



## 1995 ASSEMBLY BILL 29

January 19, 1995 - Introduced by Representatives LADWIG, HANDRICK, NASS, WALKER, DOBYNS, OWENS, FREESE, SERATTI, DUFF, PORTER, MUSSEY, UNDERHEIM, SILBAUGH, WOOD and PLACHE, cosponsored by Senators PETAK, DRZEWIECKI, DARLING and BUETTNER. Referred to Committee on Welfare Reform.

1 **AN ACT to amend** 49.037 (3), 49.19 (1) (b), 137.01 (1) (a) and 137.01 (1) (d); and  
2 **to create** 49.02 (2) of the statutes; **relating to:** notarization of applications for  
3 general relief and for aid to families with dependent children.

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### *Analysis by the Legislative Reference Bureau*

This bill requires that applications for general relief and for aid to families with dependent children (AFDC) programs be sworn and notarized and that county intake workers for these programs be notaries public.

The bill waives the requirement that a person applying to be a notary public pay a \$15 fee and post a \$500 bond, if the applicant is a county AFDC or general relief intake worker.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

4 **SECTION 1.** 49.02 (2) of the statutes is created to read:

5 49.02 (2) Each employe of a general relief agency who accepts applications shall  
6 be a notary public under s. 137.01. Neither a general relief agency nor its employes  
7 may charge a fee for notarizing an application.

8 **SECTION 2.** 49.037 (3) of the statutes is amended to read:

9 49.037 (3) An application shall be in writing and shall be sworn and notarized.

10 A general relief agency shall make an application form available to an individual

1 upon request. The general relief agency shall notify an applicant in writing of the  
2 disposition of the application within 15 working days after receipt of the application.

3 **SECTION 3.** 49.19 (1) (b) of the statutes is amended to read:

4 49.19 (1) (b) Any individual may apply for aid to families with dependent  
5 children and shall have opportunity to do so. Application for aid shall be made on  
6 forms prescribed by the department and shall be sworn and notarized. Each employe  
7 of a county department under s. 46.215, 46.22 or 46.23 who accepts applications shall  
8 be a notary public under s. 137.01. Neither a county department nor its employes  
9 may charge a fee for notarizing an application. Any person having knowledge that  
10 any child is dependent upon the public for proper support or that the interest of the  
11 public requires that such child be granted aid may bring the facts to the notice of an  
12 agency administering such aid in the county in which the child resides.

13 **SECTION 4.** 137.01 (1) (a) of the statutes is amended to read:

14 137.01 (1) (a) The governor shall appoint notaries public who shall be  
15 Wisconsin residents and at least 18 years of age. Applicants An applicant who are  
16 is not attorneys an attorney shall file an application with the secretary of state and,  
17 unless the applicant is required to be a notary public under s. 49.02 (2) or 49.19 (1)  
18 (b), shall pay a \$15 fee.

19 **SECTION 5.** 137.01 (1) (d) of the statutes is amended to read:

20 137.01 (1) (d) Qualified applicants shall be notified by the secretary of state to  
21 take and file the official oath and, unless the applicant is required to be a notary  
22 public under s. 49.02 (2) or 49.19 (1) (b), shall execute and file an official bond in the  
23 sum of \$500, with surety to be approved by the clerk of the circuit court for his or her  
24 county, or, if executed by a surety company, approved by the secretary of state.

25 **SECTION 6. Initial applicability.**

1           (1) This act first applies to applications for general relief or aid to families with  
2 dependent children filed on the effective date of this subsection.

3           **SECTION 7. Effective date.**

4           (1) This act takes effect on the first day of the 6th month beginning after  
5 publication.

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(END)