

Barman, Mike

From: Barman, Mike
Sent: Friday, February 13, 2015 11:58 AM
To: 'DOA Publishing'
Cc: Korda, Matthew - DOA; Melius, John - DOA; Jackson, Wendy
Subject: State Budget Bill "Corrected" version of AB 21 & SB 21

- We are publishing a new "Corrected" version of the bill (AB 21 & SB 21). Please delete the versions sent to you last week (AB 21 & SB 21).
- A complete reprint should **not** be needed by DOA printing. Pages 1/2 + pages 1463/1464 (of both AB21 & SB 21) are they only pages with changes so you should be able to get by with just sending replacement pages out to your distribution. You may want to include a quick note with instructions (remove/insert).
- I will take care of printing/distributing replacement pages to the LRB, LFB, TPA, ACC, and the SCC. Reprint for these agencies will not be needed by DOA.

Please contact me if you have any questions.

Thank you,

Mike Barman (Lead Program Assistant)

State of Wisconsin - Legislative Reference Bureau - Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov

SENATE BILL 21**SECTION 3942**

1 (b) The anticipated benefit to the state of the activity relative to the cost to the
2 state of the tax credit.

3 (c) The projected impact of the activity on the local economy.

4 (d) Whether the activity or investments associated with the activity would
5 occur without the tax credit.

6 (e) The number of tax credits that have been certified under sub. (1) in the same
7 county or municipality in prior years.

8 **SECTION 3942d.** 235.17 (4) of the statutes is created to read:

9 235.17 (4) For 4 years following receipt of a tax credit under sub. (1), the
10 original claimant shall report to the authority the total number of full-time jobs
11 created by the activity for which the credit was claimed. The authority shall report
12 to the department of revenue, at least once each calendar quarter, any claimant
13 whose activity created fewer full-time jobs than projected under sub. (3) (a). The
14 authority shall report to the department of revenue the name, address, and tax
15 identification number of the claimant, and the number of full-time jobs projected
16 and created.

17 **SECTION 3943.** 235.17 (5) of the statutes is created to read:

18 235.17 (5) The authority shall adopt policies and procedures for the
19 administration of this section, including all of the following:

20 (a) Process by which applicants may apply for certification under sub. (1).

21 (b) Certification of the tax credit, in accordance with sub. (3).

22 (c) Reporting requirements for certified claimants.

23 (d) Process and criteria for revocation of certification.

24 **SECTION 3944.** 235.30 (7) (e) of the statutes is created to read:



2015 SENATE BILL 21

February 3, 2015 – Introduced by JOINT COMMITTEE ON FINANCE, by request of Governor Scott Walker. Referred to Joint Committee on Finance.

1 **AN ACT relating to:** state finances and appropriations, constituting the
2 executive budget act of the 2015 legislature.

Analysis by the Legislative Reference Bureau

INTRODUCTION

This bill is the “executive budget bill” under section 16.47 (1) of the statutes. It contains the governor’s recommendations for appropriations for the 2015–2017 fiscal biennium.

The bill repeals and recreates the appropriation schedule in chapter 20 of the statutes, thereby setting the appropriation levels for the 2015–2017 fiscal biennium. The descriptions that follow relate to the most significant changes in the law that are proposed in the bill. In most cases, changes in the amounts of existing spending authority and changes in the amounts of bonding authority under existing bonding programs are not discussed.

For additional information concerning this bill, see the Department of Administration’s publication *Budget in Brief* and the executive budget books, the Legislative Fiscal Bureau’s summary document, and the Legislative Reference Bureau’s drafting files, which contain separate drafts on each policy item. In most cases, the policy item drafts contain a more detailed analysis than is printed with this bill.

GUIDE TO THE BILL

As is the case for all other bills, the sections of the budget bill that affect statutes are organized in ascending numerical order of the statutes affected.

SENATE BILL 21

Treatments of prior session laws (styled “laws of [year], chapter” from 1848 to 1981, and “[year] Wisconsin Act” beginning with 1983) are displayed next by year of original enactment and by act number.

The remaining sections of the budget bill are organized by type of provision and, within each type, alphabetically by state agency. The first two digits of the four-digit section number indicate the type of provision:

- 91XX Nonstatutory provisions.**
- 92XX Fiscal changes.**
- 93XX Initial applicability.**
- 94XX Effective dates.**

The remaining two digits indicate the state agency or subject area to which the provision relates:

- XX01 Administration.**
- XX02 Agriculture, Trade and Consumer Protection.**
- XX03 Arts Board.**
- XX04 Building Commission.**
- XX05 Child Abuse and Neglect Prevention Board.**
- XX06 Children and Families.**
- XX07 Circuit Courts.**
- XX08 Corrections.**
- XX09 Court of Appeals.**
- XX10 District Attorneys.**
- XX11 Educational Communications Board.**
- XX12 Employee Trust Funds.**
- XX13 Employment Relations Commission.**
- XX14 Financial Institutions.**
- XX15 Government Accountability Board.**
- XX16 Governor.**
- XX17 Health and Educational Facilities Authority.**
- XX18 Health Services.**
- XX19 Higher Educational Aids Board.**
- XX20 Historical Society.**
- XX21 Housing and Economic Development Authority.**
- XX22 Insurance.**
- XX23 Investment Board.**
- XX24 Joint Committee on Finance.**
- XX25 Judicial Commission.**
- XX26 Justice.**
- XX27 Legislature.**
- XX28 Lieutenant Governor.**
- XX29 Local Government.**
- XX30 Medical College of Wisconsin.**

SENATE BILL 21**SECTION 3942**

1 (b) The anticipated benefit to the state of the activity relative to the cost to the
2 state of the tax credit.

3 (c) The projected impact of the activity on the local economy.

4 (d) Whether the activity or investments associated with the activity would
5 occur without the tax credit.

6 (e) The number of tax credits that have been certified under sub. (1) in the same
7 county or municipality in prior years.

8 **SECTION 3942d.** 235.17 (4) of the statutes is created to read:

9 235.17 (4) For 4 years following receipt of a tax credit under sub. (1), the
10 original claimant shall report to the authority the total number of full-time jobs
11 created by the activity for which the credit was claimed. The authority shall report
12 to the department of revenue, at least once each calendar quarter, any claimant
13 whose activity created fewer full-time jobs than projected under sub. (3) (a). The
14 authority shall report to the department of revenue the name, address, and tax
15 identification number of the claimant, and the number of full-time jobs projected
16 and created.

17 **SECTION 3943.** 235.17 (5) of the statutes is created to read:

18 235.17 (5) The authority shall adopt policies and procedures for the
19 administration of this section, including all of the following:

20 (a) Process by which applicants may apply for certification under sub. (1).

21 (b) Certification of the tax credit, in accordance with sub. (3).

22 (c) Reporting requirements for certified claimants.

23 (d) Process and criteria for revocation of certification.

24 **SECTION 3944.** 235.30 (7) (e) of the statutes is created to read:

SENATE BILL 21**SECTION 3944**

1 235.30 (7) (e) In s. 235.308, “tax benefits” means the business development tax
2 credit under ss. 71.07 (3y), 71.28 (3y), and 71.47 (3y).

3 **SECTION 3945.** 235.303 (4) of the statutes is created to read:

4 235.303 (4) SUNSET. The corporation may not award any tax benefits under ss.
5 238.301 to 238.306 after June 30, 2015.

6 **SECTION 3946.** 235.308 of the statutes is created to read:

7 **235.308 Business development tax credit. (1) DEFINITION.** In this section,
8 “eligible position” means a full-time job offered by a person certified under sub. (2).

9 **(2) CERTIFICATION.** (a) The authority may certify a person to receive tax benefits
10 under this section if all of the following apply:

11 1. The person is operating or intends to operate a business in this state.

12 2. The person applies under this section and enters into a contract with the
13 authority.

14 (b) The certification of a person under par. (a) may remain in effect for no more
15 than 10 cumulative years.

16 **(3) ELIGIBILITY FOR TAX BENEFITS.** A person is eligible to receive tax benefits if,
17 in each year for which the person claims tax benefits under this section, the person
18 increases net employment in this state in the person’s business above the net
19 employment in this state in the person’s business during the year before the person
20 was certified under sub. (2), as determined by the authority under its policies and
21 procedures.

22 **(4) AWARDS, LIMITS, EXPIRATION.** (a) The authority may award all of the following
23 tax benefits to a person certified under sub. (2):

24 1. An amount equal to up to 10 percent of the amount of wages that the person
25 paid to an employee in an eligible position in the taxable year.