

Clearinghouse Rule 00-003

CERTIFICATE

STATE OF WISCONSIN)
) SS
DEPARTMENT OF PUBLIC INSTRUCTION)

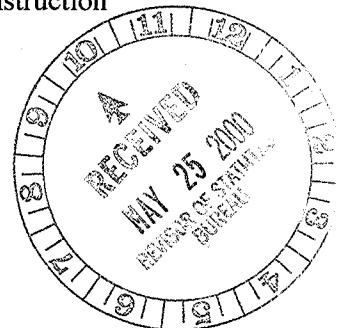
I, State Superintendent of the Department of Public Instruction and custodian of the official records of said Department, do hereby certify that the annexed rule relating to public library system aid was duly approved and adopted by this Department on the first day of the month following publication in the Wisconsin Administrative Register.

I further certify that said copy has been compared by me with the original on file in this Department and the same is a true copy thereof, and of the whole of such original.

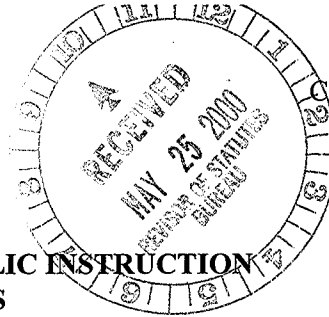
IN TESTIMONY WHEREOF, I hereunto set my hand and affixed the official seal of the Department at General Executive Facility (GEF) 3, 125 South Webster Street, P.O. Box 7841, in the city of Madison, this 25th day of May, 2000.

John T. Benson

John T. Benson
State Superintendent
State Department of Public Instruction



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**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
CREATING RULES**

The state superintendent of public instruction hereby creates s. PI 6.07, relating to public library system aid payment adjustments.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 43.24 (1) (b) and 227.11 (2) (a), Stats.

Statute interpreted: s. 43.24 (1), Stats.

The rule adjusts public library aid payments to be consistent with system services areas after territorial changes occur. If the territory of a public library system is altered before the new distribution formula created under s. 43.24 (1) (c), Stats., becomes effective, the department shall adjust the aid paid based on the previous funding formula established under s. 43.24 (1), Stats.

The amount of the transfer will be the 1999 share of state aid generated by the territory causing the change applied to the current appropriation. The territorial share will be determined by summing the territory's payment factors (square miles, population, and expenditure) as calculated for the 1999 system aids payment and dividing by \$13,249,800, the total amount paid in 1999.

The department promulgated these rules as emergency rules effective March 4, 2000.

SECTION 1. PI 6.07 is created to read:

PI 6.07 Public library system aid adjustment due to territory alteration. (1) For any year in which a public library system aid adjustment is required under s. 43.24 (1) (b), Stats., the state aid payment to a public library system with altered territory shall be determined by adding together the results of sub. (2) (a) to (c) then using the applicable formula under subs. (3) to (6).

(2) To determine the amount to be applied toward the applicable formula under subs. (3) to (6), the department shall add the results of all of the following for the territory causing the adjustment:

(a) Multiply the square mile area of the territory as determined for the payment of 1999 public library system aid by \$8 if the territory was a member of a single county system in 1999 or by \$20 if the territory was a member of a multicounty public library system in 1999.

(b) Multiply the total public operating expenditures within the territory from local and county sources as determined for the payment of 1999 public library system aid by .04.

(c) Multiply the population of the territory as determined for the payment of 1999 public library system aid by \$1.37379.

(3) For a system with territory withdrawing or being expelled from the system or for a county abolishing a public library system under s. 43.18, Stats., or for territory leaving a system under s. 43.15 (3) (b), and (c), Stats., as

a result of the establishment of a public library or joint public library, calculate as follows to determine the amount of state aid to be paid to the system for the current year:

(a) Subtract the results of sub. (2) for the abolished, expelled, withdrawing or leaving territory from the 1999 state aid payment to the territory's then public library system. For any future system territory alteration, this amount shall be considered the 1999 public library system aid payment.

(b) Divide the result of par. (a) by \$13,249,800.

(c) Multiply the result of par. (b) by the current year state appropriation.

(4) For a system with territory joining a system under s. 43.13 or 43.15 (3) (b) and (c), Stats., calculate as follows to determine the amount of state aid to be paid to the system for the current year:

(a) Add the result of sub. (2) for the joining territory to the 1999 state aid payment to the public library system being joined. For any future system territory alteration, this amount shall be considered the 1999 public library system aid payment.

(b) Divide the result of par. (a) by \$13,249,800.

(c) Multiply the result of par. (b) by the current year state appropriation.

(5) For the establishment of a system under s. 43.13, Stats., including systems merged under s. 43.15 (4) (a), Stats., calculate as follows to determine the amount of state aid to be paid to the system for the current year:

(a) Determine the result of sub. (2) for the territory establishing a public library system. For any future system territory alteration, this amount shall be considered the 1999 public library system aid payment.

(b) Divide the result of par. (a) for the territory establishing a public library system by \$13,249,800.

(c) Multiply the result of par. (b) by the current year state appropriation.

(6) For a public library established after January 1, 1999 that does not select membership in a public library system, calculate as follows to determine the amount of state aid to be paid to the system for the current year:

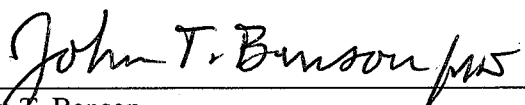
(a) Subtract the result of sub. (2) for the territory establishing the public library from the 1999 state aid payment to the territory's then public library system. For any future system territory alteration, this amount shall be considered the 1999 public library system aid payment.

(b) Divide the result of par. (a) by \$13,249,800.

(c) Multiply the result of par. (b) by the current year state appropriation.

The rules contained in this order shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register, as provided in s. 227.22(2)(intro.), Stats.

Dated this 25th day of May, 2000



John T. Benson
State Superintendent