

SENATE BILL 1 (LRB -0165)

An Act to amend 43.58 (7) (b) of the statutes; relating to: authorizing library boards to transfer a gift, bequest, or endowment to certain charitable organizations.

2007

01-08. S. Introduced by Senators **Decker, Breske, Olsen, Wirch, Grothman, Risser, Lassa, Lehman, Miller and Schultz**; cosponsored by Representatives **M. Williams, Sheridan, Musser, Wasserman, A. Ott, Jeskewitz, Berceau, Bies, Townsend and Friske.**

01-08. S. Read first time and referred to committee on Ethics Reform and Government Operations 17

04-10. S. Public hearing held.

04-24. S. Executive action taken.

04-25. S. Report passage recommended by committee on Ethics Reform and Government Operations, Ayes 5, Noes 0 187

04-25. S. Available for scheduling.

05-08. S. Placed on calendar 5-9-2007 by committee on Senate Organization.

05-09. S. Read a second time 212

05-09. S. Ordered to a third reading 212

05-09. S. Rules suspended 212

05-09. S. Read a third time and **passed** 212

05-09. S. Ordered immediately messaged 213

05-21. A. Received from Senate 195

05-21. A. Read first time and referred to committee on Urban and Local Affairs 195

07-17. A. Public hearing held.

09-11. A. Executive action taken.

09-11. A. Assembly amendment 1 offered by committee on Urban and Local Affairs (**LRB a0687**) 272

09-14. A. Report Assembly Amendment 1 adoption recommended by committee on Urban and Local Affairs, Ayes 9, Noes 0 275

09-14. A. Report concurrence as amended recommended by committee on Urban and Local Affairs, Ayes 9, Noes 0 276

09-14. A. Referred to committee on Rules 276

12-06. A. Representative Van Roy added as a cosponsor 379

12-06. A. Placed on calendar 12-11-2007 by committee on Rules.

12-11. A. Read a second time 399

12-11. A. Assembly amendment 1 **adopted** 399

12-11. A. Ordered to a third reading 399

12-11. A. Rules suspended 399

12-11. A. Read a third time and **concurred in** as amended 399

12-11. A. Ordered immediately messaged 399

12-12. S. Received from Assembly amended and concurred in as amended, Assembly amendment 1 adopted 474

12-12. S. Available for scheduling.

2008

01-09. S. Placed on calendar 1-15-2008 by committee on Senate Organization.

01-15. S. Assembly amendment 1 **concurred in**.

01-15. S. Action ordered immediately messaged.

913

**2007
ENROLLED BILL**

07en 5 B- 1

ADOPTED DOCUMENTS:

Orig Engr SubAmdt 07 0165/1

Amendments to above (if none, write "NONE"): AA1 - a 0687/3

Corrections - show date (if none, write "NONE"): None

Topic Rel

1-16-08 J. Miller
Date Enrolling Drafter

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2007 SENATE BILL 1

January 8, 2007 - Introduced by Senators DECKER, BRESKE, OLSEN, WIRCH, GROTHMAN, RISSER, LASSA, LEHMAN, MILLER and SCHULTZ, cosponsored by Representatives M. WILLIAMS, SHERIDAN, MUSSER, WASSERMAN, OTT, JESKEWITZ, BERCEAU, BIES, TOWNSEND and FRISKE. Referred to Committee on Ethics Reform and Government Operations.

1 **AN ACT to amend** 43.58 (7) (b) of the statutes; **relating to:** authorizing library
2 boards to transfer a gift, bequest, or endowment to certain charitable
3 organizations.

Analysis by the Legislative Reference Bureau

Under current law, the library board of a public library may transfer donations made to the library to the treasurer of the municipality or county in which the library is located; entrust them to a public depository; or transfer them to the library board's financial secretary.

This bill allows a library board to transfer donations made to the library to a charitable organization exempt from federal income tax under the Internal Revenue Code, provided the organization's purpose is to provide support for the public library.

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

4 **SECTION 1.** 43.58 (7) (b) of the statutes is amended to read:
5 43.58 (7) (b) If a gift, bequest, devise, or endowment is made to any public
6 library, the library board may pay or transfer the gift, bequest, devise, or endowment,
7 or its proceeds, to the treasurer of the municipality or county in which the public

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SECTION 1

1 library is situated; may entrust ~~any such funds~~ the gift, bequest, or endowment to
 2 a public depository under ch. 34; ~~or~~ may pay or transfer the gift, bequest, devise, or
 3 endowment to the library board's financial secretary; or may pay or transfer the gift,
 4 bequest, or endowment to a charitable organization, described in section 501 (c) (3)
 5 of the Internal Revenue Code and exempt from federal income tax under section 501
 6 (a) of the Internal Revenue Code, the purpose of which is providing financial or
 7 material support to the public library. If the library board pays or transfers the gift,
 8 bequest, devise, or endowment to the financial secretary, the financial secretary may
 9 invest the gift, bequest, devise, or endowment as permitted under s. 66.0603 (1m) or
 10 112.10 (4); or may delegate investment authority for the gift, bequest, devise, or
 11 endowment as permitted under s. 66.0603 (2) or 112.10 (5). The financial secretary
 12 shall hold office only during membership on the library board and shall be elected
 13 annually at the same time and in the same manner as the other officers of the library
 14 board.

SECTION 2. Initial applicability.

15 ~~(1) This act first applies to a gift, bequest, or endowment made on the effective~~
 16 ~~date of this subsection.~~
 17

(END)

AAI-2

INSERT AAI-1

**ASSEMBLY AMENDMENT 1,
TO 2007 SENATE BILL 1**

September 11, 2007 - Offered by COMMITTEE ON URBAN AND LOCAL AFFAIRS.

AAI-1

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

2 **1.** Page 2, line 7: after "public library" insert "A payment or transfer of a gift,
3 bequest, or endowment by a library board to a charitable organization described in
4 this paragraph made prior to the effective date of this paragraph [revisor inserts
5 date], is not invalid as lacking statutory authority to make the payment or transfer".

6 **2.** Page 2, line 15: delete lines 15 to 17.

7 (END)