

2003 ASSEMBLY BILL 169

AN ACT *to renumber and amend* 43.30 (1); and *to create* 43.30 (1b) and 43.30 (4) of the statutes; **relating to:** the disclosure of public library records.

Analysis by the Legislative Reference Bureau

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

1 **SECTION 1.** 43.30 (1) of the statutes is renumbered 43.30 (1m) and amended to
2 read:

3 **43.30 (1m)** Records of any library which is in whole or in part supported by
4 public funds, including the records of a public library system, indicating the identity
5 of any individual who borrows or uses the library's documents or other materials,
6 resources, or services may not be disclosed except by court order or to persons acting
7 within the scope of their duties in the administration of the library or library system,
8 to persons authorized by the individual to inspect such records, to custodial parents

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1 or guardians of children under the age of 16 as required under sub. (4), or to libraries
2 as authorized under subs. (2) and (3).

3 **SECTION 1m.** 43.30 (1b) of the statutes is created to read:

4 **43.30 (1b)** In this section, “custodial parent” includes any parent other than
5 a parent who has been denied periods of physical placement with a child under s.
6 767.24 (4).

7 **SECTION 2.** 43.30 (4) of the statutes is created to read:

8 **43.30 (4)** Upon the request of a custodial parent or guardian of a child who is
9 under the age of 16, a library supported in whole or part by public funds shall disclose
10 to the custodial parent or guardian all library records relating to the use of the
11 library’s documents or other materials, resources, or services by that child.

12 **SECTION 3. Initial applicability.**

13 (1) This act first applies to requests for disclosure that are received by a library
14 on the effective date of this subsection.

15 (END)