SENATE AMENDMENT 1,

TO ASSEMBLY BILL 914

March 8, 2022 – Offered by Senator Erpenbach.

1   At the locations indicated, amend the bill as follows:

2   **1.** Page 1, line 3: after "city or village" insert "and extending the time during

3   which tax increments may be allocated and expenditures for project costs may be

4   made, extending the maximum life, and increasing the number of allowed

5   amendments to modify the boundaries for Tax Incremental District Number 5 in the

6   city of Middleton".

7   **2.** Page 2, line 4: after that line, after the material inserted by assembly

8   amendment 1, insert:

9   "**SECTION 2m.** 66.1105 (4) (h) 2. of the statutes is amended to read:

10   66.1105 **(4)** (h) 2. Except as provided in subds. 4., 5., 7., 8., 9., 9m., 10., and 11.,

11   the planning commission may adopt an amendment to a project plan under subd. 1.

12   to modify the district's boundaries, not more than 4 times during the district's

13   existence, by subtracting territory from the district in a way that does not remove

1   contiguity from the district or by adding territory to the district that is contiguous

2   to the district and that is served by public works or improvements that were created

3   as part of the district's project plan. A single amendment to a project plan that both

4   adds and subtracts territory shall be counted under this subdivision as one

5   amendment of a project plan.

6   **SECTION 3m.** 66.1105 (4) (h) 9m. of the statutes is created to read:

7   66.1105 **(4)** (h) 9m. Notwithstanding the limitation in subd. 2., the planning

8   commission in the city of Middleton may adopt an amendment to a project plan under

9   subd. 1. to modify the boundaries of Tax Incremental District Number 5 not more

10   than 7 times during the district's existence. A single amendment to a project plan

11   that both adds and subtracts territory shall be counted under this subdivision as one

12   amendment of a project plan.

13   **SECTION 4m.** 66.1105 (6) (a) 10m. of the statutes is created to read:

14   66.1105 **(6)** (a) 10m. Thirty-seven years after the tax incremental district is

15   created if the district is Tax Incremental District Number 5 in the city of Middleton.

16   **SECTION 5m.** 66.1105 (6) (am) 2. er. of the statutes is created to read:

17   66.1105 **(6)** (am) 2. er. Expenditures for project costs for Tax Incremental

18   District Number 5 in the city of Middleton. Such expenditures may be made no later

19   than 32 years after the district is created and may be made through 2041.

20   **SECTION 6m.** 66.1105 (7) (am) 3. of the statutes is amended to read:

21   66.1105 **(7)** (am) 3. Except as provided in subds. 4. ~~and,~~ 8., and 10., for a district

22   that is created after September 30, 2004, about which a finding is made under sub.

23   (4) (gm) 4. a. that not less than 50 percent, by area, of the real property within the

24   district is a blighted area or in need of rehabilitation, 27 years after the district is

25   created, except that the city that created the district may, subject to sub. (8) (e),

1   request that the joint review board extend the life of the district for an additional 3

2   years. Along with its request for a 3-year extension, the city may provide the joint

3   review board with an independent audit that demonstrates that the district is unable

4   to pay off its project costs within the 27 years after the district is created. The joint

5   review board may deny or approve a request to extend the life of the district for 3

6   years if the request does not include the independent audit, and the board shall

7   approve a request to extend the life of the district for 3 years if the request includes

8   the audit. If the joint review board extends the district's life, the district shall

9   terminate at the earlier of the end of the extended period or the period specified in

10   par. (a). For a tax incremental district created after March 3, 2016, the termination

11   date for a district to which this subdivision applies shall either be increased by one

12   year beyond the otherwise applicable termination date under this subdivision if that

13   district's project plan is adopted under sub. (4) (g) after September 30 and before May

14   15, or shall be the period specified in par. (a), whichever is earlier.

15   **SECTION 7m.** 66.1105 (7) (am) 10. of the statutes is created to read:

16   66.1105 **(7)** (am) 10. For Tax Incremental District Number 5 in the city of

17   Middleton, 37 years after the district is created.".

18   **(END)**