

2009 DRAFTING REQUEST

Assembly Amendment (AA-SB409)

Received: **02/19/2010**

Received By: **tkuczens**

Wanted: **As time permits**

Companion to LRB:

For: **Michael Sheridan (608) 266-7503**

By/Representing: **Lisa Lundquist**

May Contact:

Drafter: **tkuczens**

Subject: **Econ. Development - bus. dev.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

changes to the responsibilities of the economic policy board in the dept. of commerce

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>
/?	tkuczens 02/19/2010	kfollett 02/22/2010		_____			
/P1	tkuczens 04/06/2010	kfollett 04/06/2010	mduchek 02/22/2010	_____	lparisi 02/22/2010		
/1			mduchek 04/06/2010	_____	lparisi 04/06/2010	lparisi 04/06/2010	

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/?	tkuczens 02/19/2010	kfollett 02/22/2010 1/15/10 4/6	 4/6	_____			
/P1			mduchek 02/22/2010	_____	lparisi 02/22/2010		

FE Sent For:

<END>

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/?	tkuczens	1/11/09 2/22	ND 2/22	ND RS	2/22		

FE Sent For:

<END>

Kuczenski, Tracy

From: Lundquist, Lisa
Sent: Friday, February 19, 2010 12:21 PM
To: Kuczenski, Tracy
Subject: FW: Draft review: LRB 09-4187/P1 Topic: Changes to role of economic policy board
Attachments: LRB-4187_P1

Hi Tracy,

I am sorry to do this but can we get this (re) drafted as an amendment to SB409 (to the sub).

Thanks!

Lisa
266-3387

From: Rep.Sheridan
Sent: Tuesday, February 09, 2010 9:42 AM
To: Lundquist, Lisa
Subject: FW: Draft review: LRB 09-4187/P1 Topic: Changes to role of economic policy board

From: Parisi, Lori
Sent: Monday, February 08, 2010 1:17 PM
To: Rep.Sheridan
Subject: Draft review: LRB 09-4187/P1 Topic: Changes to role of economic policy board

Following is the PDF version of draft LRB 09-4187/P1.



State of Wisconsin
2009 - 2010 LEGISLATURE

P/ LR Ba1618/P
TKK.../g/f
RMNR
insert

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO 2009 SENATE BILL 409

in 2/19/2010
by 2/22/2010

as shown by
senate substitute
amendment 1,

Insert 1-2

- 1
- 2
- 3
- 4
- 5

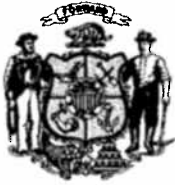
At the locations indicated, amend the bill as follows:

- 1. Page 2, line 9: before that line insert:
- 2. Page 2, line 9: delete "Section 1" and substitute "Section 1a".
- 3. Page 23, line 7: after that line insert:

(END)

Insert 1-5

CS
B
↓



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT *to repeal* 560.30 (1), 560.60 (1s) and 560.685; *to amend* 560.301 (intro.),
2 560.304, 560.305 (1) (intro.), 560.305 (3), 560.305 (4), 560.602 (intro.), 560.605
3 (1) (intro.), 560.605 (2m) (intro.), 560.605 (2m) (h), 560.605 (7) (intro.), 560.605
4 (7) (f), 560.61, 560.68 (2), 560.68 (4), 560.68 (5) (intro.), 560.68 (5m), 560.68 (6)
5 and 560.68 (7) (intro.); and *to create* 15.155 (2) (c) of the statutes; **relating to:**
6 changes to responsibilities of the Economic Policy Board in the Department of
7 Commerce.

Analysis by the Legislative Reference Bureau

Current law requires the Department of Commerce (Commerce) to consult with the Economic Policy Board (board) in Commerce prior to awarding a grant or loan from the Forward Innovation Fund (FIF). Commerce must also consult with the board to develop policies, standards, and rules in connection with the award of grants or loans under FIF.

Currently, the board is required to determine whether to award a grant or loan from the Wisconsin Development Fund (WDF), and Commerce must obtain approval from the board prior to promulgating rules governing WDF.

This bill eliminates the role of the board in the award of grants or loans from FIF and WDF and also from the development of policies, standards, and rules governing FIF and WDF. The bill vests all responsibilities for FIF and WDF in

Commerce. The bill requires the board to consult with Commerce on strategic economic policy for the state and suggest legislation to accomplish strategic economic policy objectives.

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

1 19 ①
2 √ SECTION 1. 15.155 (2) (c) of the statutes is created to read:

3 15.155 (2) (c) The board shall do all of the following:

4 1. Consult with the department of commerce on strategic economic policy for
5 the state.

6 2. Suggest legislation to achieve strategic economic policy objectives. √ ②

7 43b ②
8 √ SECTION 2. 560.30 (1) of the statutes is repealed.

9 43c ②
10 SECTION 3. 560.301 (intro.) of the statutes is amended to read:

11 **560.301 Rules, policies, and standards for awarding grants and**
12 **making loans.** (intro.) The department, ~~in consultation with the board,~~ shall
13 promulgate rules that establish procedures, policies, and standards for
14 implementing this subchapter and awarding grants and making loans under this
15 subchapter. The rules shall include all of the following:

16 43e ②
17 SECTION 4. 560.304 of the statutes is amended to read:

18 **560.304 Forward innovation fund.** The department may award a grant or
19 make a loan to an eligible recipient from the appropriations under s. 20.143 (1) (fi),
20 (gm), and (io). ~~The department shall consult with the board prior to awarding a grant~~
21 ~~or making a loan under this section.~~

22 43g ②
23 SECTION 5. 560.305 (1) (intro.) of the statutes is amended to read:

24 560.305 (1) (intro.) The department, ~~in cooperation with the board,~~ shall
25 encourage small businesses to apply for grants and loans under this subchapter by

as created by 2009 Act 28, Wisconsin

Insert 1-2

Begin Insert 1-5

1 ensuring that there are no undue impediments to their participation and by actively
2 encouraging small businesses to apply for grants and loans. The department shall
3 do all of the following:

4 SECTION 6. 560.305 (3) of the statutes is amended to read:

5 560.305 (3) The ~~board~~ department shall develop a policy relating to obtaining
6 reimbursement of grants and loans provided under this subchapter. The policy may
7 provide that reimbursement shall be obtained through full repayment of the
8 principal amount of the grant or loan plus interest, through receipt of a share of
9 future profits from or an interest in a product or process, or through any other
10 appropriate means.

11 SECTION 7. 560.305 (4) of the statutes is amended to read:

12 560.305 (4) The ~~board~~ department shall require, as a condition of a grant or
13 loan, that a recipient contribute to a project an amount that is not less than 25
14 percent of the amount of the grant or loan.

15 SECTION 8. 560.60 (1s) of the statutes is repealed.

16 SECTION 9. 560.602 (intro.) of the statutes is amended to read:

17 **560.602 Policies and standards for awarding grants and loans.** (intro.)
18 The department, ~~with the approval of the board,~~ shall promulgate rules to establish
19 policies and standards for awarding grants and loans under this subchapter. The
20 rules shall include all of the following:

21 SECTION 10. 560.605 (1) (intro.) of the statutes is amended to read:

22 560.605 (1) (intro.) Upon receipt of an application by an eligible recipient, the
23 ~~board~~ department may consider any of the following in determining whether to
24 award a grant or loan under s. 560.61:

25 SECTION 11. 560.605 (2m) (intro.) of the statutes is amended to read:

as created
by 2009
Wisconsin Act
28,

as affected
by 2009
Wisconsin
Act
28,

4
11
15
16
21
25

1 560.605 (2m) (intro.) When considering whether a project will be located in a
2 targeted area, the board department may consider any of the following:

3 SECTION ^{e 43p (B)} 12. 560.605 (2m) (h) of the statutes is amended to read: ✓

4 560.605 (2m) (h) Any other factor the board department considers to be an
5 appropriate indicator of a targeted area.

6 SECTION ^{e 43q (B)} 13. 560.605 (7) (intro.) of the statutes is amended to read: ✓

7 560.605 (7) (intro.) The board department shall award not less than 35 percent
8 of the total amount of grants and loans made under this subchapter to businesses in
9 distressed areas. In this paragraph, "distressed area" means an area to which any
10 of the following apply:

11 SECTION ^{e 43r (B)} 14. 560.605 (7) (f) of the statutes is amended to read: ✓

12 560.605 (7) (f) As determined by the board department, the area is affected by
13 another factor that indicates the area is a distressed area.

14 SECTION ^{e 43s (B)} 15. 560.61 of the statutes is amended to read: ✓

15 **560.61 Wisconsin development fund.** ~~At the request of the board, the~~ The
16 department may make a grant or loan to an eligible recipient from the appropriations
17 under s. 20.143 (1) (c) and (ie).

18 SECTION ^{e 43t (B)} 16. 560.68 (2) of the statutes is amended to read: ✓

19 560.68 (2) The department, ~~in cooperation with the board,~~ shall actively
20 encourage small businesses to apply for grants and loans under this subchapter by
21 ensuring that there are no undue impediments to their participation and by assisting
22 small businesses in preparing grant and loan applications.

23 SECTION ^{e 43u (B)} 17. 560.68 (4) of the statutes is amended to read: ✓

24 560.68 (4) The board department shall develop a policy relating to obtaining
25 reimbursement of grants and loans provided under this subchapter. The policy may

1 provide that reimbursement shall be obtained through full repayment of the
2 principal amount of the grant or loan plus interest, through receipt of a share of
3 future profits from or an interest in a product or process, or through any other
4 appropriate means.

5 SECTION ^{e 43v} 18. 560.68 (5) (intro.) of the statutes is amended to read:

6 560.68 (5) (intro.) The department, ~~with the approval of the board~~, shall
7 develop procedures related to grants and loans under s. 560.61 for all of the following:

8 SECTION ^{e 43w} 19. 560.68 (5m) of the statutes is amended to read:

9 560.68 (5m) The department, ~~with the approval of the board~~, shall establish
10 and implement procedures for monitoring the use of grants and loans awarded under
11 this subchapter, including procedures for verification of economic growth, job
12 creation and the number and percentage of newly created jobs for which state
13 residents are hired.

14 SECTION ^{e 43x} 20. 560.68 (6) of the statutes is amended to read:

15 560.68 (6) The ~~board~~ department shall require, as a condition of a grant or loan,
16 that a recipient contribute to a project an amount that is not less than 25% of the
17 amount of the grant or loan.

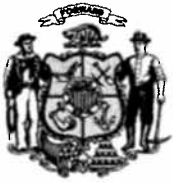
18 SECTION ^{e 43y} 21. 560.68 (7) (intro.) of the statutes is amended to read:

19 560.68 (7) (intro.) The department, ~~in cooperation with the board~~, shall
20 encourage small businesses to apply for grants and loans under this subchapter by
21 ensuring that there are no undue impediments to their participation and by actively
22 encouraging small businesses to apply for grants and loans. The department shall
23 do all of the following:

24 SECTION ^{e 43z} 22. 560.685 of the statutes is repealed.))

End
Insert
1-5

(END)



~~PRELIMINARY DRAFT NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT,
TO 2009 SENATE BILL 409

4/6/2010 No change
Today

1 At the locations indicated, amend the bill, as shown by senate substitute
2 amendment 1, as follows:

3 **1.** Page 2, line 9: before that line insert:

4 “SECTION 1g. 15.155 (2) (c) of the statutes is created to read:

5 15.155 (2) (c) The board shall do all of the following:

6 1. Consult with the department of commerce on strategic economic policy for
7 the state.

8 2. Suggest legislation to achieve strategic economic policy objectives.”

9 **2.** Page 2, line 9: delete “SECTION 1” and substitute “SECTION 1r”.

10 **3.** Page 23, line 7: after that line insert:

11 “SECTION 43b. 560.30 (1) of the statutes, as created by 2009 Wisconsin Act 28,
12 is repealed.

1 **SECTION 43c.** 560.301 (intro.) of the statutes, as created by 2009 Wisconsin Act
2 28, is amended to read:

3 **560.301 Rules, policies, and standards for awarding grants and**
4 **making loans.** (intro.) The department, ~~in consultation with the board,~~ shall
5 promulgate rules that establish procedures, policies, and standards for
6 implementing this subchapter and awarding grants and making loans under this
7 subchapter. The rules shall include all of the following:

8 **SECTION 43e.** 560.304 of the statutes, as created by 2009 Wisconsin Act 28, is
9 amended to read:

10 **560.304 Forward innovation fund.** The department may award a grant or
11 make a loan to an eligible recipient from the appropriations under s. 20.143 (1) (fi),
12 (gm), and (io). ~~The department shall consult with the board prior to awarding a grant~~
13 ~~or making a loan under this section.~~

14 **SECTION 43g.** 560.305 (1) (intro.) of the statutes, as created by 2009 Wisconsin
15 Act 28, is amended to read:

16 **560.305 (1)** (intro.) The department, ~~in cooperation with the board,~~ shall
17 encourage small businesses to apply for grants and loans under this subchapter by
18 ensuring that there are no undue impediments to their participation and by actively
19 encouraging small businesses to apply for grants and loans. The department shall
20 do all of the following:

21 **SECTION 43h.** 560.305 (3) of the statutes, as created by 2009 Wisconsin Act 28,
22 is amended to read:

23 **560.305 (3)** The ~~board~~ department shall develop a policy relating to obtaining
24 reimbursement of grants and loans provided under this subchapter. The policy may
25 provide that reimbursement shall be obtained through full repayment of the

1 principal amount of the grant or loan plus interest, through receipt of a share of
2 future profits from or an interest in a product or process, or through any other
3 appropriate means.

4 **SECTION 43i.** 560.305 (4) of the statutes, as created by 2009 Wisconsin Act 28,
5 is amended to read:

6 560.305 (4) The ~~board~~ department shall require, as a condition of a grant or
7 loan, that a recipient contribute to a project an amount that is not less than 25
8 percent of the amount of the grant or loan.

9 **SECTION 43k.** 560.60 (1s) of the statutes, as affected by 2009 Wisconsin Act 28,
10 is repealed.

11 **SECTION 43L.** 560.602 (intro.) of the statutes is amended to read:

12 **560.602 Policies and standards for awarding grants and loans.** (intro.)
13 The department, ~~with the approval of the board,~~ shall promulgate rules to establish
14 policies and standards for awarding grants and loans under this subchapter. The
15 rules shall include all of the following:

16 **SECTION 43n.** 560.605 (1) (intro.) of the statutes is amended to read:

17 560.605 (1) (intro.) Upon receipt of an application by an eligible recipient, the
18 ~~board~~ department may consider any of the following in determining whether to
19 award a grant or loan under s. 560.61:

20 **SECTION 43o.** 560.605 (2m) (intro.) of the statutes is amended to read:

21 560.605 (2m) (intro.) When considering whether a project will be located in a
22 targeted area, the ~~board~~ department may consider any of the following:

23 **SECTION 43p.** 560.605 (2m) (h) of the statutes is amended to read:

24 560.605 (2m) (h) Any other factor the ~~board~~ department considers to be an
25 appropriate indicator of a targeted area.

1 **SECTION 43q.** 560.605 (7) (intro.) of the statutes is amended to read:

2 560.605 (7) (intro.) The ~~board~~ department shall award not less than 35 percent
3 of the total amount of grants and loans made under this subchapter to businesses in
4 distressed areas. In this paragraph, “distressed area” means an area to which any
5 of the following apply:

6 **SECTION 43r.** 560.605 (7) (f) of the statutes is amended to read:

7 560.605 (7) (f) As determined by the ~~board~~ department, the area is affected by
8 another factor that indicates the area is a distressed area.

9 **SECTION 43s.** 560.61 of the statutes is amended to read:

10 **560.61 Wisconsin development fund.** ~~At the request of the board, the~~ The
11 department may make a grant or loan to an eligible recipient from the appropriations
12 under s. 20.143 (1) (c) and (ie).

13 **SECTION 43t.** 560.68 (2) of the statutes is amended to read:

14 560.68 (2) The department, ~~in cooperation with the board,~~ shall actively
15 encourage small businesses to apply for grants and loans under this subchapter by
16 ensuring that there are no undue impediments to their participation and by assisting
17 small businesses in preparing grant and loan applications.

18 **SECTION 43u.** 560.68 (4) of the statutes is amended to read:

19 560.68 (4) The ~~board~~ department shall develop a policy relating to obtaining
20 reimbursement of grants and loans provided under this subchapter. The policy may
21 provide that reimbursement shall be obtained through full repayment of the
22 principal amount of the grant or loan plus interest, through receipt of a share of
23 future profits from or an interest in a product or process, or through any other
24 appropriate means.

25 **SECTION 43v.** 560.68 (5) (intro.) of the statutes is amended to read:

