



**SENATE AMENDMENT 14,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 1995 SENATE BILL 565**

March 26, 1996 – Offered by Senator PANZER.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 4, line 13: after the semicolon insert: “authorization for multicounty
3 federated public library systems and private, nonprofit colleges and universities to
4 obtain state trust fund loans for distance education or educational technology
5 projects; state grants to federated and consolidated public library systems and
6 private nonprofit colleges and universities for distance education and educational
7 technology projects;”.

8 **2.** Page 10, line 13: after that line insert:

9 “**SECTION 15m.** 16.992 (1) (c) of the statutes, as created by 1995 Wisconsin Act
10 27, is amended to read:

11 16.992 (1) (c) “Educational technology” means technology used in the education
12 or training of any person or in the administration of an elementary or secondary
13 school ~~or a~~, public library, federated or consolidated public library system or private,
14 nonprofit college or university.

1 **SECTION 15n.** 16.992 (2) (intro.) of the statutes, as created by 1995 Wisconsin
2 Act 27, is amended to read:

3 16.992 (2) (intro.) A school district, municipal library board established under
4 s. 43.54 or, county library board established under s. 43.57, federated public library
5 system operating under s. 43.19, consolidated public library system operating under
6 s. 43.21 or private, nonprofit college or university either individually or in
7 conjunction with one or more other school districts, municipal library boards or,
8 county library boards, federated public library systems, consolidated public library
9 systems or private, nonprofit colleges or universities, may apply to the department
10 for a grant, or for approval of a loan under s. 24.61 (3) (d), or both, to implement,
11 expand or participate in an educational technology or distance education project.
12 The application shall be accompanied by a technology plan that includes all of the
13 following:

14 **SECTION 15ng.** 16.992 (2s) and (2t) of the statutes are created to read:

15 16.992 (2s) In the case of a federated public library system whose territory lies
16 within a single county or a consolidated public library system, whether the library
17 system applies individually or in conjunction with other entities, an application for
18 a loan shall be accompanied by a resolution of the county board of supervisors of the
19 county that is served by the system requesting the loan on behalf of the system.

20 (2t) In the case of a federated public library whose territory lies within more
21 than one county, whether the library system applies individually or in conjunction
22 with other entities, an application for a loan shall be accompanied by a resolution of
23 the county board of supervisors of each county that is served by the library system
24 requesting the loan on behalf of the library system.

1 **SECTION 15p.** 16.992 (4) (a) 2. and 3. of the statutes, as created by 1995
2 Wisconsin Act 27, are amended to read:

3 16.992 (4) (a) 2. Improve the administrative efficiency of public schools, public
4 libraries or private, nonprofit colleges or universities in this state.

5 3. Enhance the training and continuing education opportunities of elementary
6 and secondary school teachers or private, nonprofit college and university teachers
7 in this state.

8 **SECTION 15q.** 16.992 (5) (a) 2. and 5. of the statutes, as created by 1995
9 Wisconsin Act 27, are amended to read:

10 16.992 (5) (a) 2. Purchasing or upgrading technology, including computer
11 hardware and software, distance education equipment and other equipment,
12 materials or resources related to the project, and wiring within a public school or
13 library building or a private, nonprofit college or university building or to connect
14 schools or libraries in the same school-district jurisdiction or to connect buildings
15 within a private, nonprofit college or university campus if such wiring is directly
16 related to the project.

17 5. Offering community education opportunities through distance education or
18 educational technology to school-district, municipal or county residents of this state.

19 **SECTION 15r.** 16.992 (6) and (8) (a) of the statutes, as created by 1995 Wisconsin
20 Act 27, are amended to read:

21 16.992 (6) The board may require a grant or loan recipient to report to the board
22 on the distance education and educational technology used in the ~~school-district,~~
23 ~~municipality or county~~ jurisdiction served by the grant or loan recipient or, in the
24 case of a college or university, on the distance education and educational technology
25 used by the college or university for the purpose of assisting the state in planning

1 related to distance education and educational technology if the board finds that
2 complying with the requirement will not impose a substantial burden on the grant
3 or loan recipient.

4 (8) (a) Provide consultative services to school boards and, library boards,
5 library systems or private, nonprofit colleges or universities to assist them in
6 developing and implementing distance education and educational technology
7 projects and in preparing applications for grants and loans under this section.”.

8 **3.** Page 20, line 11: after that line insert:

9 “**SECTION 37b.** 24.60 (1) (c) and (d) of the statutes, as created by 1995 Wisconsin
10 Act 27, are amended to read:

11 24.60 (1) (c) A county, if the county acts on behalf of a county library board or
12 the board of a federated or consolidated public library system that has adopted a
13 resolution under s. 24.66 (3m).

14 (d) A city, village ~~or~~, town or tribal government, if the city, village ~~or~~, town or
15 tribal government acts on behalf of a municipal library board that has adopted a
16 resolution under s. 24.66 (3m).

17 **SECTION 37bb.** 24.60 (1) (e) and (f) of the statutes are created to read:

18 24.60 (1) (e) A federated public library system operating under s. 43.19 whose
19 territory lies within 2 or more counties.

20 (f) A private, nonprofit college or university.

21 **SECTION 37bc.** 24.61 (3) (a) 2. of the statutes is amended to read:

22 24.61 (3) (a) 2. A town, village, city, tribal government or county as for a purpose
23 provided under s. 67.04 or otherwise authorized by law, or in the case of a loan made
24 for an educational technology or distance education project, for the administration

1 of the project or for a purpose provided under s. 67.04 or otherwise provided by law;

2 or

3 **SECTION 37bd.** 24.61 (3) (a) 11. and 12. of the statutes are created to read:

4 24.61 (3) (a) 11. A federated public library system operating under s. 43.19
5 whose territory lies within 2 or more counties, for a distance education or educational
6 technology project.

7 12. A private, nonprofit college or university, for a distance education or
8 educational technology project.

9 **SECTION 37be.** 24.61 (3) (b) of the statutes, as affected by 1995 Wisconsin Act
10 27, is amended to read:

11 24.61 (3) (b) *Terms; conditions.* A municipality ~~or~~, cooperative educational
12 service agency, federated public library system whose territory lies within 2 or more
13 counties or private, nonprofit college or university may obtain a state trust fund loan
14 for the sum of money, for the time and upon the conditions as may be agreed upon
15 between the board and the borrower subject to the limitations, restrictions and
16 conditions set forth in this subchapter.

17 **SECTION 37bf.** 24.61 (3) (d) of the statutes, as created by 1995 Wisconsin Act
18 27, is amended to read:

19 24.61 (3) (d) *Reserve for loans for educational technology and distance*
20 *education projects.* Subject to the priority established under par. (c), to the extent
21 practicable, in fiscal years 1996-97 to 1999-2000, annually the board shall reserve
22 \$15,000,000 for the purposes of giving priority to loans to school districts, counties,
23 municipalities cities, villages, towns, tribal governments, federated public library
24 systems whose territories include 2 or more counties, private nonprofit colleges and
25 universities and consortia, other than consortia that include one or more technical

1 college districts, for educational technology and distance education projects under s.
2 16.992.

3 **SECTION 37bg.** 24.61 (6) of the statutes, as created by 1995 Wisconsin Act 27,
4 is amended to read:

5 24.61 (6) EDUCATIONAL TECHNOLOGY OR DISTANCE EDUCATION LOANS. The board
6 shall not make a state trust fund loan to a school district, county, city, village, town,
7 tribal government, federated public library system whose territory lies within 2 or
8 more counties, private, nonprofit college or university or consortium for an
9 educational technology or distance education project from moneys reserved for such
10 loans under sub. (3) (d), unless the educational technology board has first notified the
11 board that it has approved the loan under s. 16.992 (3).

12 **SECTION 37bh.** 24.61 (8) of the statutes is created to read:

13 24.61 (8) LOANS TO FEDERATED PUBLIC LIBRARY SYSTEMS. Whenever a federated
14 public library system applies for a loan under sub. (3), the board shall treat the
15 application as a loan to each of the counties participating in the federated public
16 library system in an amount equal to the total amount of the loan divided equally by
17 the number of counties participating in the federated public library system, unless
18 the federated public library system specifies on its application a different
19 arrangement that has been agreed to by all counties participating in the federated
20 public library system. The board shall not make the loan unless each county
21 participating in the federated public library system qualifies for a loan in the amount
22 specified in this subsection, or a different amount if that amount is specified on the
23 application. If the federated public library system fails to make a timely repayment
24 of the principal or payment of the interest on the loan, each county participating in

1 the federated public library system is liable to repay the principal and pay the
2 interest in the amount determined under this subsection.

3 **SECTION 37bi.** 24.63 (title) of the statutes is amended to read:

4 **24.63 (title) Term,; amount,;interest rate; collateral.**

5 **SECTION 37bj.** 24.63 (2r) of the statutes is created to read:

6 **24.63 (2r) FEDERATED PUBLIC LIBRARY SYSTEM LOANS.** (a) A state trust fund loan
7 to a federated public library system whose territory lies within 2 or more counties
8 may be made for any term, not exceeding 20 years, as is agreed upon between the
9 federated public library system and the board and, subject to par. (b), may be made
10 for a total amount which, together with all other indebtedness of the federated public
11 library system, does not exceed the federated public library system's allowable
12 indebtedness under s. 43.17 (9) (b).

13 (b) In addition to the outstanding loan amount limit specified in par. (a), a state
14 trust fund loan to a federated public library system may be made only for a total
15 amount which, for each county participating in the federated public library system,
16 in the proportion determined under s. 24.61 (8), together with all other indebtedness
17 of the county, does not exceed the county's allowable indebtedness under s. 67.03 (1).

18 **SECTION 37bk.** 24.63 (5) of the statutes is created to read:

19 **24.63 (5) COLLATERAL FOR LOANS TO COLLEGES AND UNIVERSITIES.** The board may
20 secure any loan to a private, nonprofit college or university with appropriate
21 collateral sufficient to guarantee repayment of the loan and payment of the accrued
22 interest and any collection costs incurred by the board.

23 **SECTION 37bL.** 24.66 (1) (intro.) of the statutes, as affected by 1995 Wisconsin
24 Act 27, is amended to read:

1 24.66 (1) (title) FOR ALL MUNICIPALITIES BORROWERS. (intro.) No trust fund loan
2 may be made unless an application is made to the board under this section. The
3 application shall state the amount of money required, the purpose to which it is to
4 be applied, the times and terms of repayment, whether the loan is sought for an
5 educational technology or distance education project under s. 24.61 (3) (d), and if so,
6 whether the educational technology board has approved a grant to pay a portion of
7 the interest on the loan under s. 16.992 (3) (b) ~~and in.~~ In the case of a cooperative
8 educational service agency, the application shall also state the names of the school
9 districts participating in the distance education project for which the loan is sought.
10 In the case of a federated public library system, the application shall also state the
11 names of the counties participating in the federated public library system. The
12 application shall be accompanied by satisfactory proof:

13 **SECTION 37bm.** 24.66 (1) (a) and (b) of the statutes are amended to read:

14 24.66 (1) (a) Of the valuation of all the taxable property ~~within the~~
15 ~~municipality~~, as equalized for state purposes of any municipality that is an applicant,
16 of each municipality that is a member of a consortium that is an applicant, of each
17 school district for which a cooperative educational service agency applies for a loan
18 or of each county for which a federated public library system applies for a loan;

19 (b) Of all existing indebtedness of the ~~municipality~~ borrower; and

20 **SECTION 37bn.** 24.66 (3m) of the statutes, as created by 1995 Wisconsin Act 27,
21 is amended to read:

22 24.66 (3m) FOR EDUCATIONAL TECHNOLOGY OR DISTANCE EDUCATION LOANS. An
23 application by a county, city, village ~~or~~, town or tribal government to undertake an
24 educational technology or distance education project, or by a consortium that
25 includes a county, city, village ~~or~~, town or tribal government under s. 24.61 (3) (d)

1 shall be accompanied by a resolution of the board of the federated or consolidated
2 public library system for that county or the county or municipal library board for that
3 county, city, village or, town or tribal government, or of the board of the federated or
4 consolidated public library system for each county participating in the consortium
5 or the county or municipal library board of each county, city, village or, town or tribal
6 government participating in the consortium, requesting the county, city, village or,
7 town or tribal government to apply for the loan for the purpose of conducting an
8 educational technology or distance education project.

9 **SECTION 37bng.** 24.66 (3u) of the statutes is created to read:

10 24.66 (3u) DISTANCE EDUCATION AND EDUCATIONAL TECHNOLOGY PROJECTS. (a) An
11 application for a loan by a county shall indicate whether the loan is sought on behalf
12 of a federated or consolidated public library system serving that county and if so,
13 whether the purpose of the loan is to finance a distance education or educational
14 technology project.

15 (b) An application for a loan by a county, city, village, town or tribal government
16 shall indicate whether the loan is sought on behalf of a county library board
17 established under s. 43.57 or a municipal library board established under s. 43.54
18 and if so, whether the purpose of the loan is to finance a distance education or
19 educational technology project.

20 **SECTION 37bp.** 24.66 (3v) of the statutes is created to read:

21 24.66 (3v) FOR FEDERATED PUBLIC LIBRARY SYSTEMS. An application for a loan by
22 a federated public library system shall be accompanied by a certified copy of a
23 resolution of the board of the federated public library system approving the loan and
24 shall contain satisfactory proof of the valuation of all taxable property within each
25 county participating in the federated public library system as equalized for state

1 purposes, of the existing indebtedness of the federated public library system and of
2 each such county and of approval of the application by each county in the same
3 manner as provided for a loan to that county for the same amount and terms under
4 sub. (3).

5 **SECTION 37bq.** 24.66 (3x) of the statutes is created to read:

6 **24.66 (3x)** FOR PRIVATE, NONPROFIT COLLEGES AND UNIVERSITIES. An application
7 for a loan by a private, nonprofit college or university shall be accompanied by a copy
8 of a resolution of the governing body of the college or university, certified by its
9 presiding officer, approving the application.

10 **SECTION 37br.** 24.66 (5) (a) of the statutes, as affected by 1995 Wisconsin Act
11 27, is amended to read:

12 **24.66 (5) (a) 1.** Every application for a loan under this section by a municipality
13 shall be accompanied by a certified copy under the hand of the proper clerk of a
14 recorded resolution adopted by the municipality applying for or approving the loan,
15 levying, except as provided in par. (b), upon all the taxable property of the
16 municipality a direct annual tax for the purpose of paying and sufficient to pay the
17 principal and interest on the proposed loan as they become due.

18 **2.** In a 1st class city school district, the application shall be accompanied by a
19 certified copy of a resolution, adopted by the board of school directors, stating that
20 it is the intention of the board of school directors to include in its budget transmitted
21 to the common council under s. 119.16 (8) (b) a written notice specifying the amount
22 of money necessary to pay the principal and interest on the loan as they become due.

23 **3.** Every application for a loan under this subsection by a cooperative
24 educational service agency shall be accompanied by a copy of a recorded resolution
25 adopted by the school board of each school district for which the loan is sought,

1 certified by the school district clerk of that school district, levying upon all taxable
2 property of the school district a direct annual tax for the purpose of paying and
3 sufficient to pay the school district's share of the principal and interest on the
4 proposed loan as they become due. ~~Every application for a loan under this subsection~~
5 ~~by a cooperative educational service agency shall be accompanied by a copy of a~~
6 ~~recorded resolution adopted by the school board of each school district for which the~~
7 ~~loan is sought, certified by the school district clerk of that school district, levying~~
8 ~~upon all taxable property of the school district a direct annual tax for the purpose of~~
9 ~~paying and sufficient to pay the school district's share of the principal and interest~~
10 ~~on the proposed loan as they become due.~~

11 5. The levy imposed by the a municipality shall be void if the board declines to
12 make the loan; otherwise it shall remain valid and irrepealable until the loan and
13 all interest on the loan are fully paid.

14 **SECTION 37bs.** 24.66 (5) (a) 4. of the statutes is created to read:

15 24.66 (5) (a) 4. Every application for a loan under this subsection by a federated
16 public library system shall be accompanied by a copy of a recorded resolution adopted
17 by the county board of supervisors of each county participating in the federated
18 public library system, certified by the county clerk of each of those counties, levying
19 upon all taxable property of the county a direct annual tax for the purpose of paying
20 and sufficient to pay the county's share of the principal and interest on the proposed
21 loan as they become due.

22 **SECTION 37bt.** 24.67 (1) (intro.) of the statutes, as affected by 1995 Wisconsin
23 Act 27, is amended to read:

24 24.67 (1) (intro.) If the board approves the application, it shall cause
25 certificates of indebtedness to be prepared in proper form and transmitted to the

1 municipality ~~or~~, cooperative educational service agency, federated public library
2 system, college or university submitting the application. The certificate of
3 indebtedness shall be executed and signed:

4 **SECTION 37bu.** 24.67 (1) (m) and (n) of the statutes are created to read:

5 24.67 (1) (m) For a federated public library system, by its president.

6 (n) For a private nonprofit college or university, by its chief officer.

7 **SECTION 37bv.** 24.67 (2) (h) and (i) of the statutes are created to read:

8 24.67 (2) (h) For a federated public library system, by the chairperson of the
9 county board of each county participating in the federated public library system.

10 (i) For a private, nonprofit college or university, by the presiding officer of the
11 governing body of the college or university.

12 **SECTION 37bw.** 24.67 (3) of the statutes, as affected by 1995 Wisconsin Act 27,
13 is amended to read:

14 24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that
15 fact to the department of administration. Upon receiving a certification from a
16 municipality, or upon direction of the board if a loan is made to a cooperative
17 educational service agency, a federated public library system or a private, nonprofit
18 college or university, the secretary of administration shall draw a warrant upon the
19 state treasurer for the amount of the loan, payable to the treasurer of the
20 municipality ~~or~~, cooperative educational service agency, federated public library
21 system making the loan or as the treasurer of the municipality ~~or~~, cooperative
22 educational service agency, federated public library system, college or university
23 directs. The certificate of indebtedness shall then be conclusive evidence of the
24 validity of the indebtedness and that all the requirements of law concerning the
25 application for the making and acceptance of the loan have been complied with.

1 **SECTION 37bx.** 24.70 (2) of the statutes, as affected by 1995 Wisconsin Act 27,
2 is amended to read:

3 **24.70 (2) CERTIFIED STATEMENT.** If a borrower other than a school district has
4 a state trust fund loan, the board shall transmit to the clerk of the jurisdiction, or the
5 person signing the application on behalf of the borrower in the case of a cooperative
6 educational service agency, federated public library system, college or university, a
7 certified statement of the amount due on or before October 1 of each year until the
8 loan is repaid. The board shall submit a copy of each certified statement to the state
9 treasurer. Effective on January 1 of the year following certification of withdrawal
10 or expulsion of a county or municipality from a federated public library system under
11 s. 43.18 (4), the board shall, in making its annual certifications of the amounts due
12 on a loan obtained by that system, distribute annual charges for interest and
13 principal on the loan in the proportion that the assessed valuation of the county or
14 municipality so withdrawn or expelled bears to the assessed valuation of the
15 federated public library system as constituted immediately before the withdrawal or
16 expulsion. A cooperative educational service agency shall transmit a copy of the
17 statement to the clerk of each school district on behalf of which the agency has
18 obtained a loan. A federated public library system shall transmit a copy of the
19 statement to the clerk of each county participating in the federated public library
20 system.

21 **SECTION 37by.** 24.70 (3) of the statutes, as affected by 1995 Wisconsin Act 27,
22 is amended to read:

23 **24.70 (3) AMOUNT ADDED TO MUNICIPAL LEVY.** Upon receipt of a certified
24 statement by a municipal clerk, the municipal clerk shall then cause the amount to
25 be added to the municipal levy and collected in the same manner as the municipal

1 tax except the amount for the state trust fund loan shall be separately designated.
2 Upon receipt of a certified statement by a school district clerk from a cooperative
3 educational service agency, the clerk shall cause the amount for which the district
4 is responsible under s. 24.61 (7) to be added to the school district levy and collected
5 in the same manner as the school district tax, except that the amount for the loan
6 shall be separately stated. Upon receipt of a certified statement by a county clerk
7 from a federated public library system, the clerk shall cause the amount for which
8 the county is liable under s. 24.61 (8) to be added to the county tax levy under s. 43.64
9 (1) and collected in the same manner as the county tax, except that the amount for
10 the loan shall be separately stated.

11 **SECTION 37bz.** 24.70 (4) of the statutes, as affected by 1995 Wisconsin Act 27,
12 is amended to read:

13 24.70 (4) PAYMENT TO STATE TREASURER. The treasurer of each municipality shall
14 transmit to the state treasurer on his or her order the full amount levied for state
15 trust fund loans within 15 days after March 15. Each cooperative educational service
16 agency, each federated public library system and each college or university shall
17 similarly transmit the annual amount owed on any state trust fund loan made to the
18 agency, library system, college or university by that date. The state treasurer shall
19 notify the board when he or she receives payment. Any payment not made by March
20 30 is delinquent and is subject to a penalty of one percent per month to be paid to the
21 state treasurer with the delinquent payment.

22 **SECTION 37c.** 24.70 (6) of the statutes, as affected by 1995 Wisconsin Act 27,
23 is renumbered 24.70 (6) (a).

24 **SECTION 37cb.** 24.70 (6) (b) of the statutes is created to read:

1 24.70 (6) (b) If any college or university fails to remit the amount due by the
2 date specified in sub. (4), the board may take such action to liquidate any collateral
3 provided by the college or university under s. 24.63 (5) in an amount sufficient to
4 make the payment, together with accrued interest and any collection costs incurred
5 by the board.”.

6 **4.** Page 21, line 22: after that line insert:

7 “**SECTION 39i.** 39.145 (1) of the statutes is amended to read:

8 39.145 (1) (a) A school board, ~~the~~ board of control of a cooperative educational
9 service agency, a technical college district board ~~or an~~, institution or center within
10 the university of Wisconsin system, federated public library system operating under
11 s. 43.19, consolidated public library system operating under s. 43.21 or private,
12 nonprofit college or university may individually or in any combination request the
13 educational communications board to assist in funding the development of a distance
14 education project using fiber optics or other appropriate technologies.

15 (b) The request shall describe how the services provided by the distance
16 education project will be used in cooperation with other educational institutions or
17 library systems located within the coverage area of the system’s facilities project.

18 **SECTION 39ib.** 39.145 (2) (a) 1. of the statutes is amended to read:

19 39.145 (2) (a) 1. Promote cooperation with other educational institutions or
20 library systems.

21 **SECTION 39ic.** 39.145 (3) (c) 3. of the statutes is amended to read:

22 39.145 (3) (c) 3. There is a ~~local~~ commitment by the applicant to maintain the
23 project beyond the funded period.”.

24 **5.** Page 23, line 22: after that line insert:

