; and for all other
 8 expenditures of the authority incident to and necessary or convenient to carry out its
 9 corporate purposes and powers.

History: 1971 c. 287; 1981 c. 349; 1983 a. 81, 83; 1985 a. 29; 1993 a. 16; 1995 a. 27 s. 9116 (5); 2005 a. 487.

INSERT 24-21

SECTION 6. 234.63 of the statutes is repealed.

INSERT 26-5

NOT The department shall include the requirement established by rule under this
subdivision in the contract entered into by a grant or loan recipient.

INSERT 26-25

a. An accounting of the location, by municipality, of each job created or retained
in the state in the previous fiscal year as a result of the program.

b. An accounting of the industry classification, by municipality, of each job
created or retained in the state in the previous fiscal year as a result of the program.

INSERT 27-24

SECTION 7. 560.03 (15) of the statutes is repealed.

INSERT 28-25

SECTION 8. 560.07 (3) (b) of the statutes is renumbered 560.07 (8) (intro.) and
amended to read:

1 ✓ 560.07 (8) (intro.) Contract with Forward Wisconsin, Inc., if the secretary
 2 determines it appropriate, to pay Forward Wisconsin, Inc., an amount not to exceed
 3 the amount appropriated under s. 20.143 (1) (bm), to establish and implement a
 4 nationwide business development promotion campaign to attract persons interested
 5 in locating new enterprises in this state, and to encourage the retention and
 6 expansion of businesses and jobs in this state. Funds may be expended to carry out
 7 the contract only as provided in s. 16.501. The department shall establish all of the
 8 following for the nationwide business development promotion campaign: ✓

History: 1971 c. 321 ss. 11, 16; Stats. 1971 s. 560.04; 1979 c. 361 ss. 97, 99, 106; Stats. 1979 s. 560.07; 1983 a. 27, 381, 387; 1985 a. 29; 1987 a. 27, 186, 318, 399; 1991 a. 39; 1993 a. 399; 1995 a. 27; 2001 a. 103.

9 SECTION 9. 560.07 (8) (a) of the statutes is created to read:

10 ✓ 560.07 (8) (a) Clear and measurable goals tied to statutory policy objectives. ✓

11 SECTION 10. 560.07 (8) (b) of the statutes is created to read:

12 ✓ 560.07 (8) (b) At least one quantifiable performance measure for each goal
 13 described in par. (a). ✓

14 SECTION 11. 560.07 (8) (c) of the statutes is created to read:

15 560.07 (3) (b) 3. A method for evaluating the projected results with actual
 16 outcomes as determined by evaluating the information described in pars. (a) and (b). ✓

17 SECTION 12. 560.07 (9) of the statutes is amended to read:

18 ✓ 560.07 (9) On or before July 1, 1985, and every July 1 thereafter, submit to the
 19 chief clerk of each house of the legislature, for distribution to the appropriate
 20 standing committees under s. 13.172 (3), a Include in the report stating the net jobs
 21 gain due to required under s. 560.01 (2) (am) an assessment of the nationwide
 22 business development promotion activities conducted by Forward Wisconsin, Inc.,
 23 with the funds provided to Forward Wisconsin, Inc., under s. 20.143 (1) (bm). The

1 assessment shall address the goals and performance measures established pursuant
2 to sub. (3) (b).

History: 1971 c. 321 ss. 11, 16; Stats. 1971 s. 560.04; 1979 c. 361 ss. 97, 99, 106; Stats. 1979 s. 560.07; 1983 a. 27, 381, 387; 1985 a. 29; 1987 a. 27, 186, 318, 399; 1991 a. 39; 1993 a. 399; 1995 a. 27; 2001 a. 103.

3 ~~INSERT 29-17~~

4 SECTION ~~13~~. 560.11 (1) (b) of the statutes is repealed. ✓

5 ~~INSERT 30-1~~

6 SECTION ~~14~~. 560.13 (7) of the statutes is repealed. ✓

7 ~~INSERT 30-10~~

8 SECTION ~~15~~. 560.137 (1) (a) of the statutes is repealed. ✓

9 SECTION ~~16~~. 560.137 (1) (b) of the statutes is renumbered 560.138 (1) (at). ✓

10 SECTION ~~17~~. 560.137 (1) (c) of the statutes is repealed. ✓

11 SECTION ~~18~~. 560.137 (2) (a) (intro.) of the statutes is repealed. ✓

12 SECTION ~~19~~. 560.137 (2) (a) 1. of the statutes is renumbered 560.138 (2m) (a). ✓

13 SECTION ~~20~~. 560.137 (2) (a) 2. of the statutes is renumbered 560.138 (2m) (b). ✓

14 SECTION ~~21~~. 560.137 (2) (bm) of the statutes is repealed. ✓

15 SECTION ~~22~~. 560.137 (2) (c) of the statutes is repealed. ✓

16 SECTION ~~23~~. 560.137 (2) (d) of the statutes is repealed. ✓

17 SECTION ~~24~~. 560.137 (2) (e) of the statutes is repealed. ✓

18 SECTION ~~25~~. 560.137 (2) (f) of the statutes is repealed. ✓

19 SECTION ~~26~~. 560.137 (3m) of the statutes is renumbered 560.139 (3). ✓

20 SECTION ~~27~~. 560.138 (2m) (intro.) of the statutes is created to read:

21 ✓ 560.138 (2m) (intro.) Subject to subs. (3) and (4), from the appropriations under
22 s. 20.143 (1) (ig) and (kj), the department may do all of the following for the purpose
23 of improving the profitability of a qualified business that has been negatively
24 impacted by the existence of a casino:

1 **SECTION 28.** 560.138 (3) of the statutes is amended to read:

2 ✓ 560.138 (3) As a condition of approval of a grant or loan under this section, the
3 department shall require that a qualified business provide matching funds for at
4 least 25% of the cost of a project. The department may waive the requirement under
5 this ^{Subsection} paragraph if the department determines that the qualified business is subject
6 to extreme financial hardship.

History: 1999 a. 9; 2001 a. 16; 2005 a. 25.

7 **SECTION 29.** 560.138 (5) of the statutes is renumbered 560.138 (5) (a).

8 **SECTION 30.** 560.138 (5) (b) of the statutes is created to read:

9 ✓ 560.138 (5) (b) The department may forgive all or any part of a loan made under
10 this section. ✓

11 **SECTION 31.** 560.139 (3) (title) of the statutes is created to read:

12 ✓ 560.139 (3) (title) GRANTS AND LOANS FOR ONEIDA SMALL BUSINESSES.

13 **SECTION 32.** 560.14 (3) (c) 8. of the statutes is amended to read:

14 ✓ 560.14 (3) (c) 8. Whether the business incubator or technology-based incubator
15 is or will be located in an area that has been designated as a ~~development zone under~~
16 ~~s. 560.71,~~ a development opportunity zone under s. 560.795 [✓] ~~or an enterprise~~
17 ~~development zone under s. 560.797.~~

History: 1989 a. 31; 1993 a. 16 ss. 3374 to 3408, 3464, 3465; 1995 a. 27 ss. 6895d to 6895dr, 9126 (19); 1995 a. 289; 1997 a. 27; 1999 a. 9.

18 **INSERT 30-13**

19 **SECTION 33.** 560.155 (2) (b) 3. of the statutes is repealed. ✓

20 **SECTION 34.** 560.155 (4) of the statutes is repealed. ✓

21 **INSERT 31-13**

22 **SECTION 35.** 560.205 (3) (c) of the statutes is repealed.

23 **SECTION 36.** 560.29 (3) of the statutes is created to read:

1 per year, including paid leave and holidays, and for which the individual receives pay
2 that is equal to at least 150% of the federal minimum wage and benefits that are not
3 required by federal or state law. "Full-time job" does not include initial training
4 before an employment position begins.

5 (3) "Local governing body" means the governing body of one or more cities,
6 villages, towns, or counties or the elected governing body of a federally recognized
7 American Indian tribe or band in this state.

8 (4) "Member of a targeted group" means a person who resides in an area
9 designated by the federal government as an economic revitalization area, a person
10 who is employed in an unsubsidized job but meets the eligibility requirements under
11 s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is
12 employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work, real pay project
13 position under s. 49.147 (3m), a person who is eligible for child care assistance under
14 s. 49.155, a person who is a vocational rehabilitation referral, an economically
15 disadvantaged youth, an economically disadvantaged veteran, a supplemental
16 security income recipient, a general assistance recipient, an economically
17 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC
18 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp
19 recipient, if the person has been certified in the manner under 26 USC 51 (d) 13A by
20 a designated local agency, as defined in 26 USC 51 (d) 12.

21 (5) (a) Except as provided in par. (b), "tax benefits" means the incentives for
22 growing businesses in Wisconsin tax credit under s. 71.____.

23 (b) In s. 560.795, "tax benefits" means the development zones investment credit
24 under ss. 71.07 (2di), 71.28 (1di), and 71.47 (1di) and the development zones credit
25 under ss. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636. With respect to the

1 development opportunity zones under s. 560.795 (1) (e) and (f), "tax benefits" also
2 means the development zones capital investment credit under ss. 71.07 (2dm), 71.28
3 (1dm), and 71.47 (1dm).

4 **SECTION 44.** 560.701 of the statutes is created to read:

5 **560.701 Certification for tax credits. (1) APPLICATION.** Any person may
6 apply to the department for certification under this section.

7 **(2) CERTIFICATION.** (a) The department may certify a person who submits an
8 application on a form prepared by the department if, after conducting an
9 investigation, the department determines that the person is conducting or intends
10 to conduct at least one eligible activity.

11 (b) The department shall provide a person certified under this section and the
12 department of revenue with a copy of the certification. The certification shall include
13 all of the following:

- 14 1. The name and address of the person and, if different, the applicant.
- 15 2. The Wisconsin tax identification number of the person.
- 16 3. The names and addresses of the locations where the person conducts
17 business and a description of the business activities conducted at those locations.
- 18 4. A description of each eligible activity conducted or proposed to be conducted
19 by the person.
- 20 5. Other information required by the department or the department of revenue.

21 **(3) CONTRACT.** A person certified under this section shall enter into a written
22 contract with the department. The contract shall include all of the following
23 information:

- 24 (a) A description of each eligible activity being conducted or proposed to be
25 conducted by the person.

1 (b) Whether any portion of the eligible activities will occur in an economically
2 distressed area, as designated by the department under s. 560.704 (1).

3 (c) Whether any of the eligible activities will benefit members of a targeted
4 group, as determined by the department under s. 560.704 (2).

5 (d) A compliance schedule that includes a sequence of anticipated actions to be
6 taken or benchmarks to be reached by the person before the person may receive tax
7 benefits under s. 560.703.

8 (e) The reporting requirements with which the person must comply.

9 **SECTION 45.** 560.702 of the statutes is created to read:

10 **560.702 Eligible activities.** A person who conducts or proposes to conduct
11 any of the following may be certified under s. 560.701 (2):

12 (1) **JOB CREATION PROJECT.** A project that creates and maintains for a period of
13 time established by the department by rule full-time jobs above and beyond the
14 existing full-time jobs provided by the person.

15 (2) **CAPITAL INVESTMENT PROJECT.** A project that involves a significant
16 investment of capital, as determined by the department by rule, by the person in new
17 equipment, machinery, real property, or depreciable personal property.

18 (3) **EMPLOYEE TRAINING PROJECT.** A project that involves significant investments
19 in the training or reeducation of employees, as determined by the department by
20 rule, by the person for the purpose of improving the productivity or competitiveness
21 of the company, business, or operations of the person.

22 (4) **PROJECT RELATED TO PERSONS WITH CORPORATE HEADQUARTERS IN WISCONSIN.**
23 A project that will result in the location or retention of a person's corporate
24 headquarters in Wisconsin or that will result in the retention of employees holding
25 full-time jobs if the person's corporate headquarters are located in Wisconsin.

1 SECTION 46. 560.703 of the statutes is created to read:

2 ✓560.703 **Claiming tax benefits.** (1) The department may authorize a person
3 certified under s. 560.701 (2) to claim tax benefits only after the person has submitted
4 a report to the department that documents to the satisfaction of the department that
5 the person has complied with the terms of the contract under s. 560.701 (3) and the
6 requirements of any applicable administrative rules promulgated under s. 560.706
7 (2).

8 (2) The department shall provide to the person and to the department of
9 revenue a notice of eligibility to receive tax benefits that reports the amount of
10 credits for which the person is eligible.

11 SECTION 47. 560.704 of the statutes is created to read:

12 ✓560.704 **Eligible activities in economically distressed areas and**
13 **benefitting members of targeted groups.** The department may authorize a
14 person certified under s. 560.701 (2) to claim additional tax benefits under s. 560.703
15 if, after conducting an investigation, the department determines any of the
16 following:

17 (1) The person conducts or proposes to conduct at least one eligible activity in
18 an area designated by the department as economically distressed. The department
19 shall consider the most current data available for the area and for the state on the
20 following indicators as it makes a designation of economic distress under this
21 subsection:

22 (a) Unemployment rate.

23 (b) Percentage of families with incomes below the poverty line established
24 under 42 USC 9902 (2).

25 (c) Median family income.

1 (d) Median per capita income.

2 (e) Average annual wage.

3 (f) Real property values.

4 (g) Other significant or irregular indicators of economic distress, such as a
5 natural disaster.

6 (2) The person conducts or proposes to conduct at least one eligible activity that
7 benefits, creates, retains, or significantly upgrades full-time jobs for, that trains, or
8 that reeducates, members of a target group.

9 SECTION 48. 560.705 of the statutes is created to read:

10 ✓ **560.705 Revocation of certification.** The department shall revoke the
11 certification of a person who does any of the following:

12 (1) Supplies false or misleading information to obtain certification under s.
13 560.701 (2).

14 (2) Supplies false or misleading information to obtain tax benefits under s.
15 560.703.

16 (3) Leaves the state to conduct substantially the same business outside of the
17 state.

18 (4) Ceases operations in the state and does not renew operation of the trade or
19 business or a similar trade or business within 12 months.

20 SECTION 49. 560.706 of the statutes is created to read:

21 ✓ **560.706 Responsibilities of the department.** The department shall do all
22 of the following:

23 (1) ACCOUNTABILITY. Annually verify information submitted to the department
24 under s. 71.____ by persons certified under s. 560.701 (2) and eligible to receive tax
25 benefits under s. 560.703.

1 (2) RULEMAKING. Establish by administrative rule all of the following:

2 (a) A schedule of hourly wage ranges to be paid, and health insurance benefits
3 to be provided, to an employee by a person certified under s. 560.701 (2) and the
4 corresponding per employee tax benefit for which a person certified under s. 560.701
5 (2) may be eligible.

6 (b) A definition of "significant investment of capital". The department shall
7 include in the definition required under this paragraph a schedule of investments
8 that takes into consideration the size or nature of the trade or business, together with
9 a corresponding schedule of tax benefits for which a person who is certified under s.
10 560.701 (2) and who makes a "significant investment of capital" may be eligible.

11 (c) A definition of "significant investments in the training or reeducation of
12 employees" for which a person may be eligible for certification under s. 560.701 (2),
13 together with a corresponding schedule of tax benefits for which a person who is
14 certified under s. 560.701 (2) and who makes a "significant investment in the
15 training or reeducation of employees" may be eligible.

16 (d) The methodology for designating an area as economically distressed under
17 s. 560.704 (1).

18 (e) Reporting requirements, minimum benchmarks, and outcomes expected of
19 a person certified under s. 560.701 (2) before that person may receive tax benefits
20 under s. 560.703.

21 (f) Procedures for implementing ss. 560.701 to 560.706.

22 SECTION 50. 560.71 of the statutes is repealed. ✓

23 SECTION 51. 560.715 of the statutes is repealed. ✓

24 SECTION 52. 560.72 of the statutes is repealed. ✓

25 SECTION 53. 560.725 of the statutes is repealed. ✓

1 ~~SECTION 54.~~ 560.735 of the statutes is repealed. ✓

2 ~~SECTION 55.~~ 560.737 of the statutes is repealed. ✓

3 ~~SECTION 56.~~ 560.74 of the statutes is repealed. ✓

4 ~~SECTION 57.~~ 560.745 of the statutes is repealed. ✓

5 ~~SECTION 58.~~ 560.75 of the statutes is repealed. ✓

6 ~~SECTION 59.~~ 560.763 of the statutes is repealed. ✓

7 ~~SECTION 60.~~ 560.765 of the statutes is repealed. ✓

8 ~~SECTION 61.~~ 560.768 of the statutes is repealed. ✓

9 ~~SECTION 62.~~ 560.77 of the statutes is repealed. ✓

10 ~~SECTION 63.~~ 560.78 of the statutes is repealed. ✓

11 ~~SECTION 64.~~ 560.785 of the statutes is repealed. ✓

12 ~~SECTION 65.~~ 560.797 of the statutes is repealed. ✓

13 ~~SECTION 66.~~ 560.798 of the statutes is repealed. ✓

14 ~~SECTION 67.~~ 560.7995 of the statutes is repealed. ✓

15 **INSERT 36-7**

16 ~~SECTION 68.~~ 560.80 (3m) of the statutes is amended to read: ✓

17 ✓ 560.80 (3m) "Education and training project" means a business education and
18 training program for minority group members and minority businesses that have
19 received loans for working capital from an eligible recipient under s. 560.837 (1) (b)
20 560.82 (1m) (e).

History: 1989 a. 31, 335; 1995 a. 27; 1997 a. 27, 79; 1999 a. 9; 2001 a. 16; 2003 a. 33.

21 **INSERT 36-23**

22 ~~SECTION 69.~~ 560.80 (5) (c) of the statutes is created to read: ✓

23 ✓ 560.80 (5) (c) A person who is eligible to receive a grant under s. 560.82 (1m)
24 (d) or (e).

1 SECTION 70. 560.80 (5m) of the statutes is amended to read:

2 ✓ 560.80 (5m) "Finance project" means financial assistance to a minority group
3 member or a minority business described in s. ~~560.837~~ 560.82 (1m) (d) and (e).

History: 1989 a. 31, 335; 1995 a. 27; 1997 a. 27, 79; 1999 a. 9; 2001 a. 16; 2003 a. 33.

4 INSERT 40-2

5 SECTION 71. 560.837 (1) (intro.) of the statutes is renumbered 560.82 (1m) (d)
6 and amended to read:

7 ✓ 560.82 (1m) (d) (intro.) Subject to s. 560.84, the board may award a grant under
8 this subsection to a nonprofit organization or private financial institution, as defined
9 in s. 234.01 (5k), whether or not for profit, to fund a finance project if all of the
10 following apply:

History: 1997 a. 27.

11 SECTION 72. 560.837 (1) (a) of the statutes is renumbered 560.82 (1m) (d) 1.

12 SECTION 73. 560.837 (1) (b) of the statutes is renumbered 560.82 (1m) (d) 2. and
13 amended to read:

14 560.82 (1m) (d) 2. The loans for working capital under par. (a) 1. subd. 1. a. do
15 not exceed \$5,000.

*include in
insert 40-2*

History: 1997 a. 27.

16 ~~INSERT 41-7~~

17 SECTION 74. 560.837 (2) of the statutes is renumbered 560.82 (1m) (e).

18 SECTION 75. 560.84 (2) (c) 2. of the statutes is amended to read:

19 ✓ 560.84 (2) (c) 2. A development zone designated under s. 560.71, s. _____ or a
20 development opportunity zone designated under s. 560.795 or an enterprise
21 development zone designated under s. 560.797.

History: 1989 a. 31, 335; 1993 a. 16; 1995 a. 27; 1997 a. 27; 2003 a. 33.

22 INSERT 41-22

23 SECTION 76. 560.905 (2) of the statutes is amended to read:

1 ✓ 560.905 (2) The standing committees of the senate and assembly with
 2 jurisdiction over science and technology shall advise the department concerning the
 3 administration of this subchapter. The department shall consider the advice of the
 4 committees in carrying out the functions under this subchapter. Annually, the
 5 department shall submit a report on the department's activities to the chief clerk of
 6 each house of the legislature for distribution under s. 13.172 (3) to the standing
 committees with jurisdiction over science and technology.

7
83-8

History: 1989 a. 31

8

~~SECTION 77. 560.96 of the statutes is repealed.~~

9

end of insert