

2007 DRAFTING REQUEST

Bill

Received: **02/21/2008**

Received By: **jkreye**

Wanted: **Today**

Identical to LRB:

For: **Lena Taylor (608) 266-5810**

By/Representing: **eric**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Tax, Business - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Taylor@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Confidentiality and electronic filing of real estate transfer returns

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 02/21/2008	kfollett 02/21/2008		_____			
/1	jkreye 02/26/2008	kfollett 02/26/2008	natzke 02/21/2008	_____	sbasford 02/21/2008	sbasford 02/21/2008	
/2			rschluet 02/26/2008	_____	cduerst 02/26/2008	cduerst 02/26/2008	

FE Sent For: N/A

<END>

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Handwritten signature and initials, including "2368 NN" and "<END>".

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1/?	jkreye	1/kif 2/21	nwn 2/21	nwn 2/21			

FE Sent For:

<END>

4/4/1

m 2-21-08

Regen

Today

1 AN ACT *to amend* 77.22 (2) (intro.); and *to repeal and recreate* 77.265 of the
 2 statutes; **relating to:** the confidentiality and electronic filing of real estate
 3 transfer returns.

Analysis by the Legislative Reference Bureau

Under current law, generally, a real estate transfer return filed with a register of deeds is confidential, except that it may be disclosed to certain local officials and state agencies for specific purposes. Under this bill, generally, a real estate transfer return may still be disclosed under certain circumstances, but social security numbers and telephone numbers contained in the return remain confidential. The bill also requires that all real estate transfer returns be filed electronically on or after July 1, 2009.

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

4 SECTION 1. 77.22 (2) (intro.) of the statutes is amended to read:
 5 77.22 (2) (intro.) The secretary of revenue shall prescribe the form required
 6 under sub. (1). Forms filed on or after July 1, 2009, shall be filed electronically in the

BILL

1 manner prescribed by the secretary. The form shall include an application for a
2 credit under s. 79.10 (5) and shall provide for the submission of the following:

3 **SECTION 2.** 77.265 of the statutes is repealed and recreated to read:

4 **77.265 Confidentiality.** Grantor and grantee social security numbers and
5 grantor and grantee telephone numbers from real estate transfer returns shall be
6 confidential, but the returns, and the information contained in the returns, may be
7 disclosed as follows:

8 (1) The department of revenue shall distribute information from the returns
9 to local assessors. The local assessors shall maintain the confidentiality of social
10 security numbers and telephone numbers from the returns.

11 (2) The local assessor shall permit the inspection of all returns filed under this
12 subchapter for property within any local unit of government for which property taxes
13 are levied by the chief elected official, or a person designated by the official, of that
14 unit upon the adoption of a resolution by the governing body of the unit directing the
15 official to inspect the returns for the purpose of reviewing the basis upon which
16 equalized values were established by the department of revenue under s. 70.57, and
17 the official or designee shall maintain the confidentiality of grantor and grantee
18 social security numbers and telephone numbers from the returns.

19 (3) The returns may be used in any proceeding involving the requisite amount
20 of the fee and may be produced in any proceeding subject to a valid subpoena or court
21 order.

22 (4) The department of workforce development may use the returns under s.
23 106.50, but shall maintain the confidentiality of social security numbers and
24 telephone numbers from the returns.

Kreye, Joseph

From: Matthias, Mary
Sent: Wednesday, February 20, 2008 3:14 PM
To: Kreye, Joseph
Subject: AB 817 question

Hi Joe-

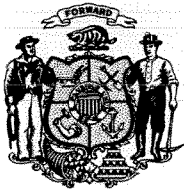
A question came up on AB 817 today, regarding the increase in the angel investment limit from \$1 M to \$4 M—is that change retroactive? Some of the speakers seemed to think so but I don't see a retroactive effective date. They want it to be retroactive so that the credit can be claimed for investments made in Fall of 2007.

If the bill doesn't currently allow that, then Rep. Strachota will want an amendment to do so.

I will be out of the office tomorrow and Friday, so I am copying Sara in on this e-mail. Please respond to both of us so Sara can coordinate the amdt if one is needed. I think they want to exec this next Wednesday.

Thanks.

Mary Matthias
Senior Staff Attorney
Wisconsin Legislative Council Staff
Ph.(608)266-0932;Fax (608)266-3830



2
M. M. M. M.

in 2-26-08
Today

2007 BILL

except that the secretary of the Department of Revenue may waive the requirement if it causes ^{an} undue hardship

Regen

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Insert 2-1

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12 subchapter for property within any local unit of government for which property taxes
13 are levied by the chief elected official, or a person designated by the official, of that
14 unit upon the adoption of a resolution by the governing body of the unit directing the
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20 of the fee and may be produced in any proceeding subject to a valid subpoena or court
21 order.

22 (4) The department of workforce development may use the returns under s.
23 106.50, but shall maintain the confidentiality of social security numbers and
24 telephone numbers from the returns.

, but the court, or adjudicating agency, and the parties shall maintain the confidentiality of social security numbers and telephone numbers from the returns

*Insert
2-1*

BILL

1 manner prescribed by the secretary. The secretary may waive the requirement to file
 2 electronically if the secretary determines, based on a written application for a waiver,
 3 that the requirement causes an undue hardship. The form shall include an
 4 application for a credit under s. 79.10 (5) and shall provide for the submission of the
 5 following:

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