

2007 DRAFTING REQUEST

Bill

Received: **02/01/2007**

Received By: **rchampag**

Wanted: **As time permits**

Identical to LRB:

For: **Marlin Schneider (608) 266-0215**

By/Representing: **Mike**

This file may be shown to any legislator: **NO**

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Schneider@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

State employee use of certain personal information of individuals

Instructions:

See Attached.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	rchampag 02/16/2007	csicilia 02/19/2007	pgreensl 02/19/2007	_____	sbasford 02/19/2007	cduerst 02/20/2007	

FE Sent For: /1 @ intro.
3-16-2007

<END>

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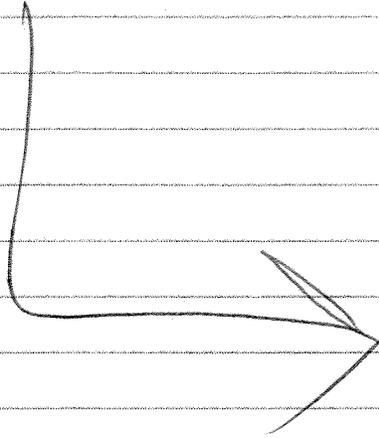
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P8
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FE Sent For:

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Schneider

- per Mike



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LD-Note
State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1784/1

RAC:.....

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2007 BILL

SAV

gen. cat.

1 AN ACT ...; relating to: removing certain written or electronic documents from
2 state government offices.

Analysis by the Legislative Reference Bureau

This bill provides that no state employee may remove from a state government office a written or electronic document containing the social security number of any person, unless the employee's duties require that the employee have the document in his or her possession outside of the office. If an employee's duties require that the employee have the document in his or her possession outside of the office, the employee may only remove the document from the office to carry out that duty. The employee must return the document to the office as soon as practicable upon completion of the duty.

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

3 SECTION 1. 230.38 of the statutes is created to read:
4 **230.38 Removing documents containing social security numbers from**
5 **state government offices.** No employee may remove from a state government
6 office a written or electronic document containing the social security number of any

BILL

1 person, unless the employee's duties require that the employee have the document
2 in his or her possession outside of the office. If an employee's duties require that the
3 employee have the document in his or her possession outside of the office, the
4 employee may only remove the document from the office to carry out that duty. The
5 employee shall return the document to the office as soon as practicable upon
6 completion of the duty.

7 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1784/1dn

RAC:1:.....

js

Representative Schneider:

The difficulty in simply prohibiting an employee from taking from a state government office any written or electronic document containing the social security number of any person is that there may be legitimate, work-related reasons for the employee to do so. For example, assistant attorneys general may need to take files to court for hearings or administrative law judges may need to have files with them at hearings outside of Dane County. In these instances, the employees may need this personal information with them to carry out their job duties. Please review how I tried to balance your policy goal of keeping this personal information in the office at all times with the likelihood that employees may sometimes need this information in their possession to carry out their job duties. If this does not accomplish your intent, please let me know and I will redraft.

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1784/1dn
RAC:cjs:pg

February 19, 2007

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Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.wisconsin.gov

Duerst, Christina

From: Schneider, Marlin
Sent: Tuesday, February 20, 2007 10:18 AM
To: LRB.Legal
Subject: Draft Review: LRB 07-1784/1 Topic: State employee use of certain personal information of individuals

Please Jacket LRB 07-1784/1 for the ASSEMBLY.