

State of Wisconsin



1997 Assembly Bill 279

Date of enactment: April 13, 1998
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1997 WISCONSIN ACT 78

AN ACT to amend 20.433 (1) (q) and 25.67 (2); and to create 48.982 (2e) of the statutes; relating to: authorizing the child abuse and neglect prevention board to form a nonstock, nonprofit corporation and making an appropriation.

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

SECTION 1e. 20.433 (1) (q) of the statutes is amended to read:

20.433 (1) (q) *Children's trust fund grants.* From the children's trust fund all moneys received as contributions, grants, gifts and bequests for that trust fund under s. 48.982 (2) (d) or (2e) (a), less the amounts appropriated under par. (r), to carry out the purposes for which made and received under s. 48.982 (2m) (a).

SECTION 1m. 25.67 (2) of the statutes is amended to read:

25.67 (2) The fund shall consist of the moneys received for the fund under s. 48.982 (2) (d) or (2e) (a). All moneys in the fund that are not appropriated under s. 20.433 (1) (r) or expended under s. 20.433 (1) (q) shall continue to accumulate indefinitely.

SECTION 1s. 48.982 (2e) of the statutes is created to read:

48.982 (2e) NONSTOCK, NONPROFIT CORPORATION. (a) The board may organize and maintain a nonstock, nonprofit corporation under ch. 181 for the exclusive purpose of soliciting and accepting contributions, grants, gifts and bequests for the children's trust fund. Any contributions, grants, gifts or bequests accepted by the corporation shall be deposited in the children's trust fund and, in accordance with the wishes of the donor, shall be

used for any of the purposes specified in sub. (2m) or shall continue to accumulate in the children's trust fund pursuant to s. 25.67 (2).

(b) The board shall enter into a contract with any corporation organized and maintained under par. (a). The contract shall provide that the board may make use of the services of the corporation and that the board may provide administrative services to the corporation. The type and scope of any administrative services provided by the board to the corporation and the board employees assigned to perform the services shall be determined by the board. The corporation may neither employ staff nor engage in political activities.

(c) The corporation under par. (a) shall donate any real property to the state within 5 years after acquiring the property unless holding the property for more than 5 years is consistent with sound business and financial practices and is approved by the joint committee on finance.

(d) The board, the department of administration, the legislative fiscal bureau, the legislative audit bureau and the appropriate committee of each house of the legislature, as determined by the presiding officer, may examine all records of the corporation.

(e) The board of directors of any corporation established under this subsection shall consist of 5 members, including the chairperson of the board and 4 members of the board, elected by the board, of which one shall be a

* Section 991.11, WISCONSIN STATUTES 1995-96: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

legislator. No 2 members of the board of directors may be from the same category of board members under s. 15.195 (4) (a) to (g).

(f) Any corporation established under this subsection shall be organized so that contributions to it will be de-

ductible from adjusted gross income under section 170 of the Internal Revenue Code, as defined under s. 71.01 (6), and so that the corporation will be exempt from taxation under section 501 of the Internal Revenue Code, as defined under s. 71.22 (4), and under s. 71.26 (1) (a).
