

State of Wisconsin



1997 Assembly Bill 948

Date of enactment: April 14, 1998
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1997 WISCONSIN ACT 103

AN ACT *to repeal* 560.71 (1) (c) and 560.73; *to renumber* 560.71 (1) (a); *to amend* 560.72 (1) (intro.), 560.72 (1) (b), 560.725 (1), 560.725 (3), 560.74 (1), 560.745 (1) (a), 560.745 (3) (a), 560.75 (5), 560.765 (1) and 560.765 (3) (g); and *to create* 560.71 (1) (ac) and 560.715 of the statutes; **relating to:** the application process for the development zone program.

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

SECTION 1. 560.71 (1) (a) of the statutes is renumbered 560.71 (1) (am).

SECTION 2. 560.71 (1) (ac) of the statutes is created to read:

560.71 (1) (ac) The department has invited a local governing body to nominate the area under s. 560.715.

SECTION 3. 560.71 (1) (c) of the statutes is repealed.

SECTION 4. 560.715 of the statutes is created to read:

560.715 Invitation to nominate area. If the department determines that an area has experienced or is about to experience economic distress, the department may invite local governing bodies in the area to nominate the area as a development zone.

SECTION 5. 560.72 (1) (intro.) of the statutes is amended to read:

560.72 (1) (intro.) A local governing body may nominate an area as a development zone, if the department has invited the governing body to nominate the area under s. 560.715 and if the governing body does all of the following:

SECTION 6. 560.72 (1) (b) of the statutes is amended to read:

560.72 (1) (b) Adopts a resolution or ordinance authorizing it to nominate the area under this section ~~and to develop a development zone plan under s. 560.73 (1).~~

SECTION 7. 560.725 (1) of the statutes is amended to read:

560.725 (1) The department shall evaluate applications received under s. 560.72 (2) and (3) ~~and development zone plans received under s. 560.73 (1) and (2).~~

SECTION 8. 560.725 (3) of the statutes is amended to read:

560.725 (3) After evaluating an application submitted under s. 560.72 (2) or (3), the department may approve the application, subject to any reduction in the size of the nominated area under sub. (2). If the department approves the application, the department shall designate the area as a development zone, subject to s. 560.71, and notify the local governing body and request the local governing body to submit a development zone plan under s. 560.73 (1) or (2), whichever is applicable.

SECTION 9. 560.73 of the statutes, as affected by 1997 Wisconsin Acts 3 and 27, is repealed.

SECTION 10. 560.74 (1) of the statutes is amended to read:

560.74 (1) At any time after a development zone is designated by the department, a local governing body

* Section 991.11, WISCONSIN STATUTES 1995-96: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

may submit an application to change the boundaries of the development zone. ~~The local governing body shall submit a revised development zone plan, described in s. 560.73 (1), with its application for a boundary change.~~ If the boundary change reduces the size of a development zone, the local governing body shall explain why the area excluded should no longer be in a development zone. The department may require the local governing body to submit additional information.

SECTION 11. 560.745 (1) (a) of the statutes is amended to read:

560.745 (1) (a) The designation of an area as a development zone shall be effective for 84 months, beginning on the day the department notifies the local governing body under s. ~~560.73~~ 560.725 (3) of the designation.

SECTION 12. 560.745 (3) (a) of the statutes is amended to read:

560.745 (3) (a) No person is certified as eligible to receive tax benefits under s. 560.765 (3) during the 12-month period beginning on the day the area is design-

nated as a development zone and the department determines that the local governing body that nominated the zone is not following the ~~development zone plan submitted under s. 560.73 in compliance with s. 560.763.~~

SECTION 13. 560.75 (5) of the statutes is amended to read:

560.75 (5) Help local governing bodies prepare applications for development zones ~~and development zone plans.~~

SECTION 14. 560.765 (1) of the statutes is amended to read:

560.765 (1) Evaluate the likelihood that a person applying for tax benefits engages or will engage in economic activity consistent with the development zone ~~plan~~ application.

SECTION 15. 560.765 (3) (g) of the statutes is amended to read:

560.765 (3) (g) Whether the person's proposed economic activity is consistent with the development zone ~~plan~~ application.
