2009 DRAFTING REQUEST

Assembly Amendment (AA-AB175)

Received: **10/29/2009**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **Mark Gottlieb (608) 267-2369**

By/Representing: **melissa schmidt**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters: **mshovers**

Subject: **Local Gov't - tax incr financing**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gottlieb@legis.wisconsin.gov**

Carbon copy (CC:) to: **joseph.kreye@legis.wisconsin.gov**
melissa.schmidt@legis.wisconsin.gov

marc.shovers@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Prohibit allocation to a donor tax incremental district

Instructions:

See attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/1	jkreye 10/29/2009	wjackson 10/29/2009	rschluet 10/29/2009	_____ _____	lparisi 10/29/2009	lparisi 10/29/2009	

FE Sent For:

<END>

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/1	jkreye	/1 WLJ 10/29		_____			
				_____			

FE Sent For:

<END>

Kreye, Joseph

From: Kreye, Joseph
Sent: Thursday, October 29, 2009 9:14 AM
To: Schmidt, Melissa
Subject: RE: LRB 09a0988 Topic: Prohibit allocation to a donor tax incremental district

Melissa,

So the sentence I would add to section 1 of the bill would read as follows:

"No positive tax increments generated by the tax incremental district after June 24, 2010, or after the date that the planning commission amends the project plan, whichever is earlier, may be allocated to another tax incremental district."

Does that work for you?

Joe

Joseph T. Kreye
Senior Legislative Attorney
Legislative Reference Bureau
(608) 266-2263

From: Schmidt, Melissa
Sent: Thursday, October 29, 2009 8:56 AM
To: Kreye, Joseph
Subject: RE: LRB 09a0988 Topic: Prohibit allocation to a donor tax incremental district

Correction – it looks like it would be "the planning commission amends the project plan." See 66.1105 (6) (e) 1.

From: Schmidt, Melissa
Sent: Thursday, October 29, 2009 8:48 AM
To: Kreye, Joseph
Subject: RE: LRB 09a0988 Topic: Prohibit allocation to a donor tax incremental district

Joe,

I think that the donor language needs to be inserted into Section 1 of the bill as it talks about allocations. The draft also needs some additional language to allow the TID to donate until the donor TID terminates. Gottlieb wants the TID to be able to donate money that they are allowed to donate based upon their current project plan. I have no idea how to write this. According to DOR, the TID is supposed to terminate on 6/24/2010. It may be possible for the project plan to be amended before 6/24/2010, and if this happens, then the TID would stop being a donor TID earlier.

I don't know if we could just say, "No positive tax increments generated after June 24, 2010, or the date that the city amends adopts an amendment to the project plan, whichever is earlier, by the tax incremental district may be allocated to another tax incremental district."

Does this make sense? What do you think? Feel free to call me: 6-2298.

Melissa

From: Kreye, Joseph
Sent: Wednesday, October 28, 2009 5:17 PM
To: Schmidt, Melissa

Subject: RE: LRB 09a0988 Topic: Prohibit allocation to a donor tax incremental district

Yeah, I don't know if it matters either.

I could provide Gottlieb with an amendment to the bill also, then he can decide how he wants to approach it, as far as debating the issue on the floor. I could easily produce that amendment in the morning, if he wants to have that option.

What do you think?

Joe

Joseph T. Kreye
Senior Legislative Attorney
Legislative Reference Bureau
(608) 266-2263

From: Schmidt, Melissa
Sent: Wednesday, October 28, 2009 5:11 PM
To: Kreye, Joseph
Subject: FW: LRB 09a0988 Topic: Prohibit allocation to a donor tax incremental district

This looks good to me. Just to double-check, the draft amends (7) (ak) 3., which deals with the termination date. The language to the amendment uses the language "may not be allocated."

Section 1 of the original bill talks about how many years the TID may receive allocations. Should LRB 0988/2 be amending section 1 of the original bill instead? I'm not sure it matters, but I don't know what DOR would say.

Melissa

From: Duerst, Christina
Sent: Wednesday, October 28, 2009 4:19 PM
To: Schmidt, Melissa
Subject: LRB 09a0988 Topic: Prohibit allocation to a donor tax incremental district

Draft Requester: Mark Gottlieb

The attached proposal has been jacketed for introduction.

<< File: LRB a0988_2 >>

State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa1002/1
JK:

WLJ

ASSEMBLY AMENDMENT ,

TO 2009 ASSEMBLY BILL 175

in 10-29-09 NOW

At the locations indicated, amend the bill as follows:

1. Page 2, line 4: after "d." insert "No positive tax increments generated by the tax incremental district after June 24, 2010, or after the date that the planning commission amends the project plan, whichever is earlier, may be allocated to another tax incremental district.".

(END)