



2005 ASSEMBLY BILL 1152

March 27, 2006 – Introduced by Representatives POCAN, ALBERS, POPE-ROBERTS and SINICKI, cosponsored by Senator ERPENBACH. Referred to Committee on Ways and Means.

1 **AN ACT** *to renumber* 86.30 (7); and *to create* 86.30 (7) (b) and 560.076 of the
2 statutes; **relating to:** grants, loans, and tax benefits for businesses with more
3 than 100 employees and the use of general transportation aids to local
4 governments.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Commerce awards grants and loans to qualified persons under a number of economic development programs. The Department of Commerce also certifies qualified persons as eligible to receive tax benefits under certain programs.

This bill prohibits the Department of Commerce from awarding a grant or loan to, or certifying to receive tax benefits, a business that is primarily engaged in retail sales and that has more than 100 employees. The prohibition does not apply to the Brownfields Grant Program or to grants and loans under the minority business development and revolving fund.

Under current law, the Department of Transportation administers a general transportation aids program that makes aid payments to municipalities and counties. These aids may be used for a variety of transportation-related expenditures.

This bill prohibits municipalities and counties from using general transportation aids for the construction of new access routes to highways from lands abutting these highways if these abutting lands are owned or occupied, or to be

ASSEMBLY BILL 1152

owned or occupied, by any business that is primarily engaged in retail sales and that has more than 100 employees.

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

1 **SECTION 1.** 86.30 (7) of the statutes is renumbered 86.30 (7) (a).

2 **SECTION 2.** 86.30 (7) (b) of the statutes is created to read:

3 86.30 (7) (b) No transportation aids distributed under this section may be used
4 for construction of any new access route to a highway from lands abutting the
5 highway if the abutting lands are owned or occupied, or to be owned or occupied, by
6 any business that is primarily engaged in retail sales and that has more than 100
7 employees.

8 **SECTION 3.** 560.076 of the statutes is created to read:

9 **560.076 Limitations on grants, loans, and tax benefits; businesses with**
10 **more than 100 employees. (1)** In this section, "tax benefits" means the credits
11 under ss. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), and (3t),
12 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3g), and (3t), and 71.47
13 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3g), and (3t).

14 **(2)** (a) Subject to par. (b), the department may not award a grant or loan under
15 this chapter to, or certify to receive tax benefits, a business that is primarily engaged
16 in retail sales and that has more than 100 employees.

17 (b) Paragraph (a) does not apply to a grant under s. 560.13 or to a grant or loan
18 under s. 560.83.

19 **SECTION 4. Initial applicability.**

ASSEMBLY BILL 1152

1 (1) COMMERCE GRANTS AND LOANS. The treatment of section 560.076 of the
2 statutes, as created by this act, first applies to grants, loans, and tax benefits for
3 which applications are received on the effective date of this subsection.

4 (2) GENERAL TRANSPORTATION AIDS. The treatment of section 86.30 (7) (b) of the
5 statutes first applies to aids received on the effective date of this subsection.

6

(END)