

**2007 DRAFTING REQUEST****Assembly Amendment (AA-SB1)**Received: **09/04/2007**Received By: **tkuczens**Wanted: **As time permits**

Identical to LRB:

For: **Mark Gottlieb (608) 267-2369**By/Representing: **Don Dyke**This file may be shown to any legislator: **NO**Drafter: **tkuczens**

May Contact:

Addl. Drafters:

Subject: **Education - libraries**Extra Copies: **pg**Submit via email: **YES**Requester's email: **Rep.Gottlieb@legis.wisconsin.gov**Carbon copy (CC:) to: **tracy.kuczenski@legis.wisconsin.gov  
don.dyke@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

transfer of donations to library

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**Instructions:**

eliminate initial applicability

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 09/05/2007	jdyer 09/05/2007		_____			
/1	tkuczens 09/07/2007	jdyer 09/07/2007	rschluet 09/05/2007	_____	mbarman 09/05/2007	mbarman 09/05/2007	
/2	tkuczens 09/07/2007	jdyer 09/10/2007	nнатzke 09/07/2007	_____	mbarman 09/07/2007	mbarman 09/07/2007	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3			rschluet 09/10/2007	_____	lparisi 09/10/2007	lparisi 09/10/2007	

FE Sent For:

<END>

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/2		1/2 9/10 jld	nmatzke 09/07/2007	_____	mbarman 09/07/2007	mbarman 09/07/2007	

Handwritten signatures and initials are present over the bottom portion of the drafting history table, including a large signature that appears to be 'JD' and other initials.

FE Sent For:

**<END>**

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/?	tkuczens 09/05/2007	jdye 09/05/2007		_____			
/1		<i>1/2 9/7 jld</i>	rschluet 09/05/2007	_____	mbarman 09/05/2007	mbarman 09/05/2007	
			<i>nwn 9/7</i>	<i>nwn 9/7</i>			

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<END>

**2007 DRAFTING REQUEST**

**Senate Amendment** <sup>A</sup>~~(S)~~A-SB1

Received: 09/04/2007

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Subject: Education - libraries

Extra Copies: pg

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/?	tkuczens	1 2/5 jld					
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FE Sent For:

<END>



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRBa0687?

TKK:...

d-note

in 9/5/07

LPS-  
Please fix  
request  
sheet

RMNR jld  
d-note

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

~~SENATE~~ ASSEMBLY  
AMENDMENT,

TO 2007 SENATE BILL 1

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

2 1. Page 2, line 15: delete lines 15 to 17.

3 (END)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBa0687/2dn

TKK.:...

date

Jed

Representative Gottlieb:

\* At your request, this amendment eliminates the initial applicability provision of SB 1, which provided that the act applies to a gift, bequest, or endowment made after the effective date of the act. However, a statute will be presumed to apply prospectively unless the statute clearly reveals an intent to apply retroactively. Removing the initial applicability provision, therefore, will not likely have an effect on the initial applicability of the statute. Is that your intent?

Tracy K. Kuczenski  
Legislative Attorney  
Phone: (608) 266-9867  
E-mail: [tracy.kuczenski@legis.wisconsin.gov](mailto:tracy.kuczenski@legis.wisconsin.gov)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBa0687/1dn  
TKK:jld:rs

September 5, 2007

Representative Gottlieb:

At your request, this amendment eliminates the initial applicability provision of SB-1, which provided that the act applies to a gift, bequest, or endowment made after the effective date of the act. However, a statute will be presumed to apply prospectively unless the statute clearly reveals an intent to apply retroactively. Removing the initial applicability provision, therefore, will not likely have an effect on the initial applicability of the statute. Is that your intent?

Tracy K. Kuczenski  
Legislative Attorney  
Phone: (608) 266-9867  
E-mail: [tracy.kuczenski@legis.wisconsin.gov](mailto:tracy.kuczenski@legis.wisconsin.gov)



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRBa0687/1<sup>2</sup>  
TKK:jld:rs

SOON

in 9/7/07

RMNR

ASSEMBLY AMENDMENT,  
TO 2007 SENATE BILL 1

Insert 1-2 ✓

1

At the locations indicated, amend the bill as follows:

2

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

3

(END)

2007-2008 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa0687/1ins  
TKK:jld:rs

Insert 2-1

by a library board

1 1. Page 2, line 15: delete lines 15 to 17 and substitute:

2 "SECTION 2. 992.22 of the statutes is created to read:

3 992.22 Validation of payment or transfer of gift, bequest, or

4 endowment to a charitable organization. (1) In this section, "charitable

5 organization" means an organization, described in section 501 (c) (3) of the Internal

6 Revenue Code and exempt from federal income tax under section 501 (a) of the

7 Internal Revenue Code, the purpose of which is to provide financial or material

8 support to the library.

9 (2) Any payment or transfer of a gift, bequest, or endowment made prior to the

10 effective date of this section .... [revisor inserts date] by a library board established

11 under ch. 43 to a charitable organization is validated."

(end ins 2-1)



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRBa0687/2  
TKK:jld:nwn

3  
R.M.N.R.  
insert

in 9/7/07

ASSEMBLY AMENDMENT,  
TO 2007 SENATE BILL 1

by 9/10 early a.m.

Insert 1-2 ✓

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

2 <sup>Fix component</sup> 1. Page 2, line 15: delete lines 15 to 17 and substitute:

3 "SECTION 2m. 992.22 of the statutes is created to read:

4 **992.22 Validation of payment or transfer of gift, bequest, or**  
5 **endowment by a library board to a charitable organization.** (1) In this  
6 section, "charitable organization" means an organization, described in section 501  
7 (c) (3) of the Internal Revenue Code and exempt from federal income tax under  
8 section 501 (a) of the Internal Revenue Code, the purpose of which is to provide  
9 financial or material support to the library.

10 (2) Any payment or transfer of a gift, bequest, or endowment made prior to the  
11 effective date of this subsection .... [revisor inserts date], by a library board  
12 established under ch. 43 to a charitable organization is validated."

13 (END)

2007-2008 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa0687/lins  
TKK:jld:rs

1           **Insert 1-2**

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

public

⊖

⊖

(end ins)