

2019 DRAFTING REQUEST

Bill

For: **Administration-Budget** Drafter: **elunder**
 By: **Quinn** Secondary Drafters:
 Date: **2/5/2019** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email:
 Carbon copy (CC) to: **doasbostatlanguage@wisconsin.gov**
erika.lunder@legis.wisconsin.gov
michael.gallagher@legis.wisconsin.gov

Pre Topic:

DOA:.....Quinn, BB0259 -

Topic:

WEDC-DOR data sharing

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	elunder 2/7/2019	ccarmich 2/11/2019			
/P1	elunder 2/21/2019	ccarmich 2/21/2019	dwalker 2/11/2019		
/P2			lparisi 2/21/2019		

FE Sent For:

<END>

Gallagher, Michael

From: Cathlene Hanaman <cathleneh@gmail.com>
Sent: Saturday, February 02, 2019 3:47 PM
To: Gallagher, Michael
Subject: Fwd: Statutory Language Drafting Request - 2019-21

Sent from my iPhone

Begin forwarded message:

Biennial Budget: 2019-21

Topic: WEDC DOR Data Sharing

Tracking Code: BB0259

SBO Team: TLGED

SBO Analyst: Quinn, Brian D - DOA

Phone: (608) 266-1923

E-mail: brian.quinn@wisconsin.gov

Agency Acronym: 192

Agency Number: 192

Priority: Medium

Intent:

Amend s. 71.78(4)(m) to strike the current language related to the development zone program and instead say "administer economic development programs under ch. 238" at the end of that sentence.

Amend s.71.78(5) to add "or the Wisconsin Economic Development Corporation" at the end of the sentence.

Amend s. 238.08 to strike "those" in front of records in the phrase "except those records relating to...". Also, add "and records received from the department of revenue pursuant to an agreement under s. 71.78(5).

Attachments: False

Please send completed drafts to SBOStatlanguage@spmail.enterprise.wistate.us



(P1)

DOA:.....Quinn, BB0259 - WEDC-DOR data sharing

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

IN: 2/7

DUE: 2/11

SLAV
x-ref
SLC

1 AN ACT ^φ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

COMMERCE AND ECONOMIC DEVELOPMENT[✓]

ECONOMIC DEVELOPMENT[✓]

This bill allows WEDC and DOR to enter into an agreement under which WEDC may obtain copies of tax returns and related documents from DOR. The bill requires that WEDC keep the records confidential. The bill also authorizes WEDC to examine tax returns and related documents held by DOR to the extent necessary to administer WEDC's economic development programs. Under current law, WEDC's examination authority is limited to the development zone program.

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

2 SECTION 1. 71.78 (4) (m) [✓] of the statutes is amended to read:

3 71.78 (4) (m) The chief executive officer of the Wisconsin Economic
4 Development Corporation and employees of the corporation to the extent necessary

1 to administer ~~the development zone program~~ economic development programs under
2 subch. II of ch. 238.

History: 1987 a. 312; 1987 a. 411 ss. 99, 100, 188; 1991 a. 269, 301; 1993 a. 112, 399; 1995 a. 27 ss. 3420x to 3423g, 9116 (5); 1995 a. 233, 404; 1997 a. 27, 63, 237, 323; 1999 a. 32, 89; 2005 a. 25; 2007 a. 20; 2011 a. 32, 68; 2013 a. 8, 20, 36; 2015 a. 216; 2017 a. 319.

NOTE: 1991 Wis. Act 301, which affected this section, contains extensive legislative council notes.

Cross-reference: See also ss. Tax 1.11 and 1.13, Wis. adm. code.

3 **SECTION 2. 71.78 (5)** of the statutes is amended to read:

4 **71.78 (5) AGREEMENT WITH DEPARTMENT.** Copies of returns and claims specified
5 in sub. (1) and related schedules, exhibits, writings or audit reports shall not be
6 furnished to the persons listed under sub. (4), except persons under sub. (4) (e), (k),
7 (n), (o) and (q) or under an agreement between the department of revenue and
8 another agency of government or the Wisconsin Economic Development Corporation.

History: 1987 a. 312; 1987 a. 411 ss. 99, 100, 188; 1991 a. 269, 301; 1993 a. 112, 399; 1995 a. 27 ss. 3420x to 3423g, 9116 (5); 1995 a. 233, 404; 1997 a. 27, 63, 237, 323; 1999 a. 32, 89; 2005 a. 25; 2007 a. 20; 2011 a. 32, 68; 2013 a. 8, 20, 36; 2015 a. 216; 2017 a. 319.

NOTE: 1991 Wis. Act 301, which affected this section, contains extensive legislative council notes.

Cross-reference: See also ss. Tax 1.11 and 1.13, Wis. adm. code.

9 **SECTION 3. 238.08** of the statutes is amended to read:

10 **238.08 Records of the corporation.** All records of the corporation are open
11 to the public as provided in s. 19.35 (1) except ~~those~~ records relating to pending
12 grants, loans, or economic development projects that, in the opinion of the
13 corporation, must remain confidential to protect the competitive nature of the grant,
14 loan, or project and except records received from the department of revenue pursuant
15 to an agreement under s. 71.78 (5).

History: 2011 a. 32.

16

(END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1796/P1

EKL:cdc

DOA:.....Quinn, BB0259 - WEDC-DOR data sharing

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

IN 2/21

D-NOTE

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT

ECONOMIC DEVELOPMENT

1. Information sharing between WEDC and DOR

This bill allows WEDC and DOR to enter into an agreement under which WEDC may obtain copies of tax returns and related documents from DOR. The bill requires that WEDC keep the records confidential. The bill also authorizes WEDC to examine tax returns and related documents held by DOR to the extent necessary to administer WEDC's economic development programs. Under current law, WEDC's examination authority is limited to the development zone program.

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14 loan, or project and except records received from the department of revenue pursuant
15 to an agreement under s. 71.78 (5).

16 (END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1796/P1dn
EKL:cd&✓

[date]

1 Brian Quinn:

2 This draft reconciles LRB-1757/P2✓ and LRB-1796/P1✓. Both of these drafts should
3 continue to appear in the compiled bill.

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**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1796/P2dn
EKL:cde

February 21, 2019

Brian Quinn:

This draft reconciles LRB-1757/P2 and LRB-1796/P1. Both of these drafts should continue to appear in the compiled bill.

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State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1796/P2
EKL:cdc

DOA:.....Quinn, BB0259 - WEDC-DOR data sharing

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

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9 (END)