

2001 DRAFTING REQUEST

Bill

Received: **01/08/2001**

Received By: **grantpr**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-1103**

By/Representing: **Milioto**

This file may be shown to any legislator: **NO**

Drafter: **grantpr**

May Contact:

Alt. Drafters:

Subject: **Education - libraries**

Extra Copies: **MJL**

Pre Topic:

DOA:.....Milioto -

Topic:

State trust fund loans to federated public library systems

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	grantpr 01/08/2001	hhagen 01/08/2001		_____			S&L
/1			jfrantze 01/08/2001	_____	lrb_docadmin 01/08/2001		

FE Sent For:

<END>

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/?	grantpr	<i>11/8/01</i>	<i>7/6/8</i>	<i>7/6/8</i>			

FE Sent For:

<END>

2001

Date (time) needed _____

LRB- 1860, 1

DOA BUDGET DRAFT

PK: hmb

Use the appropriate components and routines developed for bills.

>>FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT ... [DO NOT generate catalog]; relating to: the budget.

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Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

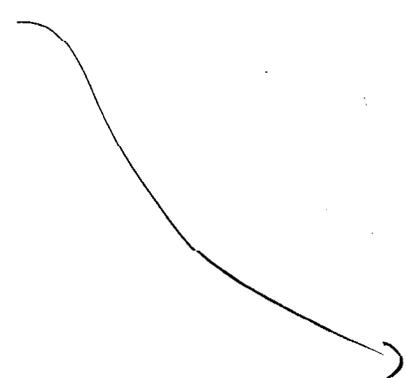
For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text



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

SECTION #.

2001 BILL

(B) CAPS
 EDUCATION
 (PS) (B)
 PRIMARY AND SECONDARY EDUCATION

1 AN ACT to amend 24.61 (3) (b), 24.67 (1) (intro.), 24.67 (3), 24.70 (1) and 43.17
 2 (9) (b); and to create 24.60 (1v), 24.61 (3) (a) 11., 24.63 (2r), 24.66 (3v), 24.67
 3 (1) (m), 24.67 (2) (h) and 24.715 of the statutes; relating to: state trust fund
 4 loans to federated public library systems whose territory lies within 2 or more
 5 counties.

Analysis by the Legislative Reference Bureau

Under current law, towns, villages, cities, counties, public inland protection and rehabilitation districts, town sanitary districts, metropolitan sewerage districts, joint sewerage systems, school districts, technical college districts, cooperative educational service agencies, and consortia of two or more school districts, technical college districts, counties, cities, villages, or towns may obtain state trust fund loans from the board of commissioners of public lands. Currently, a federated public library system whose territory lies within one county is considered to be an agency of that county and, therefore, may obtain a state trust fund loan through the county. This bill permits a federated public library system whose territory lies within two or more counties, which is a separate legal entity from the counties participating in that system, to obtain a state trust fund loan.

BILL

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 24.60 (1v) of the statutes is created to read:

2 24.60 (1v) Federated public library system means a federated public library
3 system whose territory lies within 2 or more counties.

4 **SECTION 2.** 24.61 (3) (a) 11. of the statutes is created to read:

5 24.61 (3) (a) 11. A federated public library system, as provided under s. 43.17
6 (9) (b) or otherwise authorized by law.

7 **SECTION 3.** 24.61 (3) (b) of the statutes is amended to read:

8 24.61 (3) (b) *Terms; conditions.* A municipality or cooperative educational
9 service agency, or federated public library system may obtain a state trust fund loan
10 for the sum of money, for the time and upon the conditions as may be agreed upon
11 between the board and the borrower, subject to the limitations, restrictions, and
12 conditions set forth in this subchapter.

13 **SECTION 4.** 24.63 (2r) of the statutes is created to read:

14 24.63 (2r) **FEDERATED PUBLIC LIBRARY SYSTEM LOANS.** A state trust fund loan to
15 a federated public library system may be made for any term, not exceeding 20 years,
16 that is agreed upon between the federated public library system and the board and
17 may be made for a total amount that, together with all other indebtedness of the
18 federated public library system, does not exceed the federated public library system's
19 allowable indebtedness under s. 43.17 (9) (b).

20 **SECTION 5.** 24.66 (3v) of the statutes is created to read:

BILL

1 24.66 (3v) FOR FEDERATED PUBLIC LIBRARY SYSTEMS. An application for a loan by
2 a federated public library system shall be accompanied by a certified copy of a
3 resolution of the board of the federated public library system approving the loan.

4 **SECTION 6.** 24.67 (1) (intro.) of the statutes is amended to read:

5 24.67 (1) (intro.) If the board approves the application, it shall cause
6 certificates of indebtedness to be prepared in proper form and transmitted to the
7 municipality ~~or~~, cooperative educational service agency, or federated public library
8 system submitting the application. The certificate of indebtedness shall be executed
9 and signed:

10 **SECTION 7.** 24.67 (1) (m) of the statutes is created to read:

11 24.67 (1) (m) For a federated public library system, by its president.

12 **SECTION 8.** 24.67 (2) (h) of the statutes is created to read:

13 24.67 (2) (h) For a federated public library system, by a member of the
14 federated public library system board designated by that board who is not the
15 president of that board.

16 **SECTION 9.** 24.67 (3) of the statutes is amended to read:

17 24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that
18 fact to the department of administration. Upon receiving a certification from a
19 municipality, or upon direction of the board if a loan is made to a cooperative
20 educational service agency or a federated public library system, the secretary of
21 administration shall draw a warrant upon the state treasurer for the amount of the
22 loan, payable to the treasurer of the municipality ~~or~~, cooperative educational service
23 agency, or federated public library system making the loan or as the treasurer of the
24 municipality ~~or~~, cooperative educational service agency, or federated public library
25 system directs. The certificate of indebtedness shall then be conclusive evidence of

BILL

1 the validity of the indebtedness and that all the requirements of law concerning the
2 application for the making and acceptance of the loan have been complied with.

3 **SECTION 10.** 24.70 (1) of the statutes is amended to read:

4 24.70 (1) **APPLICABILITY.** This section applies to all outstanding state trust fund
5 loans to borrowers other than school districts and federated public library systems.

6 **SECTION 11.** 24.715 of the statutes is created to read:

7 **24.715 Collections from federated public library systems. (1)**
8 **APPLICABILITY.** This section applies to all outstanding trust fund loans to federated
9 public library systems.

10 **(2) CERTIFIED STATEMENT.** If a federated public library system has a state trust
11 fund loan, the board shall transmit to the system board a certified statement of the
12 amount due on or before October 1 of each year until the loan is paid. The board shall
13 furnish a copy of each certified statement to the state treasurer and the department
14 of public instruction.

15 **(3) PAYMENT TO STATE TREASURER.** The system board shall transmit to the state
16 treasurer on its own order the full amount levied for state trust fund loans within 15
17 days after March 15. The state treasurer shall notify the board when he or she
18 receives payment. Any payment not made by March 30 is delinquent and is subject
19 to a penalty of one percent per month or fraction thereof, to be paid to the state
20 treasurer with the delinquent payment.

21 **(4) FAILURE TO MAKE PAYMENT.** If the system board fails to remit the amounts
22 due under sub. (3), the state superintendent, upon certification of delinquency by the
23 board, shall deduct the amount due including any penalty from any aid payments
24 due the system, shall remit such amount to the state treasurer and, no later than
25 June 15, shall notify the system board and the board to that effect.

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1 **SECTION 12.** 43.17 (9) (b) of the statutes is amended to read:

2 43.17 (9) (b) A public library system board of a multicounty library system may
3 borrow money to accomplish any of its purposes, but the outstanding amount of such
4 loans at any time may not exceed an amount equal to the system board's receipts for
5 the prior fiscal year. A federated public library system whose territory lies within
6 2 or more counties may obtain a state trust fund loan to accomplish any of its
7 purposes, but the outstanding amount of a federated public library system's state
8 trust fund loans, together with all other indebtedness of the system, may not exceed
9 an amount equal to the system's receipts for the prior fiscal year.

10

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1860/1
PG:hmh:jf

DOA:.....Milioto – State trust fund loans to federated public library systems

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

Under current law, towns, villages, cities, counties, public inland protection and rehabilitation districts, town sanitary districts, metropolitan sewerage districts, joint sewerage systems, school districts, technical college districts, cooperative educational service agencies, and consortia of two or more school districts, technical college districts, counties, cities, villages, or towns may obtain state trust fund loans from the board of commissioners of public lands. Currently, a federated public library system whose territory lies within one county is considered to be an agency of that county and, therefore, may obtain a state trust fund loan through the county. This bill permits a federated public library system whose territory lies within two or more counties, which is a separate legal entity from the counties participating in that system, to obtain a state trust fund loan.

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7 **SECTION 3.** 24.61 (3) (b) of the statutes is amended to read:

8 24.61 (3) (b) *Terms; conditions.* A municipality ~~or~~, cooperative educational
9 service agency, or federated public library system may obtain a state trust fund loan
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16 that is agreed upon between the federated public library system and the board and
17 may be made for a total amount that, together with all other indebtedness of the
18 federated public library system, does not exceed the federated public library system's
19 allowable indebtedness under s. 43.17 (9) (b).

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11 president of that board.

12 **SECTION 9.** 24.67 (3) of the statutes is amended to read:

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18 loan, payable to the treasurer of the municipality ~~or~~, cooperative educational service
19 agency, or federated public library system making the loan or as the treasurer of the
20 municipality ~~or~~, cooperative educational service agency, or federated public library
21 system directs. The certificate of indebtedness shall then be conclusive evidence of
22 the validity of the indebtedness and that all the requirements of law concerning the
23 application for the making and acceptance of the loan have been complied with.

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1 24.70 (1) APPLICABILITY. This section applies to all outstanding state trust fund
2 loans to borrowers other than school districts and federated public library systems.

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4 **24.715 Collections from federated public library systems. (1)**

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21 due the system, shall remit such amount to the state treasurer and, no later than
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23 **SECTION 12.** 43.17 (9) (b) of the statutes is amended to read:

24 43.17 (9) (b) A public library system board of a multicounty library system may
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2 the prior fiscal year. A federated public library system whose territory lies within
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4 purposes, but the outstanding amount of a federated public library system's state
5 trust fund loans, together with all other indebtedness of the system, may not exceed
6 an amount equal to the system's receipts for the prior fiscal year.

7

(END)