



## 2007 SENATE BILL 551

1     **AN ACT** *to amend* 440.42 (3) (a) (intro.), 440.42 (3) (b) and 440.42 (8); and *to*  
2             **create** 440.42 (3) (bm) of the statutes; **relating to:** reporting requirements for  
3             certain charitable organizations.

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*Analysis by the Legislative Reference Bureau*

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

4             **SECTION 1.** 440.42 (3) (a) (intro.) of the statutes is amended to read:  
5             440.42 **(3)** (a) (intro.) Except as provided in pars. (am) and (b), and (bm), and  
6             in rules promulgated under sub. (8), a charitable organization that received  
7             contributions in excess of \$5,000 during its most recently completed fiscal year shall  
8             file with the department an annual financial report for the charitable organization's  
9             most recently completed fiscal year. The department shall prescribe the form of the  
10            report and shall prescribe standards for its completion. The annual financial report

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1 shall be filed within 6 months after the end of that fiscal year and shall include all  
2 of the following:

3 **SECTION 2.** 440.42 (3) (b) of the statutes is amended to read:

4 440.42 (3) (b) Except as provided in rules promulgated under sub. (8), ~~in lieu~~  
5 ~~of filing a report under par. (a),~~ if a charitable organization that received  
6 contributions in excess of \$100,000 \$400,000 during its most recently completed  
7 fiscal year, the charitable organization shall file with the department, in lieu of a  
8 report under par. (a), an audited financial statement for the charitable organization's  
9 most recently completed fiscal year, prepared in accordance with generally accepted  
10 accounting principles, and the opinion of an independent certified public accountant  
11 on the financial statement. The audited financial statement shall be filed within 6  
12 months after the end of that fiscal year.

13 **SECTION 3.** 440.42 (3) (bm) of the statutes is created to read:

14 440.42 (3) (bm) Except as provided in rules promulgated under sub. (8), if a  
15 charitable organization received contributions in excess of \$200,000 but less than  
16 \$400,000 during its most recently completed fiscal year, the charitable organization  
17 shall file with the department, in lieu of a report under par. (a), a financial statement  
18 for the charitable organization's most recently completed fiscal year, prepared in  
19 accordance with generally accepted accounting principles, and a review of the  
20 financial statement by an independent certified public accountant. The financial  
21 statement shall be filed within 6 months after the end of that fiscal year.

22 **SECTION 4.** 440.42 (8) of the statutes is amended to read:

