

SENATE BILL 21 (LRB -1300)

An Act to amend 60.85 (2) (c), 60.85 (3) (h) 4., 60.85 (3) (h) 5. a. and 60.85 (3) (h) 5. c.; and to create 60.85 (2) (b) 7. of the statutes; relating to: authorizing the town of Brookfield in Waukesha County to create a tax incremental district for a retail project. (FE)

2011

- 02-23. S. Introduced by Senator **Zipperer**; cosponsored by Representative **Farrow**.
- 02-23. S. Read first time and referred to committee on Economic Development and Veterans and Military Affairs 133
- 02-24. S. Public hearing held.
- 02-24. S. Fiscal estimate received.
- 02-24. S. Executive action taken.
- 02-24. S. Report passage recommended by committee on Economic Development and Veterans and Military Affairs, Ayes 4, Noes 0 138
- 02-24. S. Available for scheduling.
- 02-24. S. Referred to joint committee on Finance by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e) 141
- 02-24. S. Withdrawn from joint committee on Finance and made Available for Scheduling by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e) 141
- 02-24. S. Placed on calendar 2-25-2011 pursuant to Senate Rule 18(1) 141
- 02-25. S. Read a second time 142
- 02-25. S. Ordered to a third reading 142
- 02-25. S. Rules suspended 142
- 02-25. S. Read a third time and **passed**, Ayes 19, Noes 0 142
- 02-25. S. Ordered immediately messaged 142
- 03-01. A. Received from Senate 169
- 03-01. A. Read first time and referred to committee on Rules 169
- 03-04. A. Withdrawn from committee on Rules and placed on calendar 3-8-2011 pursuant to Assembly Rule 42 (3)(c) 174
- 03-08. A. Rules suspended to withdraw from calendar and take up 182
- 03-08. A. Read a second time 182
- 03-08. A. Ordered to a third reading 183
- 03-08. A. Rules suspended 183
- 03-08. A. Read a third time and **concurred in** 183
- 03-08. A. Ordered immediately messaged 183
- 03-09. S. Received from Assembly concurred in.

2011
ENROLLED BILL

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ADOPTED DOCUMENTS:

Orig **Engr** **SubAmdt**

11 -1300/1

Amendments to above (if none, write "NONE"): NONE

Corrections - show date (if none, write "NONE"): NONE

Topic Rel

 3-9-2011
Date

 [Signature]
Enrolling Drafter



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-1300/1
MES:wlj:jf

2011 SENATE BILL 21

February 23, 2011 - Introduced by Senator ZIPPERER, cosponsored by Representative FARROW. Referred to Committee on Economic Development and Veterans and Military Affairs.

1 **AN ACT** *to amend* 60.85 (2) (c), 60.85 (3) (h) 4., 60.85 (3) (h) 5. a. and 60.85 (3) (h)
2 5. c.; and *to create* 60.85 (2) (b) 7. of the statutes; **relating to:** authorizing the
3 town of Brookfield in Waukesha County to create a tax incremental district for
4 a retail project.

Analysis by the Legislative Reference Bureau

Under current law, towns may use tax incremental financing (TIF) for limited purposes. A town may use TIF for projects related to tourism, agriculture, manufacturing, or forestry. A town may also use TIF for residential projects, but only to the extent that the residential project has a necessary and incidental relationship to a tourism, agricultural, manufacturing, or forestry project, and for retail projects to the extent that the retail development is related to the retail sale of a product that is produced due to an agricultural, forestry, or manufacturing project.

This bill authorizes the town of Brookfield in Waukesha County to use TIF for one project that is related either to retail purposes or to a purpose for which any city or village may create a TIF district.

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:

SENATE BILL 21**SECTION 1**

1 **SECTION 1.** 60.85 (2) (b) 7. of the statutes is created to read:

2 60.85 (2) (b) 7. A project that is related either to retail purposes, or to a purpose
3 for which a city may create a district under s. 66.1105, except that this subdivision
4 applies only to the town of Brookfield in Waukesha County, and the town may create
5 only one district to which this subdivision applies.

6 **SECTION 2.** 60.85 (2) (c) of the statutes is amended to read:

7 60.85 (2) (c) ~~No~~ Except as provided in par. (b) 7., no town may exercise any
8 power under this subsection within the extraterritorial zoning jurisdiction of a city
9 or village, as that term is defined in s. 62.23 (7a) (a), unless the city's or village's
10 governing body adopts a resolution which approves the town's exercise of power
11 under this subsection within such an extraterritorial zoning jurisdiction.

12 **SECTION 3.** 60.85 (3) (h) 4. of the statutes is amended to read:

13 60.85 (3) (h) 4. Declares the district to be either an agricultural project district,
14 forestry project district, manufacturing project district, or tourism project district,
15 and identifies the North American Industry Classification System industry number
16 of each activity under each project for which project costs are to be expended; or
17 declares the district to be a project described in sub. (2) (b) 7.

18 **SECTION 4.** 60.85 (3) (h) 5. a. of the statutes is amended to read:

19 60.85 (3) (h) 5. a. That not less than 75 percent, by area, of the real property
20 within the district is to be used for projects of a single one of the project types listed
21 under sub. (2) (b) 1. to 4. or 7. and in accordance with the declaration under subd. 4.

22 **SECTION 5.** 60.85 (3) (h) 5. c. of the statutes is amended to read:

