

1 **AN ACT** *to repeal* 60.85 (6) (e) of the statutes; **relating to:** the department of revenue
 2 review and determination of industry-specific town tax incremental district project
 3 compliance.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the Joint Legislative Council’s Study Committee on Review of Tax Incremental Financing.

Background

Any town may create an industry-specific tax incremental district (TID) for certain agricultural, forestry, manufacturing, or tourism projects. Any town may also create an industry-specific TID for residential development or retail development. However, the residential development must have a necessary and incidental relationship to an agricultural, forestry, manufacturing, or tourism project; and the retail development must be limited to the retail sale of products that are produced due to an agricultural, forestry, or manufacturing project.

Current law provides a process by which the Department of Revenue (DOR) may review an industry-specific town TID and issue a determination as to whether the money expended, or debt incurred, in the prior year by the TID complied with the requirement that the town expended money or incurred monetary obligations for the allowable projects. Any of the following persons, including persons residing outside of the town, may file no later than July 1, a written request with DOR for such a review:

- An owner of taxable property that is located in the town that has created the district.
- An owner of taxable property that is located in a taxing jurisdiction which overlies the town in which the district is located (e.g. county, school districts, technical college districts, sewerage districts, and public inland lake protection and rehabilitation districts).
- An owner of taxable property in a city or village that borders the town in which the district is located.

