

1981 Assembly Bill 829

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CHAPTER 197 , Laws of 1981

AN ACT to amend 43.15 (3) (b) and (4) (a) and (b), 43.18 (1) (a) and (b), 43.54 (1) (a) and (b) and 43.60 (3) of the statutes, relating to the definition of the term "municipality" for the purposes of the statutes pertaining to library services.

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

SECTION 1. 43.15 (3) (b) and (4) (a) and (b) of the statutes are amended to read:

43.15 (3) (b) No more than one system may be established within a single county. If the territory of a city or village municipality lies in 2 or more counties which are not in the same public library system, the municipal library board or, if no such board exists, the municipal governing body shall determine the system in which the city or village will participate.

(4) (a) A federated system in which the governing body of each included county, and those of its underlying ~~cities, villages and towns~~ municipalities as have public libraries and are participating in the system, enter into written agreements for library services to be provided by the designated headquarters library or other system participants, except as provided in s. 43.64 (2). The written agreements shall provide for each included county to furnish library service to residents of those ~~cities, villages and towns~~ municipalities not maintaining a public library. A single-county public library system, whether federated or consolidated, may become part of a multicounty federated system by written agreement of the county board.

(b) A consolidated system in which the included county and its underlying ~~cities, villages and towns~~ municipalities form a single library system, except as provided in s. 43.64 (2). The county may for such purpose take over and acquire any library property by the consent of the authority controlling that property.

SECTION 2. 43.18 (1) (a) and (b) of the statutes are amended to read:

43.18 (1) (a) With the approval of the governing body of each participating ~~city, village and town~~ municipality in the county, a county may withdraw from a federated public library system whose territory lies within 2 or more counties.

(b) A participating ~~city, village or town~~ municipality may withdraw from a federated public library system.

SECTION 3. 43.54 (1) (a) and (b) of the statutes are amended to read:

43.54 (1) (a) Each public library established under s. 43.52 shall be administered by a library board composed in each city of the 2nd or 3rd class of 9 members, in each city of the 4th class or county of 7 members and in each village ~~or, town, tribal government or tribal association~~ of 5 members. Members shall be residents of the municipality, except that not more than 2 members may be residents of towns adjacent to the municipality. Members shall be appointed by the mayor, county board chairman, village president ~~or, town chairman or tribal chairman~~, respectively, with the approval of the municipal governing body. In school districts authorized to maintain public library facilities under s. 43.52, the library board shall be composed of 7 members appointed by the school board chairperson with the approval of the school board.

(b) Upon their first appointment, the members shall be divided as follows: the 9-member board into 3 equal classes, to serve 1, 2 and 3 years respectively; the 7-member board into 3 classes, 3 to serve for 3 years, 2 to serve for 2 years and 2 to serve for one year; the 5-member board into 3 classes, 2 to serve for 3 years, 2 to serve for 2 years and one to serve for one year, from July 1 in the year of their appointment in the case of cities, towns ~~and, villages and tribal governments or tribal associations~~ and from January 1 following their appointment in the case of counties. Thereafter, each regular appointment shall be for a term of 3 years.

SECTION 4. 43.60 (3) of the statutes is amended to read:

43.60 (3) Whenever the annual sum appropriated by the other municipality pursuant to sub. (2) equals or exceeds one-sixth of the net annual income of the public library during the preceding fiscal year, the mayor, village president ~~or, town or county chairman or tribal chairman~~ of the other municipality, with the approval of the governing body thereof, shall appoint from among the residents of the municipality an additional member of the library board of the public library and, when such sum equals or exceeds one-third of the net annual income, 2 additional members, for a term of 3 years from the July 1 next succeeding such appointment, and thereafter for terms of 3 years. Whenever the appropriation made is less than the one-third specified, the office of one such additional member of the board and, if less than the one-sixth specified, the office of both shall be vacant from the July 1 next thereafter.
