

1991 Assembly Bill 557

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1991 WISCONSIN ACT 272

AN ACT to amend 43.17 (10) and 43.24 (2) (n); and to create 43.17 (11) of the statutes, relating to: honoring of borrowers' cards of public libraries of adjacent library systems.

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

SECTION 1. 43.17 (10) of the statutes is amended to read:

43.17 (10) BORROWERS' CARDS. ~~All~~ Except as provided in sub. (11), all public libraries in a public library system shall honor the valid borrowers' cards of a public library in an adjacent public library system, other than the Milwaukee county federated library system. The requirement under this subsection does not apply to the Milwaukee county federated library system.

SECTION 2. 43.17 (11) of the statutes is created to read:

43.17 (11) COST OF LENDING SERVICES. (a) In this subsection, "loan" means a unit of service that involves the checking out of a single item from a library to an individual for use outside the library for a specific period of time.

(b) A public library in a public library system may refuse to honor valid borrowers' cards of a public library in an adjacent public library system if the total amount of the reimbursement received by the public library for the preceding year from that adjacent public library system, and from counties and municipalities that are located in that adjacent public library system, is less than the adjusted cost incurred for that year by the public library in honoring these cards.

(c) For purposes of par. (b), the adjusted cost shall be calculated by determining the actual cost for each loan incurred by the public library honoring the cards for a

given year in the manner provided by the rules promulgated by the department under s. 43.24 (2) (n) and multiplying that amount by the remainder calculated by subtracting 500 from the total number of loans made in that year by the public library to borrowers from the adjacent public library system. For purposes of this paragraph, a renewal of a loan constitutes a separate loan.

(d) Any reimbursement made by a county under par. (b) may not result in a reduction in the level of support for public library services provided by that county to residents of that county.

(e) If a public library in a given public library system refuses to honor the valid borrowers' cards from an adjacent public library system, annual meetings shall be held between representatives of the affected public library systems to discuss the resulting lack of services to the affected borrowers and the costs of providing such services. The affected public library systems shall provide the division with written minutes of these meetings.

SECTION 3. 43.24 (2) (n) of the statutes is amended to read:

43.24 (2) (n) That, if the system reimburses a participating public library for the costs of providing interlibrary borrowing services to an individual who holds a valid borrower's card of another participating public library, the reimbursement shall not exceed the actual costs incurred by the public library in providing such services. The department shall promulgate rules ~~defining "actual costs"~~ for determining actual costs for the purposes of this paragraph.