

1997-98 SESSION  
COMMITTEE HEARING  
RECORDS

Committee Name:

Senate Committee on  
Education(SC-Ed)

Sample:

Record of Comm. Proceedings ... RCP

- 05hrAC-EdR\_RCP\_pt01a
- 05hrAC-EdR\_RCP\_pt01b
- 05hrAC-EdR\_RCP\_pt02

➤ Appointments ... Appt

➤ \*\*

➤ Clearinghouse Rules ... CRule

➤ \*\*

➤ Committee Hearings ... CH

➤ **97hrSC-Ed\_Misc\_pt20f**

➤ Committee Reports ... CR

➤ \*\*

➤ Executive Sessions ... ES

➤ \*\*

➤ Hearing Records ... HR

➤ \*\*

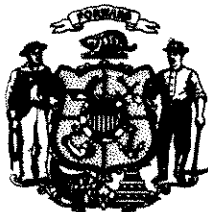
➤ Miscellaneous ... Misc

➤ \*\*

➤ Record of Comm. Proceedings ... RCP

➤ \*\*

David J. Stute  
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1947-1997

*Our 50th Anniversary  
of Service to the Legislature*

August 20, 1997

TO: MEMBERS OF THE SPECIAL COMMITTEE ON PUBLIC LIBRARIES

FROM: Jane R. Henkel, Deputy Director 

Enclosed for your information are copies of the following report and bills developed by your Committee and introduced by the Joint Legislative Council:

1. Joint Legislative Council Report No. 1 to the 1997 Legislature, **Legislation on Public Libraries**, dated August 18, 1997.
2. **Senate Bill 259**, relating to library lending incentive aid and granting rule-making authority.
3. **Senate Bill 269**, relating to the number of members on the system board in certain federated library systems; nomination and approval of members of a library system board in a federated public library system; public library advisory committees; exemption from the county property tax levy for library services; the establishment by counties of standards for public libraries; convening a public library and school library technology conference; public library system aids; reports on the effectiveness of public library systems; withdrawal from and participation in public library systems; appeals to the state superintendent of public instruction of a county library board or county board of supervisors' disapproval of a town's request to establish a public library; authorizing private colleges and universities to participate in telecommunications networks; and requiring counties to pay public libraries for services provided to residents of the county that reside in municipalities that do not maintain public libraries.

Please be informed that **1997 Senate Bills 259 and 269** have been scheduled for a public hearing by the Senate Committee on Education on **Wednesday, August 27, 1997, beginning at 9:30 a.m., in the Joint Finance Area of the Senate Chambers, 119 Martin Luther King, Jr. Blvd., Madison.**

Since these Bills were introduced by the Joint Legislative Council, pursuant to the recommendations of the Special Committee on Public Libraries, you are welcome to attend this hearing and to testify on the Bills. However, the Joint Legislative Council will **not** be able to reimburse Public Member expenses for attending the hearing, since it is not a meeting of the Committee.

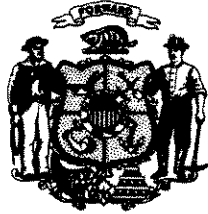
(OVER)

Copies of this Report will be distributed to all members of the Senate Committee on Education, and will be distributed to other Legislators as the Bills go through the legislative process.

Also enclosed is the Summary of Proceedings of the March 17, 1997 meeting. Committee members are requested to send any corrections regarding this Summary of Proceedings to the Legislative Council Staff. After the incorporation of any corrections, this Summary of Proceedings will be considered approved by the Committee.

If you have any questions, please feel free to contact Senior Staff Attorneys Don Salm, at (608) 266-8540, or Bill Ford, at (608) 266-0680, Legislative Council Staff.

JRH:wu;ksm  
Enclosures



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1947-1997

*Our 50th Anniversary  
of Service to the Legislature*

August 20, 1997

TO: MEMBERS OF THE SENATE COMMITTEE ON EDUCATION

FROM: Jane R. Henkel, Deputy Director

A handwritten signature in black ink, appearing to read "Jane R. Henkel".

Enclosed, for your information, is a copy of Joint Legislative Council Report No. 1 to the 1997 Legislature, *Legislation on Public Libraries (SB's 259 and 269)*, dated August 18, 1997.

**Senate Bill 259**, relating to library lending incentive aid and granting rule-making authority, and **Senate Bill 269**, relating to the number of members on the system board in certain federated library systems; nomination and approval of members of a library system board in a federated public library system; public library advisory committees; exemption from the county property tax levy for library services; the establishment by counties of standards for public libraries; convening a public library and school library technology conference; public library system aids; reports on the effectiveness of public library systems; withdrawal from and participation in public library systems; appeals to the state superintendent of public instruction of a county library board or county board of supervisors' disapproval of a town's request to establish a public library; authorizing private colleges and universities to participate in telecommunications networks; and requiring counties to pay public libraries for services provided to residents of the county that reside in municipalities that do not maintain public libraries, have been scheduled to be considered by your Committee on *Wednesday, August 27, 1997, beginning at 9:30 a.m., in the Joint Finance Area of the Senate Chambers, 119 Martin Luther King, Jr. Blvd.*

If you have any questions, please feel free to contact Senior Staff Attorneys Don Salm, at 266-8540, or Bill Ford, at 266-0680, Legislative Council Staff.

JRH:wu;ksm  
Enclosure



State of Wisconsin  
1997 - 1998 LEGISLATURE

LRBa0713/1  
PG:mfd:hmh

**SENATE AMENDMENT 1,  
TO 1997 SENATE BILL 259**

August 12, 1997 - Offered by Senator C. POTTER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 3, line 3: delete "more" and substitute "fewer".

3 (END)

*2 Amendments*  
*Rejected By Ed Committee*

July 24, 1997

Peter Dykman  
Legislative Reference Bureau  
100 North Hamilton, 5<sup>th</sup> Floor  
INTERDEPARTMENTAL

Dear Peter:

I have been informed by Legislative Council staff that the second of two library bills may or may not be ready for the Education Committee to hold a hearing on August 13. Apparently the original drafts, sent to the Reference Bureau on April 11, were lost.

Since our Legislative Council Special Committee on Libraries was one of the first study committees to complete its task and the statutory changes had been done by our able committee legal council, we felt an August hearing would be easily achievable. I was surprised to hear of the delays and the reason for it. In order to get us back on track, it seems to me that if your attorneys work with the Legislative Council attorneys we should be able to meet our timetable.

Due to the need to do advance posting for a public hearing and to send a copy of both library bills to the greater library community alerting them to the hearing, we do need to attend to this drafting task as soon as possible.

Sincerely,

CALVIN POTTER  
State Senator  
9<sup>th</sup> Senate District

CP/pr

cc: David Stute

## JOINT LEGISLATIVE COUNCIL

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### SUMMARY OF PROCEEDINGS

#### SPECIAL COMMITTEE ON PUBLIC LIBRARIES\*

Room 2, Lower Level, 119 Martin Luther King, Jr. Blvd.  
Madison, Wisconsin

March 17, 1997  
12:00 Noon - 3:05 p.m.

[The following is a summary of the March 17, 1997 meeting of the Special Committee on Public Libraries. The file copy of this Summary has appended to it a copy of each document prepared for or submitted to the Committee during the meeting. A tape recording of the meeting is retained for two years by the Legislative Council Staff in its office at Suite 401, One East Main Street, Madison, Wisconsin.]

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COMMITTEE MEMBERS  
PRESENT:

Sen. Calvin Potter, Chairperson; Chuck Coleman, Vice Chairperson; Reps. Luther Olsen and Richard Skindrud; and Public Members Joan Airoidi, Michael Gelhausen, Ralph Guettinger, Peter Hamon, Kathleen Huston, C. Patricia La Violette, Ronald B. McCabe, Mary E. Mulroy, Paul Nelson, John V. Nichols, Leo Thomas, Kristi Williams and Mary Lou Zuege.

COMMITTEE MEMBERS  
EXCUSED:

Reps. Tammy Baldwin and Doris Hanson; and Public Members Kathy Schneider and David Weinhold.

COUNCIL STAFF PRESENT:

Bill Ford and Don Salm, Senior Staff Attorneys.

OTHER LEGISLATOR PRESENT:

Rep. Neal Kedzie.

AGENCY LIAISON PRESENT:

Larry Nix, Department of Public Instruction.

**\* ATTENTION: THIS WAS THE FINAL MEETING OF THE SPECIAL COMMITTEE ON PUBLIC LIBRARIES.**

**REQUEST: Committee members are requested to send any corrections regarding this Summary of Proceedings to the Legislative Council Staff. After the incorporation of any corrections, this Summary of Proceedings will be considered approved by the Committee.**

AGENDA ITEMS

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CALL TO ORDER AND ROLL CALL  
[AGENDA ITEM 1]

Chairperson Potter called the meeting to order. The roll was called and it was determined that a quorum was present.

APPROVAL OF THE SUMMARY OF PROCEEDINGS OF THE  
FEBRUARY 18, 1997 MEETING  
[AGENDA ITEM 2]

Ms. Williams stated that the third paragraph on page 10 of the February 18, 1997 meeting should read as follows: "Ms. Williams commented that she supports this motion because she knows about the problems that municipalities on the edge of counties in systems have in being reimbursed by counties within the system."

*Mr. Coleman moved, seconded by Mr. Nichols, to approve the Summary of Proceedings of the February 18, 1997 meeting as revised by Ms. Williams. The motion carried on a unanimous voice vote.*

MATERIALS DISTRIBUTED  
[AGENDA ITEM 3]

Bill Ford briefly described the materials distributed to the Committee for the purposes of this meeting.



DISCUSSION OF COMMITTEE ASSIGNMENT  
[AGENDA ITEM 4]

Chairperson Potter stated that the Committee would review all drafts tentatively approved by the Special Committee at previous meetings and would also review the drafts requested by the Committee at its February 18, 1997 meeting. Chairperson Potter stated that he envisioned that the Committee's recommendation to the Joint Legislative Council consisting of, if recommended by the Special Committee, one draft creating a library lending incentive aid program, one draft creating a public library technology improvement aid program and one draft consisting of all other recommendations of the Special Committee.

Chairperson Potter asked staff to review each of the drafts either tentatively approved by the Committee at previous meetings or requested by the Committee at its February 18, 1997 meeting.

**a. Bill drafts tentatively approved by the Special Committee:**

• **WLCS: 0061/1, relating to public libraries.**

*Mr. Nelson moved, seconded by Mr. Hanson, to insert the phrase "with or" after the word "municipalities" on page 4, line 8 of WLCS: 0061/1. The motion was approved by unanimous consent.*

*Mr. Coleman moved, seconded by Mr. Gelhausen, to approve WLCS: 0061/1, as amended. The motion was approved by unanimous consent.*

• **WLCS: 0065/2, relating to the number of members on the system board in certain federated library systems.**

*Mr. Coleman moved, seconded by Mr. Hamon, to approve WLCS: 0065/2, relating to the number of members on the system board in certain federated library systems. The motion was approved by unanimous consent.*

• **WLCS: 0066/2, relating to nomination and approval of members of a library system board in a federated public library system.**

*Ms. Zuege moved, seconded by Ms. Williams, to amend WLCS: 0066/2 on page 1, line 6, by substituting the phrase "in a county" for the phrase "in each county in the system." The motion was approved by unanimous consent.*

*Mr. Coleman moved, seconded by Mr. Nichols, to approve WLCS: 0066/2, as amended. The motion was approved by unanimous consent.*

• WLCS: 0067/2, relating to public library advisory committees.

*Mr. Nichols moved, seconded by Mr. Guettinger, to delete all material beginning with the word "except" on page 1, line 4, through the comma on page 1, line 5; to capitalize the word "every" on page 1, line 5; to substitute the word "may" for the word "shall" on page 1, line 5, and to delete all material from the draft beginning with the second occurrence of the word "the" on page 1, line 9 of the draft. The motion was approved by unanimous consent.*

*Ms. Zuege moved, seconded by Mr. Coleman, to approve WLCS: 0067/2, as amended. The motion was approved by unanimous consent.*

• WLCS: 0073/1, relating to exemption from the county property tax levy for library services.

*Mr. Thomas moved, seconded by Ms. Huston, to approve WLCS: 0073/1, relating to exemption from the county property tax levy for library services. The motion was approved by unanimous consent.*

• WLCS: 0077/1, relating to withdrawal from and participation in public library systems.

*Mr. Coleman moved, seconded by Mr. Thomas, to approve WLCS: 0077/1, relating to withdrawal from and participation in public library systems. The motion was approved by unanimous consent.*

• WLCS: 0080/4, relating to the establishment by counties of standards for public libraries.

*Mr. Coleman moved, seconded by Ms. Huston, to approve WLCS: 0080/4, relating to the establishment by counties of standards for public libraries. The motion was approved on a roll call vote of Ayes, 15 (Potter, Coleman, Olsen, Skindrud, Gelhausen, Guettinger, Hamon, Huston, La Violette, McCabe, Nelson, Nichols, Thomas, Williams and Zuege); Noes, 2 (Airoldi and Mulroy); and Absent, 4 (Baldwin, Hanson, Schneider and Weinhold).*

• WLCS: 0081/2, relating to convening a public library and school library technology conference.

*Mr. Nelson moved, seconded by Mr. Gelhausen, to amend page 2, line 14 of the draft as follows: delete all material beginning on that line and ending with the period on line 15 and insert the following: "Representatives from public libraries in municipalities of various sizes in the state." The motion was approved by unanimous consent.*

Mr. Guettinger moved, seconded by Ms. Zuege, to amend page 2, line 21 of the draft as follows: insert a comma after "towns," delete the word "and" and the comma after "villages." The motion was approved by unanimous consent.

Ms. Zuege moved, seconded by Ms. Williams, to amend page 2, line 22 of the draft as follows: delete the material beginning on that line and ending with the period on line 23 and insert the following: "(k) Representatives from organizations representing educational media in the schools in the state." The motion was approved by unanimous consent.

Mr. Coleman moved, seconded by Ms. Zuege, to approve WLCS: 0081/2, relating to convening a public library and school library technology conference, as amended. The motion was approved by unanimous consent.

• **WLCS: 0094/1, relating to public library system aids.**

Mr. Coleman moved, seconded by Ms. Airoidi, to approve WLCS: 0094/1, relating to public library system aids. The motion was approved by unanimous consent.

• **WLCS: 113/2, relating to reports on the effectiveness of public library systems.**

Mr. Ford stated that the last sentence beginning on page 2, line 7 of WLCS: 0113/2 should read as follows: "The division shall design the form of the statement so that it may be removed from the report and forwarded to the division prior to the time it is sent to the public library system."

Mr. Coleman moved, seconded by Mr. Thomas, to approve WLCS: 0113/2, revised as described by Mr. Ford. The motion was approved by unanimous consent.

• **WLCS: 0118/1, relating to appeals to the superintendent of public instruction of a county library board or county board of supervisors disapproval of a town's request to establish a public library.**

Mr. Nelson moved, seconded by Mr. Hamon, to amend WLCS: 0118/1 as proposed in WLCS: 0283/1. The motion was approved by unanimous consent.

Mr. Coleman moved, seconded by Mr. Nelson, to approve WLCS: 0118/1, relating to appeals to the Superintendent of Public Instruction of a county library board or a county board of supervisors

*disapproval of a town's request to establish a public library, as amended. The motion was approved by unanimous consent.*

- **WLCS: 0124/1, relating to authorizing private colleges and universities to participate in telecommunications networks administered by the state department of administration.**

*Mr. Coleman moved, seconded by Ms. Williams, to approve WLCS: 0124/1, relating to authorizing private colleges and universities to participate in telecommunications networks administered by the state department of administration. The motion was approved by unanimous consent.*

- **WLCS: 0127/2, relating to requiring counties to pay public libraries for services provided to residents of the county that reside in municipalities that do not maintain public libraries.**

*Ms. Huston moved, seconded by Ms. Mulroy, to amend WLCS: 0127/2 by exempting Milwaukee County from the provisions of the draft. The motion was approved on a roll call vote of Ayes, 9 (Potter, Airoidi, Gelhausen, Huston, McCabe, Mulroy, Nelson, Williams and Zuege); Noes, 7 (Coleman, Skindrud, Guettinger, Hamon, La Violette, Nichols and Thomas); and Absent, 5 (Baldwin, Hanson, Olsen, Schneider and Weinhold).*

*Mr. Hamon moved, seconded by Mr. Nichols, to approve WLCS: 0127/2, as amended. The motion was approved on a roll call vote of Ayes, 14 (Potter, Airoidi, Gelhausen, Guettinger, Hamon, Huston, La Violette, McCabe, Mulroy, Nelson, Nichols, Thomas, Williams and Zuege); Noes, 2 (Coleman and Skindrud); and Absent, 5 (Baldwin, Hanson, Olsen, Schneider and Weinhold).*

- **WLCS: 0144/2, relating to authorizing certain public libraries to discontinue services to residents of certain municipalities and counties.**

Mr. Thomas, Mr. Nelson, Mr. Gelhausen and Mr. Nichols questioned whether WLCS: 0144/2 is good public policy. There was general Committee discussion that other proposals recommended by the Special Committee to reimburse public libraries for services to nonresidents should be considered before considering legislation that would authorize discontinuation of library services. There was no motion to approve WLCS: 0144/2.

- **WLCS: 0233/1, relating to appointing a school district administrator as an optional member of a municipal library board.**

Mr. Nichols commented that if WLCS: 0233/1 is enacted into law, it is unlikely that school district administrators will be appointed as members of municipal library boards. Ms. Zuege commented that administrators of the school district where she is employed feel that it is critical that a school district administrator be a member of a municipal library board because

libraries are part of a life-long learning experience. There was no motion to approve WLCS: 0233/1.

• **WLCS: 0263/2, an amended version of WLCS: 0263/1, relating to miscellaneous revisions in statutes pertaining to public libraries.**

*Mr. Coleman moved, seconded by Mr. Hamon, to approve WLCS: 0263/2. The motion was approved on a roll call vote of Ayes, 15 (Potter, Coleman, Skindrud, Airoidi, Gelhausen, Guettinger, Hamon, Huston, La Violette, McCabe, Nelson, Nichols, Williams and Zuege); Noes, 1 (Mulroy); and Absent, 5 (Baldwin, Hanson, Olsen, Schneider and Weinhold).*

*Mr. Coleman moved, seconded by Mr. Thomas, to include all of the drafts previously approved by the Committee at the March 17, 1997 meeting into one bill draft and to recommend this draft to the Joint Legislative Council for introduction into the 1997 Legislature. The motion was approved by unanimous consent.*

• **WLCS: 0135/2, relating to creating a public library technology improvement aid program and making an appropriation.**

*Ms. Huston moved, seconded by Mr. Nelson, to delete the material on page 6, lines 13 and 14 of WLCS: 0135/2. The motion was approved on a roll call vote of Ayes, 15 (Potter, Coleman, Skindrud, Gelhausen, Guettinger, Hamon, Huston, La Violette, McCabe, Mulroy, Nelson, Nichols, Thomas, Williams and Zuege); Noes, 1 (Airoidi); and Absent, 5 (Baldwin, Hanson, Olsen, Schneider and Weinhold).*

*Mr. Coleman moved, seconded by Representative Skindrud, to delete lines 7 through 18 on page 7 of WLCS: 0135/2. The motion was approved by unanimous consent.*

*Mr. Nichols moved, seconded by Mr. Coleman, to approve WLCS: 0135/2 as amended. The motion was approved by unanimous consent.*

• **WLCS: 0142/2, relating to creating a library lending incentive aid program and making an appropriation.**

*Ms. La Violette moved, seconded by Ms. Airoidi, to approve WLCS: 0142/2, relating to creating a library lending incentive aid program and making an appropriation. The motion was approved by unanimous consent.*

OTHER BUSINESS  
[AGENDA ITEM 5]

Chairperson Potter thanked the members of the Special Committee and the staff for their hard work in developing the draft legislation to be recommended to the Joint Legislative Council.

ADJOURNMENT  
[AGENDA ITEM 6]

The Committee adjourned at 3:05 p.m.

WF:rjl:wu:jt;ksm

Sen Potter,

Here is the amendment that fixes SB269  
with regard to the appeal for towns  
wishing to form a joint library with  
a municipality in another county.

Bill Ind

70%  
at least