

# State of Wisconsin



2013 Assembly Bill 288

Date of enactment: **March 27, 2014**

Date of publication\*: **March 28, 2014**

## 2013 WISCONSIN ACT 157

**AN ACT** to renumber and amend 43.12 (1); to amend 43.12 (2); and to create 43.12 (1) (a) 1., 43.12 (1) (a) 2., 43.12 (1) (a) 3., 43.12 (1m) and 43.12 (2) (b) of the statutes; relating to: county payments to public libraries in adjacent counties.

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

**SECTION 1.** 43.12 (1) of the statutes is renumbered 43.12 (1) (a) (intro.) and amended to read:

43.12 (1) (a) (intro.) By March 1 of each year, ~~a county that does not maintain a consolidated public library for the county under s. 43.57 and that contains residents who are not residents of a municipality that maintains a public library under s. 43.52 or 43.53 shall pay to each public library in the county and to each public library in an adjacent county, other than a county with a population of at least 500,000, an each of the following payments of not less than the minimum amount calculated under par. (b) shall be made:~~

(b) The minimum amount that is under par. (a) shall be calculated to equal to at least 70% 70 percent of the amount computed by multiplying the number of loans of material made by the library during the prior calendar year, for par. (a) 1. or 3., to residents of the county who are not residents of a municipality that maintains a public library under s. 43.52 or 43.53, or, for par. (a) 2., to residents of the county who are not residents of a municipality that contains a branch of the consolidated library, as reported under sub. (2), by the amount that results from dividing the total operational expenditures of the library during the calendar year for which the number of loans

are reported, not including capital expenditures or expenditures of federal funds, by the total number of loans of material made by the public library during the calendar year for which the loans are reported.

(c) The library board of the public library entitled to a payment under this subsection may direct the county to credit all or a portion of the payment to a county library service or library system for shared services.

**SECTION 2.** 43.12 (1) (a) 1. of the statutes is created to read:

43.12 (1) (a) 1. Except as provided in subd. 2., by a county that does not maintain a consolidated public library for the county under s. 43.57 and that contains residents who are not residents of a municipality that maintains a public library under s. 43.52 or 43.53, to each public library in the county and to each public library in an adjacent county, other than a county with a population of at least 500,000 or a county that maintains a consolidated public library for the county.

**SECTION 3.** 43.12 (1) (a) 2. of the statutes is created to read:

43.12 (1) (a) 2. If the adjacent county maintains a consolidated public library and provides the notice under sub. (1m), by a county that does not maintain a consolidated public library for the county under s. 43.57 and that contains residents who are not residents of a municipality that maintains a public library under s. 43.52 or 43.53, to

\* Section 991.11, WISCONSIN STATUTES: 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."

the consolidated public library for the adjacent county providing the notice under sub. (1m).

**SECTION 4.** 43.12 (1) (a) 3. of the statutes is created to read:

43.12 (1) (a) 3. If a county maintains a consolidated public library and provides a notice under sub. (1m), by that county to each public library in an adjacent county, other than a county with a population of at least 500,000, that provides a statement to the county under sub. (2).

**SECTION 5.** 43.12 (1m) of the statutes is created to read:

43.12 (1m) If a county maintains a consolidated public library, the library shall provide a notice not later than April 1 to any public library from which it requests payment under sub. (1).

**SECTION 6.** 43.12 (2) of the statutes is renumbered 43.12 (2) (intro.) and amended to read:

43.12 (2) (intro.) By July 1 of each year, each public library lying in whole or in part in a county shall provide

a statement to the county clerk of that county and to the county clerk of each adjacent county, other than a county with a population of at least 500,000, that reports ~~the~~ all of the following:

(a) ~~The~~ number of loans of material made by that library during the prior calendar year to residents of the county, or adjacent county, who are not residents of a municipality that maintains a public library under s. 43.52 or 43.53 ~~and the~~.

(c) ~~The~~ total number of loans of material made by that library during the previous calendar year.

**SECTION 7.** 43.12 (2) (b) of the statutes is created to read:

43.12 (2) (b) If the library is in a county that is adjacent to a county with a consolidated library system, the number of loans of material made by that library during the prior calendar year to residents of the adjacent county who are not residents of a municipality that contains a branch of the consolidated library.