

Real Estate Entitlements

FEBRUARY 21, 2019 · 3:00–5:00P.M.

Impacts of the December 2018 Extraordinary Session of the Wisconsin Legislature

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EXTRAORDINARY!

3 Bills Passed

- 2017 Wis. Act 368 [Senate Bill 883]
- 2017 Wis. Act 369 [Senate Bill 884]
- 2017 Wis. Act 370 [Senate Bill 886]

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- 2017 Wis. Act 368 [Senate Bill 883]
 - Transportation
 - Taxation of Pass-Through Entities
- 2017 Wis. Act 369 [Senate Bill 884]
- 2017 Wis. Act 370 [Senate Bill 886]

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- 2017 Wis. Act 368 [Senate Bill 883]
- 2017 Wis. Act 369 [Senate Bill 884]
- 2017 Wis. Act 370 [Senate Bill 886]
 - Authorization and Oversight of DHS Requests to the Federal Government
 - Funding Adjustments for TANF-Funded Programs
 - JCF Review of Certain Actions Related to the Medicaid Program
 - Implementation of BadgerCare Reform Amendments
 - Drug Screening, Testing and Treatment Policy for Participants in the FoodShare Employment and Training Program

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- 2017 Wis. Act 368 [Senate Bill 883]
- 2017 Wis. Act 369 [Senate Bill 884]
 - Election Law
 - The Attorney General, DOJ, Legal Representation and Intervention
 - Administrative Rulemaking, Guidance Documents and Agency Publications
 - WEDC
 - Miscellaneous
- 2017 Wis. Act 370 [Senate Bill 886]

Provisions that Could Have a Direct Impact on the Real Estate Industry

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 - Preventing Cost Overruns?
 - Avoiding Federal Prevailing Wage Laws?

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- Legislative Oversight of State Agency Regulations

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 - Eliminate Deference to Agency Interpretation

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 - **Quorum Requirements**

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 - **Appointment and Supervision of Foxconn Liaison**

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 - Enterprise Zones

Enterprise Zones & Development

“I would rather have the extra work to get the arrow out of the quiver than to not have any arrows to attract and retain economic development projects.”

Tim Sheehy, President, Metropolitan Milwaukee Association of Commerce

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Court Challenges

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- One Wisconsin Institute

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 - U.S. District Court enjoined provisions of 2017 Act 369 related to Election Laws
 - District Court Judge James Peterson:
 - “This is not a close question: the three challenged provisions are clearly inconsistent with the injunctions [previously issued by the court].”

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 - Failure to accommodate

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- Service Employees International Union (SEIU)

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 - ACA challenge hurts its members
 - Separation of Powers
 - Includes challenge to Enterprise Zone provision

Questions?



Thank You!

This presentation provides information of a general nature. None of the information contained herein is intended as legal advice or opinion relative to specific matters, facts, situations or issues. Additional facts and information or future developments may affect the subjects addressed in this presentation. You should consult with a lawyer about your particular circumstances before acting on any of this information because it may not be applicable to you or your situation.