## 2009 ASSEMBLY BILL 28

February 5, 2009 – Introduced by Representatives Dexter, Wood and Suder, cosponsored by Senator Kreitlow. Referred to Committee on Ways and Means.

- 1 AN ACT *to create* 66.1105 (5) (bq) of the statutes; **relating to:** the filing of certain
- 2 forms related to tax incremental financing district number ten in the city of
- 3 Chippewa Falls.

## Analysis by the Legislative Reference Bureau

Under current law, a city or village may create a tax incremental district (TID) in part of its territory. The project plan of the TID may be amended by resolution of a city's planning commission. Before such an amendment may take effect, however, several procedures are required. These procedures include approval by the common council, review by a joint review board, and a public hearing. Once these procedures are completed, the city clerk must submit the amendment and certain forms to the Department of Revenue (DOR). Upon receipt, DOR is required to recalculate and recertify the tax incremental base of the TID. The amendment and forms must be submitted to DOR on or before December 31 of the year in which the changes to the TID take effect.

This bill specifies that if the clerk of the city of Chippewa Falls submits the necessary forms to DOR on or before December 31, 2009, for a TID, the project plan of which was amended or attempted to be amended on January 1, 2007, based on actions taken by the common council in November 2006, DOR must proceed as if the forms had been timely filed on or before December 31, 2007, except that a value increment may not be certified before 2010.

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

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

**SECTION 1.** 66.1105 (5) (bq) of the statutes is created to read:

66.1105 (5) (bq) Notwithstanding the time limits in par. (b), if the city clerk of a city that amended, or attempted to amend, the project plan of a tax incremental district on January 1, 2007, based on actions taken by the common council in November 2006, files with the department of revenue, not later than December 31, 2009, the forms and application that were originally due on or before December 31, 2007, the tax incremental base of the district shall be redetermined by the department of revenue as if the forms and application had been filed on or before December 31, 2007, and, until the tax incremental district terminates, the department of revenue shall allocate tax increments and treat the district in all other respects as if the forms and application had been filed on or before December 31, 2007, except that the department of revenue may not certify a value increment under par. (b) before 2010.

14 (END)