1999 SENATE BILL 59

February 24, 1999 – Introduced by Senators GROBSCHMIDT, BURKE, BAUMGART, DARLING, WIRCH, BRESKE, CLAUSING and RISSER, cosponsored by Representatives OLSEN, J. LEHMAN, RYBA, M. LEHMAN, MILLER, OTT, HEBL, HANDRICK, HUBER, GUNDERSON, BLACK, AINSWORTH, HASENOHRL, SPILLNER, PLOUFF, KELSO and BOYLE, by request of the Department of Public Instruction, Wisconsin Library Association, Council on Library and Network Development, The System and Resource Library Administrators Association of Wisconsin. Referred to Committee on Education.

1   AN ACT *to create* 20.255 (3) (dm) and 43.25 of the statutes; **relating to:** library

2   lending incentive aid, granting rule–making authority and making an

3   appropriation.

Analysis by the Legislative Reference Bureau

This bill creates a state library lending incentive aid program, administered by the division for libraries and community learning in the department of public instruction (DPI), to provide an incentive to public libraries to lend library materials to persons who reside outside the library's primary service area.

The bill requires DPI to establish a procedure for determining the number of loans made by each public library to persons who reside outside the library's primary service area. The payment to a library is equal to the number of loans made by the library multiplied by the amount determined by dividing the amount appropriated for lending incentive aid by the total number of such loans made by all public libraries.

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:

4   SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert

5   the following amounts for the purposes indicated:

1   **1999-00**   **2000-01**

2   **20.255   Public instruction, department of**

3   (3)   AIDS TO LIBRARIES, INDIVIDUALS AND

4   ORGANIZATIONS

5   (dm)   Public library lending incentive

6   aid   GPR   A   7,495,000   7,570,400

7   SECTION 2. 20.255 (3) (dm) of the statutes is created to read:

8   20.255 **(3)** (dm) *Public library lending incentive aid.* The amounts in the

9   schedule for public library lending incentive aid under s. 43.25.

10   SECTION 3. 43.25 of the statutes is created to read:

11   **43.25   Public library lending incentive aid. (1)** DEFINITIONS. In this

12   section:

13   (a) "Loan" means a loan, as defined in s. 43.17 (11) (a), to a resident of this state

14   who resides outside the public library's primary service area.

15   (b) "Primary service area" means the area that a public library under s. 43.52,

16   43.53 or 43.57 (1) is established to serve.

17   **(2)** AID CALCULATION. Annually the state shall pay lending incentive aid to each

18   public library that participates in a public library system. The division shall

19   determine the amount to which each such public library is entitled as follows:

20   (a) Determine the number of loans made in the previous year by all public

21   libraries that participate in public library systems.

22   (b) Divide the amount appropriated under s. 20.255 (3) (dm) in the current

23   fiscal year by the number determined under par. (a).

1   (c) Multiply the number of loans made by the public library in the previous year

2   by the quotient obtained under par. (b).

3   **(3)** PAYMENT OF AID. Annually by April 30, the division shall certify to the

4   department of administration the amount to which each public library is entitled

5   under this section. Annually by June 30 the department of administration shall pay

6   the certified amounts to the public libraries from the appropriation under s. 20.255

7   (3) (dm).

8   **(4)** RULES. The department shall promulgate rules establishing a procedure for

9   determining the number of loans made by a public library for the purposes of this

10   section.

11   SECTION 4. **Effective date.**

12   (1) This act takes effect on July 1, 1999.

13   **(END)**