

1 **AN ACT** *to renumber* 19.82 (1); and *to create* 19.82 (1) and 19.85 (1) (k) of the
 2 statutes; **relating to:** the applicability of the open meetings law to an economic
 3 development corporation.

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

4 **SECTION 1.** 19.82 (1) of the statutes is renumbered 19.82 (1m).

5 **SECTION 2.** 19.82 (1) of the statutes is created to read:

6 19.82 (1) “Economic development corporation” means a nonprofit corporation whose
 7 board of directors or officers consist of representatives of business, state and local
 8 government, or the public and whose primary purpose is to encourage and promote the
 9 industrial, economic, entrepreneurial, commercial, and civic development or redevelopment
 10 of a community or area.

11 **SECTION 3.** 19.85 (1) (k) of the statutes is created to read:

12 19.85 (1) (k) Consideration by an economic development corporation, which also is a
 13 quasi–governmental corporation, of matters relating to development or redevelopment of a
 14 community or area whenever competitive or bargaining reasons require a closed session.

COMMENT: This bill draft continues to apply the open meetings law to a quasi–governmental corporation, but specifically provides that an economic development corporation that also is a quasi–governmental corporation may move into a closed session to consider matters related to its purpose whenever competitive or bargaining reasons require a closed session. The definition of the term “economic development corporation” is adapted from the definition of the term “community development corporation” found in s. 135.400 (3) of the Missouri statutes.

With respect to moving into a closed session, s. 19.85 (1) (intro.), Stats., provides that:

19.85 (1) (intro.) Any meeting of a governmental body, upon motion..., may be convened in closed session under one or more of the exemptions provided in this subsection.... No motion to convene in closed session may be adopted unless the chief presiding officer announces to those present at the meeting at which such motion is made, the nature of the business to be considered at such closed session, and the specific exemption...by which such closed session is claimed to be authorized.... No business may be taken up at any closed session except that which relates to matters contained in the chief presiding officer's announcement of the closed session....

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(END)