
AN ACT to amend 74.11 (4), 74.11 (7), 74.11 (8), 74.12 (6), 74.12 (7), 74.12 (8) and 74.12 (9) (a) of the statutes; relating to: property tax installments paid no later than five working days after the due date and imposing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, an installment payment of property taxes that is paid after the date on which the taxes are due, but no later than five working days after the due date, is not considered delinquent and is not subject to any penalties or interest. Under this bill, an installment payment of property taxes that is paid after the due date, but no later than five working days after due date, is subject to a penalty that is equal to 1 percent of the amount of the taxes that are due.

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

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

SECTION 1. 74.11 (4) of the statutes is amended to read:

74.11 (4) PERSONAL PROPERTY TAXES. All taxes on personal property, except those on improvements on leased land, shall be paid in full on or before 5 working days after
January 31. All taxes on personal property, except those on improvements on leased land, that are paid in full after January 31, but no later than 5 working days after January 31, are subject to a penalty equal to 1 percent of the amount of the taxes due.

SECTION 2. 74.11 (7) of the statutes is amended to read:

74.11 (7) DELINQUENT FIRST INSTALLMENT. If the first installment of taxes on real property or improvements on leased land is not paid on or before 5 working days after January 31, the entire amount of the taxes remaining unpaid is delinquent as of February 1. Any first installment of taxes on real property or improvements on leased land that is paid after January 31, but no later than 5 working days after January 31, is subject to a penalty equal to 1 percent of the amount of the taxes due.

SECTION 3. 74.11 (8) of the statutes is amended to read:

74.11 (8) DELINQUENT 2ND INSTALLMENT. If the 2nd installment of taxes on real property or improvements on leased land is not paid on or before 5 working days after July 31, the entire amount of the taxes remaining unpaid is delinquent as of August 1 and interest and penalties are due under sub. (11). Any 2nd installment of taxes on real property or improvements on leased land that is paid after July 31, but no later than 5 working days after July 31, is subject to a penalty equal to 1 percent of the amount of the taxes due.

SECTION 4. 74.12 (6) of the statutes is amended to read:

74.12 (6) PERSONAL PROPERTY TAXES. All personal property taxes, except those on improvements on leased land, shall be paid in full on or before 5 working days after January 31. All taxes on personal property, except those on improvements on leased land, that are paid in full after January 31, but no later than 5 working days after January 31, are subject to a penalty equal to 1 percent of the amount of the taxes due.

SECTION 5. 74.12 (7) of the statutes is amended to read:
74.12 (7) Delinquent first installment. If the first installment of real property taxes, personal property taxes on improvements on leased land, or special assessments to which an installment option pertains is not paid on or before 5 working days after January 31, the entire amount of the remaining unpaid taxes or special assessments to which an installment option pertains on that parcel is delinquent as of February 1. Any first installment of real property taxes, personal property taxes on improvements on leased land, or special assessments to which an installment option pertains that is paid after January 31, but no later than 5 working days after January 31, is subject to a penalty equal to 1 percent of the amount of the taxes due.

SECTION 6. 74.12 (8) of the statutes is amended to read:

74.12 (8) Delinquent 2nd or subsequent installment. If the 2nd or any subsequent installment payment of real property taxes, personal property taxes on improvements on leased land, or special assessments to which an installment option pertains is not paid by 5 working days after the due date specified in the ordinance, the entire amount of the remaining unpaid taxes or special assessments to which an installment option pertains on that parcel is delinquent as of the first day of the month after the payment is due and interest and penalties are due under sub. (10). Any 2nd or subsequent installment of real property taxes, personal property taxes on improvements on leased land, or special assessments to which an installment option pertains that is paid after the due date, but no later than 5 working days after the due date, is subject to a penalty equal to 1 percent of the amount of the taxes due.

SECTION 7. 74.12 (9) (a) of the statutes is amended to read:

74.12 (9) (a) If all special assessments to which an installment option does not pertain, special charges, special taxes, and personal property taxes that are due
under sub. (5) or (6) are not paid in full on or before 5 working days after January 31, the amounts unpaid are delinquent as of February 1. All special assessments to which an installment option does not pertain, special charges, special taxes, and personal property taxes that are due under sub. (5) or (6) that are paid in full after January 31, but no later than 5 working days after January 31, are subject to a penalty equal to 1 percent of the amount of the taxes due.

**SECTION 8. Initial applicability.**

(1) This act first applies to taxes based on the assessment as of the first January 1 after publication.