

2009 DRAFTING REQUEST

Bill

Received: **02/03/2009**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **John Murtha (608) 266-7683**

By/Representing: **scott**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Tax, Other - real est transfr fee**

Extra Copies:

Submit via email: **YES**

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

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

Pre Topic:

No specific pre topic given

Topic:

State's share of the real estate transfer fee

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>
/?				_____			S&L
/1	jkreye 02/04/2009	jdyer 02/19/2009	phenry 02/19/2009	_____	sbasford 02/19/2009		S&L
/2	jkreye 02/20/2009	jdyer 02/20/2009	phenry 02/20/2009	_____	sbasford 02/20/2009	cduerst 03/04/2009	

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at intro

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/?	jkreye	1 2/19 jld	2/19 ph	2/19 ph/JF			

FE Sent For:

<END>



Jld

2009 BILL

in 2-4-09

x Gen

1 AN ACT ...; relating to: retaining the real estate transfer fee. ✓

Analysis by the Legislative Reference Bureau

Under current law, generally, a person who conveys real property to another person must pay a real estate transfer fee to the register of deeds for the county where the property is located. The county retains 20 percent of the fees collected and submits the remainder to the state. Under this bill, for a 12-month period, the county collects and retains all of the real estate transfer fees. ✓

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:

2 SECTION 1. 77.24 of the statutes is renumbered 77.24 (1) and amended to read: ✓

3 77.24 (1) ~~Division of fee~~ Twenty Except as provided in sub. (2), ~~twenty~~ 20

4 percent of all fees collected under this subchapter shall be retained by the county and
5 the balance shall be transmitted to the state. Remittances shall be made monthly
6 by the county treasurers to the department of revenue by the 15th day of the month

BILL**SECTION 1**

1 following the close of the month in which the fee was collected. The remittance to the
2 department shall be accompanied by the returns executed under s. 77.22.

3 **History:** 1977 c. 29; 1981 c. 20.

3 **SECTION 2.** 77.24 (2) of the statutes is created to read:

4 77.24 (2) For the 12-month[✓] period beginning on the effective date of this
5 subsection[✓] [LRB inserts date], the county shall retain[✓] all fees collected under this
6 subchapter,[✓] but the county treasurer shall submit the returns executed under s.
7 77.22[✓] to the department of revenue.[✓]

8 **SECTION 3. Effective date.**

9 (1) This act takes effect on the first day of the 2nd[✓] month beginning after
10 publication.

11 (END)

Kreye, Joseph

From: Rausch, Scott
Sent: Friday, February 20, 2009 11:37 AM
To: Kreye, Joseph
Subject: Submitted: LRB 09-1923/1 Topic: State's share of the real estate transfer fee?body=

Joe,

I need a possible redraft done on LRB 1923/1.

In the legislative analysis it states that: "Under this bill, for a 12-month period, the county collects and retains all of the real estate transfer fees."

Does this mean the county where the property is sold will retain 100% of the fees or just their initial 20%? How we want this to read is that the county will retain its initial 20% and the remaining 80% of the fee will be retained by the party which purchased the property.

Please let me know if such a provision can be made. Thank you.

Regards,

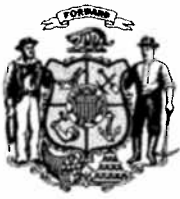
Scott A. Rausch

Legislative Aide

State Representative John Murtha

(608) 266-7056

scott.rausch@legis.wi.gov



RMR

2009 BILL

in 2-20-09

SOON

Regen

1 AN ACT to renumber and amend 77.24; and to create 77.24 (2) of the statutes;
2 relating to: retaining the real estate transfer fee. ✓

20 percent ✓

Analysis by the Legislative Reference Bureau

Under current law, generally, a person who conveys real property to another person must pay a real estate transfer fee to the register of deeds for the county where the property is located. The county retains 20 percent of the fees collected and submits the remainder to the state. Under this bill, for a 12-month period, the county collects and retains all of the real estate transfer fees.

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:

3 SECTION 1. 77.24 of the statutes is renumbered 77.24 (1) and amended to read:
4 77.24 (1) Twenty Except as provided in sub. (2), 20 percent of all fees collected
5 under this subchapter shall be retained by the county and the balance shall be
6 transmitted to the state. Remittances shall be made monthly by the county
7 treasurers to the department of revenue by the 15th day of the month following the

NO & transmits the remainder to the person to whom the property is conveyed

BILL

SECTION 1

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2 shall be accompanied by the returns executed under s. 77.22.

20 percent of each fee

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6 subchapter, but the county treasurer shall submit the returns executed under s.
7 77.22 to the department of revenue.

8 **SECTION 3. Effective date.**

9 (1) This act takes effect on the first day of the 2nd month beginning after
10 publication.

11 (END)

and transmit the remainder to the person to whom the property is conveyed

Duerst, Christina

From: Rep.Murtha
Sent: Wednesday, March 04, 2009 10:45 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-1923/2 Topic: State's share of the real estate transfer fee

Please Jacket LRB 09-1923/2 for the ASSEMBLY.