



**SENATE AMENDMENT 11,
TO SENATE SUBSTITUTE AMENDMENT 2,
TO SENATE BILL 1**

February 27, 2013 – Offered by Senators T. CULLEN, MILLER, LEHMAN, SHILLING, VINEHOUT, CARPENTER, HANSEN, JAUCH, LASSA, C. LARSON, RISSER and ERPENBACH.

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 2, line 12: before that line insert:
- 3 “**SECTION 1c.** 20.192 (1) (g) of the statutes is created to read:
- 4 20.192 (1) (g) *Regional Wisconsin diversification program.* All moneys received
- 5 under s. 70.395 (1e) for grants, loans, and disbursements under s. 238.14.”.
- 6 **2.** Page 2, line 12: delete “**SECTION 1**” and substitute “**SECTION 1e**”.
- 7 **3.** Page 6, line 13: delete lines 13 to 16.
- 8 **4.** Page 7, line 4: after that line insert:
- 9 “**SECTION 29d.** 70.375 (2) (a) of the statutes is amended to read:
- 10 70.375 (2) (a) In Except as provided in sub. (7), with respect to mines not in
- 11 operation on November 28, 1981, there is imposed upon persons engaged in mining

1 metalliferous minerals in this state a net proceeds occupation tax effective on the
2 date on which extraction begins to compensate the state and municipalities for the
3 loss of valuable, irreplaceable metalliferous minerals. The amount of the tax shall
4 be determined by applying the rates established under sub. (5) to the net proceeds
5 of each mine. The net proceeds of each mine for each year are the difference between
6 the gross proceeds and the deductions allowed under sub. (4) for the year.”

7 **5.** Page 7, line 8: delete lines 8 to 12 and substitute:

8 “**SECTION 30e.** 70.375 (5) (intro.) of the statutes is amended to read:

9 70.375 (5) RATES. (intro.) The Except as provided in sub. (7), the tax to be
10 assessed, levied and collected upon persons engaging in mining metalliferous
11 minerals in this state shall be computed at the following rates:

12 **SECTION 30g.** 70.375 (7) of the statutes is created to read:

13 70.375 (7) PER TON RATE. (a) Notwithstanding subs. (2) and (5), for mines in
14 operation after December 31, 2012, the tax assessed, levied, and collected from a
15 person engaged in mining ferrous minerals in this state is an amount equal to \$2 for
16 each 2,240 pounds of ferrous minerals extracted by the person from mines in this
17 state, based on the average annual amount extracted during the current year and
18 the previous 2 years, not including any year in which the person is not extracting
19 ferrous minerals from mines in this state.

20 (b) Beginning in 2014, and in each year thereafter, the department shall change
21 the dollar amount rate under par. (a) to reflect the percentage change in the gross
22 domestic product implicit price deflator from the 4th quarter of the 2nd preceding
23 year to the 4th quarter of the preceding year, as determined by the federal
24 department of commerce.”

1 **6.** Page 7, line 24: delete “60” and substitute “70”.

2 **7.** Page 8, line 1: delete “extracting ferrous metallic minerals” and substitute
3 “under s. 70.375 (7)”.

4 **8.** Page 8, line 1: delete “40” and substitute “30”.

5 **9.** Page 8, line 2: delete “general fund” and substitute “appropriation under s.
6 20.192 (1) (g) for the regional Wisconsin diversification program under s. 238.14”.

7 **10.** Page 19, line 24: after that line insert:

8 “**SECTION 62d.** 238.14 of the statutes is created to read:

9 **238.14 Regional Wisconsin diversification program.** The corporation
10 may use moneys appropriated under s. 20.192 (1) (g) only as follows:

11 **(1)** The corporation may make a grant or loan of those moneys to a business that
12 is located within 100 miles from the site of a mine for ferrous metallic minerals in
13 this state, and the corporation shall give preference for that grant or loan to a
14 business that is located in close proximity to the site of the mine. In making a grant
15 or loan under this subsection, the corporation shall coordinate with an appropriate
16 local governmental unit, as defined in s. 238.133 (1) (b), to make that grant or loan
17 on a competitive basis for the purpose of business diversification.

18 **(2)** The corporation may disburse those moneys for the purpose of catastrophe
19 abatement or response related to a mine for ferrous metallic minerals, as determined
20 by the corporation.”.

21

(END)