- subsection and the department of transportation may deny any such designation if the department of transportation determines that the designation would compromise the airport's safety or utility. The department of transportation may also review and comment on any land use or compatibility issues related to any proposed designation under this subsection.
- (d) Notwithstanding pars. (a) to (c), and except as provided in par. (e), the eorporation authority shall designate as an airport development zone the area within the boundaries of Adams, Fond du Lac, Green Lake, Juneau, Langlade, Lincoln, Marathon, Marquette, Menominee, Oneida, Portage, Price, Shawano, Taylor, Waupaca, Waushara, Winnebago, Wood, and Vilas counties.
- (3) (a) When the corporation authority designates an area as an airport development zone, the corporation authority shall specify the length of time, not to exceed 84 months, that the designation is effective, subject to par. (d). The corporation authority shall notify each person certified for tax benefits in an airport development zone, the department of revenue, the department of transportation, the Wisconsin Housing and Economic Development Authority, and the governing body of each county, city, village, town, and federally recognized American Indian tribe or band in which territory of the airport development zone is located of the designation of and expiration date of the airport development zone.
- (b) When the corporation authority designates an area as an airport development zone, the corporation authority shall establish a limit, not to exceed \$3,000,000, for tax benefits applicable to the airport development zone, except that the corporation authority shall limit the amount of tax benefits applicable to the airport development zone designated under sub. (2) (d) to \$750,000. The total tax benefits applicable to all airport development zones may not exceed \$9,000,000, less

any amount allocated to technology zones under s. 238.23 235.23 (2) (b) and to agricultural development zones under s. 238.398 235.398 (2) (b), and except that the total amount allocated to all technology zones under s. 238.23 235.23 (2) (b) and to all agricultural development zones under s. 238.398 235.398 (2) (b), may not exceed \$6,000,000. The corporation authority may not reallocate amounts as provided under this paragraph on or after January 1, 2010, except that the corporation authority may, after 48 months from the month of any designation under this section, evaluate the area designated as an airport development zone and reallocate the amount of available tax benefits.

- (c) Annually, the corporation authority shall estimate the amount of forgone state revenue because of tax benefits claimed by persons in each airport development zone.
- (d) 1. Notwithstanding the length of time specified by the corporation authority under par. (a), the designation of an area as an airport development zone shall expire 90 days after the day on which the corporation authority determines that the forgone tax revenues estimated under par. (c) will equal or exceed the limit established for the airport development zone.
- 2. The corporation authority shall immediately notify each person certified for tax benefits in an airport development zone, the department of revenue, the department of transportation, the Wisconsin Housing and Economic Development Authority, and the governing body of each county, city, village, town, and federally recognized American Indian tribe or band in which territory of the airport development zone is located of a change in the expiration date of the airport development zone under this paragraph.

(4) (a) (intro.) A person that intends to operate a place of business in an airport
development zone may submit to the corporation authority an application and a
business plan. The business plan shall include all of the following:
10. Any other information required by the corporation authority or the
department of revenue.
(am) A person that intends to operate a business in the airport development
zone designated under sub. (2) (d) may submit to the corporation authority an
application and a business plan that includes all of the information required under
par. (a). In approving business plans submitted under this paragraph, the
corporation authority shall give higher priority to airport development projects
located or proposed to be located in areas that have a low median household income,
as determined by the corporation <u>authority</u> .
(ar) The corporation authority may not accept or approve any applications or
business plans submitted under par. (a) on or after March 6, 2009.
(b) 1. Except as provided in subd. 2., if the corporation authority approves a
business plan under par. (a) or (am), the corporation authority shall certify the
person as eligible for tax benefits. The corporation authority shall notify the
department of revenue within 30 days of certifying a person under this paragraph.
(c) (intro.) The corporation authority shall revoke a person's certification under
par. (b) when the designation of the applicable airport development zone expires or
if the person does any of the following:
(d) The corporation authority shall notify the department of revenue within 30
days after revoking a certification under par. (c).
(5) Verification of information. The corporation authority annually shall

verify information submitted to the corporation authority under ss. 71.07 (2dm) and

1	(2dx), 71.28 (1dm) and (1dx), and 71.47 (1dm) and (1dx) as it relates to airport
2	development zones.
3	SECTION 535. 281.625 (2) of the statutes is amended to read:
4	281.625 (2) The department, in consultation with the department of
5	administration, shall promulgate rules for determining whether a loan is an eligible
6	loan under s. $\underline{234.86}$ $\underline{235.86}$ (3) for a loan guarantee under s. $\underline{234.86}$ $\underline{235.86}$. The rules
7	shall be consistent with 42 USC 300j-12.
8	SECTION 536. 281.625 (3) of the statutes is amended to read:
9	281.625 (3) The department shall determine whether a loan to the owner of a
10	community water system or the nonprofit owner of a noncommunity water system
11	is an eligible loan under s. 234.86 235.86 (3) for the purposes of the loan guarantee
12	program under s. <u>234.86</u> <u>235.86</u> .
13	SECTION 537. 281.625 (4) of the statutes is amended to read:
14	281.625 (4) With the approval of the department of administration, the
15	department of natural resources may transfer funds from the appropriation
16	accounts under s. 20.320 (2) (s) and (x) to the Wisconsin drinking water reserve fund
17	under s. 234.933 235.933 to guarantee loans under s. 234.86 235.86.
18	SECTION 538. 281.625 (5) of the statutes is amended to read:
19	281.625 (5) The department may contract with the Wisconsin Housing and
20	Economic Development Authority for the administration of the program under this
21	section and s. <u>234.86</u> <u>235.86</u> .
22	SECTION 539. 281.75 (4) (b) 3. of the statutes is amended to read:
23	281.75 (4) (b) 3. An authority created under subch. II of ch. 114 or ch. 231, 233,
24	234, 235, or 237 , or 238 .

SECTION 540. 292.11 (7) (d) 1m. b. of the statutes is amended to read:

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292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the area consists of 2 or more properties affected by a contiguous region of groundwater contamination or contains 2 or more properties that are brownfields, as defined in s. 238.13 235.13 (1) (a).

SECTION 541. 292.255 of the statutes is amended to read:

292.255 Report on brownfield efforts. The department of natural resources, the department of administration, and the Wisconsin Economic Development Corporation shall submit a report evaluating the effectiveness of this state's efforts to remedy the contamination of, and to redevelop, brownfields, as defined in s. 238.13 235.13 (1) (a).

SECTION 542. 292.63 (4) (cc) 2. b. of the statutes is amended to read:

292.63 (4) (cc) 2. b. An applicant that is engaged in the expansion or redevelopment of brownfields, as defined in s. 238.13 235.13 (1) (a), if federal or state financial assistance other than under this section, has been provided for that expansion or redevelopment.

SECTION 543. 600.01 (1) (b) 8. of the statutes is amended to read:

600.01 (1) (b) 8. Guarantees of the Wisconsin Housing and Economic Development Authority under s. 234.68, 1995 stats., s. 234.69, 1995 stats., s. 234.765, 1995 stats., s. 234.82, 1995 stats., s. 234.87, 1995 stats., and ss. s. 234.67, 2013 stats., s. 234.83, 2013 stats., s. 234.84, 2013 stats., s. 234.90, 2013 stats., s. 234.905, 2013 stats., s. 234.907, 2013 stats., and s. 234.91, 2013 stats., and guarantees of the Forward Wisconsin Development Authority under ss. 235.67, 235.83, 235.84, 235.90, 235.905, 235.907, and 235.91.

SECTION 544. 620.25 (2) of the statutes is amended to read:

620.25 (2) This section does not apply to s. 234.26 235.0277.

1	SECTION 9150. Nonstatutory provisions; Wisconsin Economic
2	Development Corporation.
3	(1) ELIMINATION OF WISCONSIN ECONOMIC DEVELOPMENT CORPORATION AND
4	WISCONSIN HOUSING AND ECONOMIC DEVELOPMENT AUTHORITY.
5	(a) Assets and liabilities. On the effective date of this paragraph, the assets and
6	liabilities of the Wisconsin Economic Development Corporation and Wisconsin
7	Housing and Economic Development Authority become the assets and liabilities of
8	the Forward Wisconsin Development Authority.
9	(b) Employees. On the effective date of this paragraph, all employees of the
10	Wisconsin Economic Development Corporation and Wisconsin Housing and
11	Economic Development Authority become employees of the Forward Wisconsin
12	Development Authority.
13	(c) Tangible personal property. On the effective date of this paragraph, all
14	tangible personal property, including records, of the Wisconsin Economic
15	Development Corporation and Wisconsin Housing and Economic Development
16	Authority is transferred to the Forward Wisconsin Development Authority.
17	(d) Pending matters. Any matter pending with the Wisconsin Economic
18	Development Corporation or Wisconsin Housing and Economic Development
19	Authority on the effective date of this paragraph is transferred to the Forward
20	Wisconsin Development Authority. All materials submitted to or actions taken by
21	the Wisconsin Economic Development Corporation or Wisconsin Housing and
22	Economic Development Authority are considered as having been submitted to or
23	taken by the Forward Wisconsin Development Authority.
24	(e) Contracts. All contracts entered into by the Wisconsin Economic

Development Corporation, all contracts entered into by the former department of

commerce and maintained by the Wisconsin Economic Development Corporation, and all contracts entered into by the Wisconsin Housing and Economic Development Authority in effect on the effective date of this paragraph remain in effect and are transferred to the Forward Wisconsin Development Authority. The Forward Wisconsin Development Authority shall carry out any obligations under those contracts unless modified or rescinded by the Forward Wisconsin Development Authority to the extent allowed under the contract.

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(f) Policies and procedures; orders. All policies and procedures of the Wisconsin Economic Development Corporation and Wisconsin Housing and Economic Development Authority in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or repealed by the Forward Wisconsin Development Authority. All orders issued by the Wisconsin Economic Development Corporation and Wisconsin Housing and Economic Development Authority in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the Forward Wisconsin Development Authority.

(2) Initial appointments.

(a) Board of directors.

1. Notwithstanding the requirement of advice and consent of the senate under section 235.011 (1) of the statutes, as created by this act, the initial members of the board of directors of the Forward Wisconsin Development Authority nominated by the governor under that section may be provisionally appointed by the governor, subject to later senate confirmation. Any provisional appointment shall be in full force until withdrawn by the governor or acted upon by the senate, and if confirmed by the senate shall continue for the remainder of the unexpired term, if any, of the

- member and until a successor is chosen and qualifies. A provisional appointee may exercise all the powers and duties of board membership to which the person is appointed during the time in which the appointee qualifies.
- 2. A provisional appointment made under subdivision 1. that is withdrawn by the governor shall, upon withdrawal, lapse and create a vacancy for provisional appointment of another initial member of the board of directors of the Forward Wisconsin Development Authority. Any provisional appointment made under subdivision 1. that is rejected by the senate shall upon rejection lapse and create a vacancy for nomination and appointment of another initial member of the board under subdivision 1.
- 3. Notwithstanding the length of terms specified for the members of the board of directors of the Forward Wisconsin Development Authority under section 235.011 (1) of the statutes, as created by this act, the governor shall stagger the terms of the initial members of the board.
 - (b) Chief executive officer and chief operating officer.
- 1. Notwithstanding the requirement of advice and consent of the senate under section 235.011 (2) of the statutes, as created by this act, the initial chief executive officer and chief operating officer of the Forward Wisconsin Development Authority nominated by the governor under that section may be provisionally appointed by the governor, subject to later senate confirmation. Any provisional appointment shall be in full force until withdrawn by the governor or acted upon by the senate, and if confirmed by the senate shall continue at the pleasure of the governor and until a successor is chosen and qualifies. A provisional appointee may exercise all the powers and duties of the chief executive officer or chief operating officer, as appropriate, during the time in which the appointee qualifies.

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2. A provisional appointment made under subdivision 1. that is withdrawn by the governor shall, upon withdrawal, lapse and create a vacancy for provisional appointment of another initial chief executive officer or chief operating officer of the Forward Wisconsin Development Authority. Any provisional appointment made under subdivision 1. that is rejected by the senate shall upon rejection lapse and create a vacancy for nomination and appointment of another initial chief executive officer or chief operating officer of the Forward Wisconsin Development Authority under subdivision 1.

(3) SUBMISSION OF ORGANIZATIONAL PLAN. No later than 30 days after the effective date of this subsection, the board of directors of the Forward Wisconsin Development Authority shall submit a report to the legislature under section 13.172 (2) of the statutes detailing an organizational plan for the Forward Wisconsin Development Authority.

SECTION 9250. Fiscal changes; Wisconsin Economic Development Corporation.

- (1) Transfers to the Forward Wisconsin Development Authority.
- (a) The unencumbered balance in the appropriation account under section20.192 (1) (a) of the statutes is transferred to the appropriation account under 20.885(3) (a).
- (b) The unencumbered balance in the appropriation account under section $20.192\ (1)\ (m)$ of the statutes is transferred to the appropriation account under $20.885\ (1)\ (m)$.
- (c) The unencumbered balance in the appropriation account under section 20.192 (1) (r) of the statutes is transferred to the appropriation account under 20.885 (3) (r).

1	(d) The unencumbered balance in the appropriation account under section
2	20.192 (1) (s) of the statutes is transferred to the appropriation account under 20.885
3	
	****Note: Are any other appropriation balance transfers required?
4	SECTION 9350. Initial applicability; Wisconsin Economic Development
5	Corporation.
(6)	(1) SCHEDULE OF EXPENDITURES. The treatment of section 235.03 (3) (a), (ad),
7	(ah), (ap), and (at) of the statutes and the renumbering and amendment of section
8	238.03 (3) (a) of the statutes first apply to grant and loan contracts entered into on
9	the effective date of this subsection.
10	SECTION 9452. Effective dates; Other.
DECOM	(1) CREATION OF FORWARD WISCONSIN DEVELOPMENT AUTHORITY. This act takes
12	effect on January 1, 2016, or on the day after publication, whichever is later.
	****Note: This effective date provision still needs to be replaced with a budget-style provision that lists all the statutes treated, and all the nonstatutory provisions included, in this draft.
13	(END)

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read Housing AND ECONOMIC DEVELOPMENT

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COMMERCE AND ECONOMIC DEVELOPMENT

Under current law, WEDC is an authority, which is a public body corporate and politic, that has as its primary function the development, implementation, and administration of economic development programs in Wisconsin. Also under current law, WHEDA is an authority whose primary function is to establish and administer housing programs in Wisconsin, especially housing programs for persons and families of low and moderate income. Like WEDC, WHEDA is also tasked with developing, implementing, and administering economic development programs in the state.

This bill eliminates WEDC and WHEDA and merges their functions into a new authority to be known as the Forward Wisconsin Development Authority.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

END INSERT A

3 INSERT 104-6

SECTION 1. 106.16 (2) of the statutes is amended to read:

106.16 (2) Any company that receives a loan or grant from a state agency or an authority under ch. 231 or 234 shall notify the department and the local workforce development board established under 29 USC 2832, of any position in the company that is related to the project for which the grant or loan is received to be filled in this state within one year after receipt of the loan or grant. The company shall provide this notice at least 2 weeks prior to advertising the position.

History: 1985 a. 285, 332; 1987 a. 27, 399; 1991 a. 39; 1995 a. 27 ss. 3716 and 9116 (5); Stats. 1995 s. 106.16; 1999 a. 9; 2011 a. 32. END INSERT 104-6

12 INSERT 143-20

13 (3) A vacancy on the board shall be filled in the same manner as the original appointment to the board for the remainder of the unexpired term.

15 END INSERT 143-20

16 INSERT 146-9



Section 2. 235.0279 (3) of the statutes is created to read: 1 $\mathbf{2}$ 235.0279 (3) Records consisting of information on the In Force Network or other similar customer relationship management system maintained by the 3 authority, unless the information was published to the In Force Network or other 4 system by the authority or another economic development organization. 5 END INSERT 146-9 6 INSERT 208-10 1. Notwithstanding the length of terms specified for the members of the board of directors of the Forward Wisconsin Development Authority under section 235.011 9 (1) of the statutes, as created by this act, 3 of the initial members shall be appointed 10 for terms expiring on January 1, 2017, 3 of the initial members shall be appointed 11 for terms expiring on January 1, 2018, 3 of the initial members shall be appointed 12 for terms expiring on January 1, 2019, and the remaining initial member shall be 13 appointed for a term expiring on January 1, 2020. 14 15 **END INSERT 208-10** 16 INSERT 209-13 COORDINATION. To the greatest extent practicable, the Wisconsin Housing 17 and Economic Development Authority and the Wisconsin Economic Development 18 19 Corporation shall seek to coordinate their activities and efforts to establish and organize the Forward Wisconsin Development Authority, created under this act. 20 21 **END INSERT 209-13**

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JOB of sections

(to) repeal [13.94 (1) (ms), 19.42 (10) (sm), 19.42 (13) (om), 20.192, 20.490, 106.16 $\mathbf{2}$ (3), chapter 234 (title), 234.01 (1), 234.01 (2), 234.01 (3), 234.01 (4m), 234.01 (4n), 3 234.02, 234.03, 234.032, 234.08 (5), 234.08 (6), 234.17, 234.25, 234.255, 234.622 (2m), 4 234.65, 234.84 (1), 234.84 (5) (a), chapter 238 (title), subchapter I (title) of chapter 5 238 [precedes 238.01], 238.01 (intro.) and (1), 238.01 (2), 238.02, 238.03 (1), 238.04, of the statutes 238.045, 238.05, 238.08, 238.125 and 238.26; (b) renumber 6 234.01 (5k), 234.01 (7), 234.034, 234.05, 234.06, 234.08 (title), 234.08 (2), 234.08 (3), 8 234.08 (4), 234.08 (7), 234.15, 234.16, 234.19, 234.20, 234.23, 234.24, 234.26, 234.28, 234.29, 234.30, 234.31, 234.32, 234.35, 234.36, 234.621, 234.622 (1), 234.622 (3), 9 10 234.622 (3m), 234.622 (4), 234.624, subchapter II (title) of chapter 234 [precedes 11 234.67], 234.84 (title), 234.92, subchapter III (title) of chapter 234 [precedes 234.94]. 234.96, 234.98, 238.01 (3) and subchapter II (title) of chapter 238 [precedes 238.30] 12 13renumber and amend subchapter I (title) of chapter 234 [precedes 234.01] 14 234.01 (intro.), 234.01 (3m), 234.01 (5m), 234.01 (6), 234.01 (7m), 234.01 (8), 234.01 and sections 15 (9), 234.01 (10), 234.04, 234.07, 234.08 (1), 234.09, 234.10, 234.11, 234.12, 234.13, 16 234.14, 234.165, 234.18, 234.21, 234.22, 234.265, 234.40, 234.41, 234.42, 234.43, 17 234.44, 234.49, 234.50, 234.51, 234.52, 234.53, 234.54, 234.55, 234.59, 234.592, 18 234.60, 234.605, 234.61, 234.622 (intro.), 234.622 (5), 234.622 (6), 234.622 (7), 19 234.623, 234.625, 234.626, 234.67, 234.75, 234.83, 234.84 (2), 234.84 (3), 234.84 (4), 20 234.84 (5) (b), 234.86, 234.88, 234.90, 234.905, 234.907, 234.91, 234.93, 234.932, 21234.933, 234.94, 234.95, 234.97, 238.03 (title), 238.03 (2), 238.03 (3), 238.046, 238.06. 22238.07, 238.09, 238.10, 238.11, 238.12, 238.127, 238.13, 238.133, 238.135, 238.15, 23238.16, 238.17, 238.23, 238.30, 238.301, 238.302, 238.303, 238.304, 238.3045,



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