

1 **SECTION 238.** 103.92 (1) (b) 3. of the statutes is amended to read:

2 103.92 (1) (b) 3. The department of workforce development may not disclose any
3 information received under subd. 1. to any person except to the department of revenue for the
4 sole purpose of requesting certifications under s. 73.0301 or the department of children and
5 families for purposes of administering s. ~~49.22~~ 49.811.

6 **SECTION 239.** 104.07 (4) (c) of the statutes is amended to read:

7 104.07 (4) (c) The department of workforce development may not disclose any
8 information received under par. (a) to any person except to the department of revenue for the
9 sole purpose of requesting certifications under s. 73.0301 or the department of children and
10 families for purposes of administering s. ~~49.22~~ 49.811.

11 **SECTION 240.** 105.06 (1m) (c) of the statutes is amended to read:

12 105.06 (1m) (c) The department of workforce development may not disclose any
13 information received under par. (a) to any person except to the department of revenue for the
14 sole purpose of requesting certifications under s. 73.0301 or the department of children and
15 families for purposes of administering s. ~~49.22~~ 49.811.

16 **SECTION 241.** 106.54 (9) of the statutes is amended to read:

17 106.54 (9) The division shall receive complaints under s. 49.197 (6) (d) or ~~49.845~~
18 49.019 (4) (d) and shall process the complaints in the same manner that employment
19 discrimination complaints are processed under s. 111.39.

20 **SECTION 242.** 111.322 (2m) (bm) of the statutes is amended to read:

21 111.322 (2m) (bm) The individual files a complaint or attempts to enforce a right under
22 s. 49.197 (6) (d) or ~~49.845~~ 49.019 (4) (d) or testifies or assists in any action or proceeding under
23 s. 49.197 (6) (d) or ~~49.845~~ 49.019 (4) (d).

24 **SECTION 243.** 111.70 (3m) and (3p) of the statutes are amended to read:

1 111.70 **(3m)** MILWAUKEE COUNTY ENROLLMENT SERVICES UNIT. A collective bargaining
2 agreement that covers municipal employees performing services for the Milwaukee County
3 enrollment services unit under s. ~~49.825~~ 49.009 shall contain a provision that permits the terms
4 of the agreement to be modified with respect to hours and conditions of employment by a
5 memorandum of understanding under s. ~~49.825~~ 49.009 (3) (b) 4.

6 **(3p)** CHILD CARE PROVIDER SERVICES UNIT. A collective bargaining agreement that covers
7 municipal employees performing services for the child care provider services unit under s.
8 ~~49.826~~ 49.011 shall contain a provision that permits the terms of the agreement to be modified
9 with respect to hours and conditions of employment by a memorandum of understanding
10 under s. ~~49.826~~ 49.011 (3) (b) 4.

11 **SECTION 244.** 118.15 (5) (b) 1. of the statutes is amended to read:

12 118.15 (5) (b) 1. Paragraph (a) does not apply to a person who has under his or her
13 control a child who has been sanctioned under s. ~~49.26~~ 49.198 (1) (h).

14 **SECTION 245.** 118.19 (1r) (a) and (10) (g) of the statutes are amended to read:

15 118.19 (1r) (a) As provided in the memorandum of understanding under s. 49.857, the
16 department of public instruction may not issue or renew a license or permit or revalidate a
17 license that has no expiration date unless the applicant provides the department of public
18 instruction with his or her social security number. The department of public instruction may
19 not disclose the social security number except to the department of children and families for
20 the sole purpose of administering s. ~~49.22~~ 49.811.

21 (10) (g) At the request under s. ~~49.22~~ 49.811 (2m) of the department of children and
22 families or a county child support agency under s. 59.53 (5), the state superintendent shall
23 release the name and address of the applicant or licensee, the name and address of the
24 applicant's or licensee's employer and financial information, if any, related to the applicant

1 or licensee obtained under this subsection to the department of children and families or the
2 county child support agency.

3 **SECTION 246.** 119.82 (1m) (c) of the statutes is amended to read:

4 119.82 (1m) (c) Has been or is being sanctioned under s. ~~49.26~~ 49.198 (1) (h).

5 **SECTION 247.** 134.43 (3m) of the statutes is amended to read:

6 134.43 (3m) Subsections (2) (b), (2m) and (3) do not apply to information regarding
7 the name, address or employer of or financial information related to a subscriber or member
8 of a subscriber's household that is requested under s. ~~49.22~~ 49.811 (2m) by the department of
9 children and families or a county child support agency under s. 59.53 (5).

10 **SECTION 248.** 169.34 (2) of the statutes is amended to read:

11 169.34 (2) DISCLOSURE OF SOCIAL SECURITY NUMBERS. The department of natural
12 resources may not disclose any social security numbers received under sub. (1) to any person
13 except to the department of children and families for the sole purpose of administering s. ~~49.22~~
14 49.811.

15 **SECTION 249.** 218.0114 (20) (c) and (21e) (a) of the statutes are amended to read:

16 218.0114 (20) (c) An applicant or licensee furnishing information under par. (a) may
17 designate the information as a trade secret, as defined in s. 134.90 (1) (c), or as confidential
18 business information. The licensor shall notify the applicant or licensee providing the
19 information 15 days before any information designated as a trade secret or as confidential
20 business information is disclosed to the legislature, a state agency, as defined in s. 13.62 (2),
21 a local governmental unit, as defined in s. 605.01 (1), or any other person. The applicant or
22 licensee furnishing the information may seek a court order limiting or prohibiting the
23 disclosure, in which case the court shall weigh the need for confidentiality of the information
24 against the public interest in the disclosure. A designation under this paragraph does not

1 prohibit the disclosure of a person's name or address, of the name or address of a person's
2 employer or of financial information that relates to a person when requested under s. ~~49.22~~
3 49.811 (2m) by the department of children and families or a county child support agency under
4 s. 59.53 (5).

5 (21e) (a) In addition to any other information required under this section and except as
6 provided in par. (c), an application by an individual for the issuance or renewal of a license
7 described in sub. (14) shall include the individual's social security number and an application
8 by a person who is not an individual for the issuance or renewal of a license described in sub.
9 (14) (a), (b), (c) or (e) shall include the person's federal employer identification number. The
10 licensor may not disclose any information received under this paragraph to any person except
11 the department of children and families for purposes of administering s. ~~49.22~~ 49.811 or the
12 department of revenue for the sole purpose of requesting certifications under s. 73.0301.

13 **SECTION 250.** 218.12 (2) (am) 2. of the statutes is amended to read:

14 218.12 (2) (am) 2. The department of commerce may not disclose a social security
15 number obtained under par. (a) to any person except to the department of children and families
16 for the sole purpose of administering s. ~~49.22~~ 49.811 or to the department of revenue for the
17 sole purpose of requesting certifications under s. 73.0301.

18 **SECTION 251.** 218.21 (2m) (b) of the statutes is amended to read:

19 218.21 (2m) (b) The department of transportation may not disclose any information
20 received under sub. (2) (ag) or (am) to any person except to the department of children and
21 families for purposes of administering s. ~~49.22~~ 49.811 or the department of revenue for the
22 sole purpose of requesting certifications under s. 73.0301.

23 **SECTION 252.** 218.31 (1m) (b) of the statutes is amended to read:

1 218.31 (1m) (b) The department of transportation may not disclose any information
2 received under sub. (1) (ag) or (am) to any person except to the department of children and
3 families for purposes of administering s. ~~49.22~~ 49.811 or the department of revenue for the
4 sole purpose of requesting certifications under s. 73.0301.

5 **SECTION 253.** 218.41 (2) (am) 2. of the statutes is amended to read:

6 218.41 (2) (am) 2. The department of transportation may not disclose any information
7 received under subd. 1. a. or b. to any person except to the department of children and families
8 for the sole purpose of administering s. ~~49.22~~ 49.811 or the department of revenue for the sole
9 purpose of requesting certifications under s. 73.0301.

10 **SECTION 254.** 218.51 (3) (am) 2. of the statutes is amended to read:

11 218.51 (3) (am) 2. The department of transportation may not disclose any information
12 received under subd. 1. a. or b. to any person except to the department of children and families
13 for the sole purpose of administering s. ~~49.22~~ 49.811 or the department of revenue for the sole
14 purpose of requesting certifications under s. 73.0301.

15 **SECTION 255.** 230.13 (3) (a) of the statutes is amended to read:

16 230.13 (3) (a) The director and the administrator shall provide to the department of
17 children and families or a county child support agency under s. 59.53 (5) information
18 requested under s. ~~49.22~~ 49.811 (2m) that would otherwise be closed to the public under this
19 section. Information provided under this paragraph may only include an individual's name
20 and address, an individual's employer and financial information related to an individual.

21 **SECTION 256.** 230.44 (1) (h) and (i) of the statutes are amended to read:

22 230.44 (1) (h) *Decisions affecting Milwaukee County employees by the department of*
23 *health services.* A decision of the department of health services relating to a Milwaukee
24 County employee under s. ~~49.825~~ 49.009 (3) (b).

1 (i) *Decisions affecting certain county employees by the department of children and*
2 *families.* A decision of the department of children and families relating to a county employee
3 under s. ~~49.826~~ 49.011 (3) (b).

4 **SECTION 257.** 252.06 (10) (b) 4. of the statutes is amended to read:

5 252.06 (10) (b) 4. The expense of care provided under par. (a) to any dependent person,
6 as defined in s. ~~49.01~~ 49.801 (2).

7 **SECTION 258.** 291.15 (2) (d) of the statutes is amended to read:

8 291.15 (2) (d) *Use of confidential records.* Except as provided under par. (c) and this
9 paragraph the department or the department of justice may use records and other information
10 granted confidential status under this subsection only in the administration and enforcement
11 of this chapter. The department or the department of justice may release for general
12 distribution records and other information granted confidential status under this subsection if
13 the owner or operator expressly agrees to the release. The department or the department of
14 justice may release on a limited basis records and other information granted confidential status
15 under this subsection if the department or the department of justice is directed to take this
16 action by a judge or hearing examiner under an order which protects the confidentiality of the
17 records or other information. The department or the department of justice may release to the
18 U.S. environmental protection agency or its authorized representative records and other
19 information granted confidential status under this subsection if the department or the
20 department of justice includes in each release of records or other information a request to the
21 U.S. environmental protection agency or its authorized representative to protect the
22 confidentiality of the records or other information. The department or the department of
23 justice shall provide to the department of children and families or a county child support
24 agency under s. 59.53 (5) the name and address of an individual, the name and address of the

1 individual's employer and financial information related to the individual that is contained in
2 records or other information granted confidential status under this subsection if requested
3 under s. ~~49.22~~ 49.811 (2m) by the department of children and families or a county child
4 support agency under s. 59.53 (5).

5 **SECTION 259.** 301.12 (14) (b) and (g) of the statutes are amended to read:

6 301.12 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability of a
7 parent specified in sub. (2) or s. 301.03 (18) for the care and maintenance of the parent's minor
8 child who has been placed by a court order under s. 938.183, 938.355, or 938.357 in a
9 residential, nonmedical facility such as a group home, foster home, treatment foster home,
10 residential care center for children and youth, or juvenile correctional institution shall be
11 determined by the court by using the percentage standard established by the department of
12 children and families under s. ~~49.22~~ 49.811 (9) and by applying the percentage standard in the
13 manner established by the department under par. (g).

14 (g) For purposes of determining child support under par. (b), the department shall
15 promulgate rules related to the application of the standard established by the department of
16 children and families under s. ~~49.22~~ 49.811 (9) to a child support obligation for the care and
17 maintenance of a child who is placed by a court order under s. 938.183, 938.355 or 938.357
18 in a residential, nonmedical facility. The rules shall take into account the needs of any person,
19 including dependent children other than the child, whom either parent is legally obligated to
20 support.

21 **SECTION 260.** 301.45 (7) (a) of the statutes is amended to read:

22 301.45 (7) (a) The department shall maintain information provided under sub. (2). The
23 department shall keep the information confidential except as provided in ss. 301.03 (14) and
24 301.46, except as needed for law enforcement purposes and except to provide, in response to

1 a request for information under s. ~~49.22~~ 49.811 (2m) made by the department of children and
2 families or a county child support agency under s. 59.53 (5), the name and address of an
3 individual registered under this section, the name and address of the individual's employer and
4 financial information related to the individual.

5 **SECTION 261.** 302.372 (2) (b) of the statutes is amended to read:

6 302.372 (2) (b) Before seeking any reimbursement under this section, the county shall
7 provide a form to be used for determining the financial status of prisoners. The form shall
8 provide for obtaining the social security number of the prisoner, the age and marital status of
9 a prisoner, the number and ages of children of a prisoner, the number and ages of other
10 dependents of a prisoner, the income of a prisoner, type and value of real estate owned by a
11 prisoner, type and value of personal property owned by a prisoner, the prisoner's cash and
12 financial institution accounts, type and value of the prisoner's investments, pensions and
13 annuities and any other personalty of significant cash value owned by a prisoner. The county
14 shall use the form whenever investigating the financial status of prisoners. The information
15 on a completed form is confidential and not open to public inspection or copying under s. 19.35
16 (1), except that the county shall provide the name and address of an individual, the name and
17 address of the individual's employer and financial information related to the individual from
18 a form completed under this paragraph in response to a request for information under s. ~~49.22~~
19 49.811 (2m) made by the department of children and families or a county child support agency
20 under s. 59.53 (5).

21 **SECTION 262.** 341.51 (4g) (b) of the statutes is amended to read:

22 341.51 (4g) (b) The department of transportation may not disclose any information
23 obtained under sub. (4) (am) or (ar) to any person except to the department of children and

1 families for the sole purpose of administering s. ~~49.22~~ 49.811 or the department of revenue
2 for the sole purpose of requesting certifications under s. 73.0301.

3 **SECTION 263.** 342.06 (1) (eg) of the statutes is amended to read:

4 342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual, the
5 social security number of the applicant. The department of transportation may not disclose
6 a social security number obtained under this paragraph to any person except to the department
7 of children and families for the sole purpose of administering s. ~~49.22~~ 49.811 and to the
8 department of revenue for the purposes of administering state taxes and collecting debt.

9 **SECTION 264.** 343.14 (2j) of the statutes is amended to read:

10 343.14 (2j) Except as otherwise required to administer and enforce this chapter, the
11 department of transportation may not disclose a social security number obtained from an
12 applicant for a license under sub. (2) (bm) to any person except to the department of children
13 and families for the sole purpose of administering s. ~~49.22~~ 49.811, to the department of
14 revenue for the purposes of administering state taxes and collecting debt, or to the driver
15 licensing agency of another jurisdiction.

16 **SECTION 265.** 343.305 (6) (e) 3. b. of the statutes is amended to read:

17 343.305 (6) (e) 3. b. The licensor may not disclose any information received under subd.
18 2. a. or b. except to the department of children and families for purposes of administering s.
19 ~~49.22~~ 49.811 or the department of revenue for the sole purpose of requesting certifications
20 under s. 73.0301.

21 **SECTION 266.** 343.50 (8) (b) of the statutes is amended to read:

22 343.50 (8) (b) The department may not disclose any record or other information
23 concerning or relating to an applicant or identification card holder to any person other than
24 a court, district attorney, county corporation counsel, city, village, or town attorney, law

1 enforcement agency, driver licensing agency of another jurisdiction, a procurement
2 organization as provided in sub. (4m) (a), the applicant or identification card holder or, if the
3 applicant or identification card holder is under 18 years of age, his or her parent or guardian.
4 Except for photographs for which disclosure is authorized under s. 343.237, persons entitled
5 to receive any record or other information under this paragraph shall not disclose the record
6 or other information to other persons or agencies. This paragraph does not prohibit the
7 disclosure of a person's name or address, of the name or address of a person's employer or of
8 financial information that relates to a person when requested under s. ~~49.22~~ 49.811 (2m) by
9 the department of children and families or a county child support agency under s. 59.53 (5).

10 **SECTION 267.** 343.61 (2) (b) of the statutes is amended to read:

11 343.61 (2) (b) The department of transportation may not disclose any information
12 received under par. (a) 1. or 2. to any person except to the department of children and families
13 for purposes of administering s. ~~49.22~~ 49.811 or the department of revenue for the sole purpose
14 of requesting certifications under s. 73.0301.

15 **SECTION 268.** 343.62 (2) (b) of the statutes is amended to read:

16 343.62 (2) (b) The department of transportation may not disclose a social security
17 number obtained under par. (a) to any person except to the department of children and families
18 for the sole purpose of administering s. ~~49.22~~ 49.811 or the department of revenue for the sole
19 purpose of requesting certifications under s. 73.0301.

20 **SECTION 269.** 349.19 of the statutes is amended to read:

21 **349.19 Authority to require accident reports.** Any city, village, town or county may
22 by ordinance require the operator of a vehicle involved in an accident to file with a designated
23 municipal department or officer a report of such accident or a copy of any report required to
24 be filed with the department. All such reports are for the confidential use of such department

1 or officer and are otherwise subject to s. 346.73, except that this section does not prohibit the
2 disclosure of a person's name or address, of the name or address of a person's employer or of
3 financial information that relates to a person when requested under s. ~~49.22~~ 49.811 (2m) to
4 the department of children and families or a county child support agency under s. 59.53 (5).

5 **SECTION 270.** 440.03 (11m) (c) of the statutes is amended to read:

6 440.03 **(11m)** (c) The department of regulation and licensing may not disclose a social
7 security number obtained under par. (a) to any person except the coordinated licensure
8 information system under s. 441.50 (7); the department of children and families for purposes
9 of administering s. ~~49.22~~ 49.811; and, for a social security number obtained under par. (a) 1.,
10 the department of revenue for the purpose of requesting certifications under s. 73.0301 and
11 administering state taxes.

12 **SECTION 271.** 440.43 (5) of the statutes is amended to read:

13 440.43 **(5)** DEPARTMENT DISCLOSURE. The department shall not disclose information
14 under sub. (4) (c) 1. except to the extent necessary for investigative or law enforcement
15 purposes and except that the department may, if requested under s. ~~49.22~~ 49.811 (2m), disclose
16 information regarding the name, address or employer of or financial information related to an
17 individual to the department of children and families or a county child support agency under
18 s. 59.53 (5).

19 **SECTION 272.** 440.44 (10) of the statutes is amended to read:

20 440.44 **(10)** NONDISCLOSURE. The department may not disclose information under sub.
21 (9) (a) 1. to any person except to the extent necessary for investigative or law enforcement
22 purposes and except that the department may, if requested under s. ~~49.22~~ 49.811 (2m), disclose
23 information regarding the name, address or employer of or financial information related to an

1 individual to the department of children and families or a county child support agency under
2 s. 59.53 (5).

3 **SECTION 273.** 440.92 (6) (d) of the statutes is amended to read:

4 440.92 (6) (d) All records described under pars. (b) 2. and (c) and maintained by the
5 board are confidential and are not available for inspection or copying under s. 19.35 (1). This
6 paragraph does not apply to any information regarding the name, address or employer of or
7 financial information related to an individual that is requested under s. ~~49.22~~ 49.811 (2m) by
8 the department of children and families or a county child support agency under s. 59.53 (5).

9 **SECTION 274.** 461.02 (9) (bm) 3. of the statutes is amended to read:

10 461.02 (9) (bm) 3. The requester is the department of children and families or a county
11 child support agency under s. 59.53 (5), the request is made under s. ~~49.22~~ 49.811 (2m), and
12 the request is limited to the name, home address, and business address of the applicant,
13 registrant, or controlling person who is the subject of the request and any financial information
14 about the applicant, registrant, or controlling person contained in the record.

15 **SECTION 275.** 560.70 (4m) of the statutes is amended to read:

16 560.70 (4m) "Member of a targeted group" means a person who resides in an area
17 designated by the federal government as an economic revitalization area, a person who is
18 employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and
19 (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as
20 defined in s. 49.141 (1) (n), or in a real work, real pay project position under s. 49.147 (3m),
21 a person who is eligible for child care assistance under s. ~~49.155~~ 49.199, a person who is a
22 vocational rehabilitation referral, an economically disadvantaged youth, an economically
23 disadvantaged veteran, a supplemental security income recipient, a general assistance
24 recipient, an economically disadvantaged ex-convict, a dislocated worker, as defined in 29

1 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under
2 26 USC 51 (d) (13) (A) by a designated local agency, as defined in 26 USC 51 (d) (12).

3 **SECTION 276.** 562.05 (8m) (a) of the statutes is amended to read:

4 562.05 (8m) (a) If the applicant for any license is an individual, the department shall
5 disclose his or her social security number to the department of children and families for the
6 purpose of administering s. ~~49.22~~ 49.811 and to the department of revenue for the purpose of
7 requesting certifications under s. 73.0301.

8 **SECTION 277.** 563.28 (2) of the statutes is amended to read:

9 563.28 (2) The department shall disclose the social security number of any applicant
10 for a supplier's license to the department of children and families for the purpose of
11 administering s. ~~49.22~~ 49.811.

12 **SECTION 278.** 628.095 (4) (a) of the statutes is amended to read:

13 628.095 (4) (a) The commissioner shall disclose a social security number obtained
14 under sub. (1) or (3) to the department of children and families in the administration of s. ~~49.22~~
15 49.811, as provided in a memorandum of understanding entered into under s. 49.857.

16 **SECTION 279.** 632.69 (2) (c) of the statutes is amended to read:

17 632.69 (2) (c) The commissioner may not issue a license under this subsection unless
18 the applicant provides his or her social security number or its federal employer identification
19 number or, if the applicant does not have a social security number, a statement made or
20 subscribed under oath or affirmation that the applicant does not have a social security number.
21 An applicant who is providing a statement that he or she does not have a social security
22 number, shall provide that statement along with the application for a license on a form
23 prescribed by the department of children and families. A licensee shall provide to the
24 commissioner the licensee's social security number, statement the licensee does not have the

1 social security number, or federal employment identification number of the licensee at the
2 time that the annual license renewal fee is paid, if not previously provided. The commissioner
3 shall disclose a social security number obtained from an applicant or licensee to the
4 department of children and families in the administration of s. ~~49.22~~ 49.811, as provided in
5 a memorandum of understanding entered into under s. 49.857. The commissioner may
6 disclose the social security number or federal employment identification number of an
7 applicant or licensee to the department of revenue for the purpose of requesting certifications
8 under s. 73.0301.

9 **SECTION 280.** 633.14 (2c) (a) of the statutes is amended to read:

10 633.14 (2c) (a) The commissioner shall disclose a social security number obtained
11 under sub. (1) (d) to the department of children and families in the administration of s. ~~49.22~~
12 49.811, as provided in a memorandum of understanding entered into under s. 49.857.

13 **SECTION 281.** 751.15 (2) of the statutes is amended to read:

14 751.15 (2) The supreme court is requested to promulgate rules that require each person
15 who has a social security number, as a condition of membership in the state bar, to provide the
16 board of bar examiners with his or her social security number, that require each person who
17 does not have a social security number, as a condition of membership in the state bar, to
18 provide the board of bar examiners with a statement made or subscribed under oath or
19 affirmation on a form prescribed by the department of children and families that the person
20 does not have a social security number, and that prohibit the disclosure of that number to any
21 person except the department of children and families for the purpose of administering s. ~~49.22~~
22 49.811.

23 **SECTION 282.** 767.127 (4) of the statutes is amended to read:

1 767.127 (4) FAILURE TO TIMELY FILE. If either party fails timely to file a complete
2 disclosure statement as required by this section, the court may accept as accurate any
3 information provided in the statement of the other party or obtained under s. ~~49.22~~ 49.811 (2m)
4 by the department or the county child support agency under s. 59.53 (5).

5 **SECTION 283.** 767.205 (2) (a) 1. and 2. and (b) 1. and 2. of the statutes are amended to
6 read:

7 767.205 (2) (a) 1. An action to establish paternity whenever there is a completed
8 application for legal services filed with the child support program under s. ~~49.22~~ 49.811 or
9 whenever s. 767.80 (6m) or (6r) applies.

10 2. An action to establish or enforce a child support or maintenance obligation whenever
11 there is a completed application for legal services filed with the child support program under
12 s. ~~49.22~~ 49.811.

13 (b) 1. Except as provided in subd. 2., in any action affecting the family under a child
14 support enforcement program, an attorney acting under s. ~~49.22~~ 49.811 or 59.53 (5), including
15 any district attorney or corporation counsel, represents only the state. Child support services
16 provided by an attorney as specified in par. (a) do not create an attorney-client relationship
17 with any other party.

18 2. Subdivision 1. does not apply to an attorney who is employed by the department
19 under s. ~~49.22~~ 49.811 or a county under s. 59.53 (5) or (6) (a) to act as the guardian ad litem
20 of the minor child for the purpose of establishing paternity.

21 **SECTION 284.** 767.215 (1) (b) and (2m) (a) 2. of the statutes are amended to read:

22 767.215 (1) (b) The clerk of court shall provide without charge, to each person filing
23 a petition requesting child support, a document setting forth the percentage standard

1 established by the department under s. ~~49.22~~ 49.811 (9) and listing the factors that a court may
2 consider under s. 767.511 (1m).

3 **(2m)** (a) 2. Shall be accompanied by a document, provided without charge by the clerk
4 of court, setting forth the percentage standard established by the department under s. ~~49.22~~
5 49.811 (9) and listing the factors that a court may consider under s. 767.511 (1m).

6 **SECTION 285.** 767.225 (1n) (b) 1. of the statutes is amended to read:

7 767.225 **(1n)** (b) 1. If the court makes a temporary child support order that deviates from
8 the amount of support that would be required by using the percentage standard established by
9 the department under s. ~~49.22~~ 49.811 (9), the court shall comply with the requirements of s.
10 767.511 (1n).

11 **SECTION 286.** 767.241 (1) (b) of the statutes is amended to read:

12 767.241 **(1)** (b) If one party receives services under s. ~~49.22~~ 49.811 or services provided
13 by the state or county as a result of an assignment of income under s. 49.19, order the other
14 party to pay any fee chargeable under s. ~~49.22~~ 49.811 (6) or the cost of services rendered by
15 the state or county under s. 49.19.

16 **SECTION 287.** 767.407 (1) (c) 1. of the statutes is amended to read:

17 767.407 **(1)** (c) 1. Aid is provided under s. 48.57 (3m) or (3n), 48.645, 49.19, or 49.45
18 on behalf of the child, or benefits are provided to the child's custodial parent under ss. 49.141
19 to 49.161, but the state and its delegate under s. ~~49.22~~ 49.811 (7) are barred by a statute of
20 limitations from commencing an action under s. 767.80 on behalf of the child.

21 **SECTION 288.** 767.407 (1) (c) 2. of the statutes is amended to read:

22 767.407 **(1)** (c) 2. An application for legal services has been filed with the child support
23 program under s. ~~49.22~~ 49.811 on behalf of the child, but the state and its delegate under s.

1 ~~49.22~~ 49.811 (7) are barred by a statute of limitations from commencing an action under s.
2 767.80 on behalf of the child.

3 **SECTION 289.** 767.511 (1g) and (1j) of the statutes are amended to read:

4 **767.511 (1g) CONSIDERATION OF FINANCIAL INFORMATION.** In determining child support
5 payments, the court may consider all relevant financial information or other information
6 relevant to the parent's earning capacity, including information reported under s. ~~49.22~~ 49.811
7 (2m) to the department or the county child support agency under s. 59.53 (5).

8 **(1j) PERCENTAGE STANDARD GENERALLY REQUIRED.** Except as provided in sub. (1m), the
9 court shall determine child support payments by using the percentage standard established by
10 the department under s. ~~49.22~~ 49.811 (9).

11 **SECTION 290.** 767.521 (intro.) of the statutes is amended to read:

12 **767.521 Action by state for child support.** (intro.) The state or its delegate under s.
13 ~~49.22~~ 49.811 (7) shall bring an action for support of a minor child under s. 767.001 (1) (f) or
14 for paternity determination and child support under s. 767.80 if the child's right to support is
15 assigned to the state under s. 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.145 (2) (s), 49.19
16 (4) (h) 1. b., or 49.775 (2) (bm) and all of the following apply:

17 **SECTION 291.** 767.55 (2) (am) (intro.) and 1m. and (c) of the statutes are amended to
18 read:

19 **767.55 (2) (am) (intro.)** In an action for modification of a child support order under s.
20 767.59, an action in which an order for child support is required under s. 767.511 (1), 767.805
21 (4), or 767.89 (3), or a contempt of court proceeding to enforce a child support or family
22 support order in a county that contracts under s. ~~49.36~~ 49.165 (2), the court may order a parent
23 who is not a custodial parent to register for a work experience and job training program under
24 s. ~~49.36~~ 49.165 if all of the following conditions are met:

1 1m. If the parent resides in a county other than the county in which the court action or
2 proceeding takes place, the parent resides in a county with a work experience and job training
3 program under s. ~~49.36~~ 49.165 and that county agrees to enroll the parent in the program.

4 (c) If the court enters an order under par. (am), it shall order the parent to pay child
5 support equal to the amount determined by applying the percentage standard established under
6 s. ~~49.22~~ 49.811 (9) or equal to the amount of child support that the parent was ordered to pay
7 in the most recent determination of support under this chapter. The child support obligation
8 ordered under this paragraph continues until the parent makes timely payment in full for 3
9 consecutive months or until the person participates in the program under s. ~~49.36~~ 49.165 for
10 16 weeks, whichever occurs first. The court shall provide in its order that the parent shall make
11 child support payments calculated under s. 767.511 (1j) or (1m) after the obligation to make
12 payments ordered under this paragraph ceases.

13 **SECTION 292.** 767.553 (1) (a) and (b) of the statutes are amended to read:

14 767.553 (1) (a) An order for child or family support under this chapter may provide for
15 an annual adjustment in the amount to be paid based on a change in the payer's income if the
16 amount of child or family support is expressed in the order as a fixed sum and based on the
17 percentage standard established by the department under s. ~~49.22~~ 49.811 (9). No adjustment
18 may be made under this section unless the order provides for the adjustment.

19 (b) An adjustment under this section may not be made more than once in a year and shall
20 be determined on the basis of the percentage standard established by the department under s.
21 ~~49.22~~ 49.811 (9).

22 **SECTION 293.** 767.59 (1f) (b) 4. and (c) 1. and (2) (a) of the statutes are amended to read:

23 767.59 (1f) (b) 4. A difference between the amount of child support ordered by the court
24 to be paid by the payer and the amount that the payer would have been required to pay based

1 on the percentage standard established by the department under s. ~~49.22~~ 49.811 (9) if the court
2 did not use the percentage standard in determining the child support payments and did not
3 provide the information required under s. 46.10 (14) (d), 49.345 (14) (d), 301.12 (14) (d), or
4 767.511 (1n), whichever is appropriate.

5 (c) 1. Unless the amount of child support is expressed in the judgment or order as a
6 percentage of parental income, a change in the payer's income, evidenced by information
7 received under s. ~~49.22~~ 49.811 (2m) by the department or the county child support agency
8 under s. 59.53 (5) or by other information, from the payer's income determined by the court
9 in its most recent judgment or order for child support, including a revision of a child support
10 order under this section.

11 (2) (a) Except as provided in par. (b) or (c), if the court revises a judgment or order with
12 respect to child support payments, it shall do so by using the percentage standard established
13 by the department under s. ~~49.22~~ 49.811 (9).

14 **SECTION 294.** 767.80 (1) (j), (5) (b) and (7) of the statutes are amended to read:

15 767.80 (1) (j) A parent of a person listed under par. (b), (c) or (d), if the parent is liable
16 or is potentially liable for maintenance of a child of a dependent person under s. ~~49.90~~ 49.039
17 (1) (a) 2.

18 (5) (b) An action under this section may be joined with any other action for child support
19 and is governed by the procedures specified in s. 767.205 relating to child support, except that
20 the title of the action shall be "In re the paternity of A.B." The petition shall state the name
21 and date of birth of the child if born or that the mother is pregnant if the child is unborn, the
22 name of any alleged father, whether or not an action by any of the parties to determine the
23 paternity of the child or rebut the presumption of paternity to the child has at any time been
24 commenced, or is pending before any court, in this state or elsewhere. If a paternity judgment

1 has been rendered, or if a paternity action has been dismissed, the petition shall state the court
2 that rendered the judgment or dismissed the action, and the date and the place the judgment
3 was granted if known. The petition shall also give notice of a party's right to request a genetic
4 test under s. ~~49.225~~ 49.817 or 767.84.

5 (7) CLERK TO PROVIDE DOCUMENT. The clerk of court shall provide without charge to
6 each person bringing an action under this section, except to the state under sub. (1) (g) or (6m),
7 a document setting forth the percentage standard established by the department under s. ~~49.22~~
8 49.811 (9) and listing the factors that a court may consider under s. 767.511 (1m).

9 **SECTION 295.** 767.813 (6) of the statutes is amended to read:

10 767.813 (6) DOCUMENT. The summons served on the respondent shall be accompanied
11 by a document, provided without charge by the clerk of court, setting forth the percentage
12 standard established by the department under s. ~~49.22~~ 49.811 (9) and listing the factors that
13 a court may consider under s. 767.511 (1m).

14 **SECTION 296.** 767.83 (3) of the statutes is amended to read:

15 767.83 (3) APPEARANCE BY STATE'S ATTORNEY NOT AFFECTED. This section does not
16 prevent an attorney responsible for support enforcement under s. 59.53 (6) (a) or any other
17 attorney employed under s. ~~49.22~~ 49.811 or 59.53 (5) from appearing in any paternity action
18 as provided under s. 767.80 (6).

19 **SECTION 297.** 767.84 (1) (a), (1m), and (5) (b) of the statutes are amended to read:

20 767.84 (1) (a) The court may, and upon request of a party shall, require the child, mother,
21 any male for whom there is probable cause to believe that he had sexual intercourse with the
22 mother during a possible time of the child's conception, or any male witness who testifies or
23 will testify about his sexual relations with the mother at a possible time of conception to submit
24 to genetic tests. Probable cause of sexual intercourse during a possible time of conception may

1 be established by a sufficient petition or affidavit of the child's mother or an alleged father,
2 filed with the court, or after an examination under oath of a party or witness, when the court
3 determines that an examination is necessary. The court is not required to order a person who
4 has undergone a genetic test under s. ~~49.225~~ 49.817 to submit to another test under this
5 paragraph unless a party requests additional tests under sub. (2).

6 **(1m) REBUTTABLE PRESUMPTION.** If genetic tests ordered under this section or s. ~~49.225~~
7 49.817 show that the alleged father is not excluded and that the statistical probability of the
8 alleged father's parentage is 99.0% or higher, the alleged father shall be rebuttably presumed
9 to be the child's parent.

10 **(5) (b)** If 2 or more identical series of genetic tests are performed upon the same person,
11 regardless of whether the tests were ordered under this section or s. ~~49.225~~ 49.817 or 767.863
12 (2), the court shall require the person requesting the 2nd or subsequent series of tests to pay
13 for the series in advance, unless the court finds that the person is indigent.

14 **SECTION 298.** 767.85 (2) of the statutes is amended to read:

15 **767.85 (2) CONSIDERATIONS.** Before making any temporary order under sub. (1), the
16 court shall consider those factors that the court is required to consider when granting a final
17 judgment on the same subject matter. If the court makes a temporary child support order that
18 deviates from the amount of support that would be required by using the percentage standard
19 established by the department under s. ~~49.22~~ 49.811 (9), the court shall comply with the
20 requirements of s. 767.511 (1n).

21 **SECTION 299.** 767.853 (2) of the statutes is amended to read:

22 **767.853 (2) INFORMATION ACCESS TO DEPARTMENT AND CHILD SUPPORT AGENCIES.** The
23 clerk of circuit court shall provide access to the record of any pending paternity proceeding
24 to the department or any county child support agency under s. 59.53 (5) for purposes related

1 to administering the child and spousal support and establishment of paternity and medical
2 support liability program under ss. ~~49.22~~ 49.811 and 59.53 (5), regardless of whether the
3 department or county child support agency is a party to the proceeding.

4 **SECTION 300.** 767.87 (6) (a) and (b) of the statutes are amended to read:

5 767.87 (6) (a) Whenever the state brings the action to determine paternity pursuant to
6 an assignment under s. 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45
7 (19), or receipt of benefits under s. 49.148, ~~49.155~~ 49.199, 49.157, or 49.159, the natural
8 mother of the child may not be compelled to testify about the paternity of the child if it has
9 been determined that the mother has good cause for refusing to cooperate in establishing
10 paternity as provided in 42 USC 602 (a) (26) (B) and the federal regulations promulgated
11 pursuant to this statute, as of July 1, 1981, and pursuant to any rules promulgated by the
12 department which define good cause in accordance with the federal regulations, as authorized
13 by 42 USC 602 (a) (26) (B) in effect on July 1, 1981.

14 (b) Nothing in par. (a) prevents the state from bringing an action to determine paternity
15 pursuant to an assignment under s. 48.57 (3m) (b) 2. or (3n) (b) 2., 49.19 (4) (h) 1. or 49.45
16 (19), or receipt of benefits under s. 49.148, ~~49.155~~ 49.199, 49.157 or 49.159, where evidence
17 other than the testimony of the mother may establish the paternity of the child.

18 **SECTION 301.** 767.893 (2) (b) 2. of the statutes is amended to read:

19 767.893 (2) (b) 2. The alleged father who fails to appear has had genetic tests under s.
20 ~~49.225~~ 49.817 or 767.84 showing that the alleged father is not excluded and that the statistical
21 probability of the alleged father's parentage is 99.0 percent or higher.

22 **SECTION 302.** 802.10 (1) of the statutes is amended to read:

23 802.10 (1) APPLICATION. This section applies to all actions and special proceedings
24 except appeals taken to circuit court; actions seeking the remedy available by certiorari,

1 habeas corpus, mandamus, prohibition, and quo warranto; actions in which all defendants are
2 in default; provisional remedies; and actions under ss. ~~49.90~~ 49.039 and s. 66.0114 and chs.
3 48, 54, 102, 108, 227, 348, 767, 778, 799 and 812, and proceedings under chs. 851 to 882.

4 **SECTION 303.** 813.12 (5) (b) of the statutes is amended to read:

5 813.12 (5) (b) The clerk of circuit court shall provide the simplified forms provided
6 under s. ~~49.165~~ 49.217 (3) (c) to help a person file a petition.

7 **SECTION 304.** 814.61 (13) of the statutes is amended to read:

8 814.61 (13) SUPPORT OR MAINTENANCE PETITION. For the cost of court services,
9 whenever a person not receiving benefits under s. 49.148 or ~~49.155~~ 49.199 or aid under s.
10 49.19, 49.46, 49.465, 49.468, 49.47, or 49.471 files a petition requesting child support,
11 maintenance or family support payments, \$10 in addition to any other fee required under this
12 section. This subsection does not apply to a petition filed by the state or its delegate.

13 **SECTION 305.** 859.15 of the statutes is amended to read:

14 **859.15 Effect of statute of limitations.** Except as provided in ss. 46.10 (11), ~~49.08~~
15 49.808, 49.195 (1), 49.345 (11), and 301.12 (11), a claim shall not be allowed that was barred
16 by any statute of limitations at the time of the decedent's death. A claim shall not be barred
17 by statutes of limitation that was not barred at the time of the decedent's death if the claim is
18 filed against the decedent's estate in the court on or before the deadline for filing a claim under
19 s. 859.01.

20 **SECTION 306.** 885.01 (5) of the statutes is amended to read:

21 885.01 (5) By the department of children and families or a county child support agency
22 under s. 59.53 (5) in the administration of ss. 49.145, 49.19, ~~49.22~~ 49.811, 49.46, 49.47, and
23 49.471 and programs carrying out the purposes of 7 USC 2011 to 2029.

24 **SECTION 307.** 895.45 (1) (a) of the statutes is amended to read:

1 895.45 (1) (a) "Abusive conduct" means domestic abuse, as defined under s. ~~49.165~~
2 49.217 (1) (a), 813.12 (1) (am), or 968.075 (1) (a), harassment, as defined under s. 813.125
3 (1), sexual exploitation by a therapist under s. 940.22, sexual assault under s. 940.225, child
4 abuse, as defined under s. 813.122 (1) (a), or child abuse under ss. 948.02 to 948.11.

5 **SECTION 308.** 938.30 (6) (b) of the statutes is amended to read:

6 938.30 (6) (b) If it appears to the court that disposition of the case may include
7 placement of the juvenile outside the juvenile's home, the court shall order the juvenile's
8 parent to provide a statement of the income, assets, debts, and living expenses of the juvenile
9 and the juvenile's parent to the court or the designated agency under s. 938.33 (1) at least 5
10 days before the scheduled date of the dispositional hearing or as otherwise ordered by the
11 court. The clerk of court shall provide, without charge, to any parent ordered to provide that
12 statement a document setting forth the percentage standard established by the department of
13 children and families under s. ~~49.22~~ 49.811 (9) and listing the factors that a court may consider
14 under s. 301.12 (14) (c).

15 **SECTION 309.** 938.31 (7) (b) of the statutes is amended to read:

16 938.31 (7) (b) If it appears to the court that disposition of the case may include
17 placement of the juvenile outside the juvenile's home, the court shall order the juvenile's
18 parent to provide a statement of the income, assets, debts, and living expenses of the juvenile
19 and the juvenile's parent, to the court or the designated agency under s. 938.33 (1) at least 5
20 days before the scheduled date of the dispositional hearing or as otherwise ordered by the
21 court. The clerk of court shall provide, without charge, to any parent ordered to provide the
22 statement a document setting forth the percentage standard established by the department of
23 children and families under s. ~~49.22~~ 49.811 (9) and listing the factors that a court may consider
24 under s. 301.12 (14) (c).

1 **SECTION 310.** 938.357 (5m) (a) of the statutes is amended to read:

2 938.357 (5m) (a) If a proposed change in placement would change a juvenile's
3 placement from a placement in the juvenile's home to a placement outside the juvenile's home,
4 the court shall order the juvenile's parent to provide a statement of the income, assets, debts,
5 and living expenses of the juvenile and the juvenile's parent to the court or the person or
6 agency primarily responsible for implementing the dispositional order by a date specified by
7 the court. The clerk of court shall provide, without charge, to any parent ordered to provide
8 that statement a document setting forth the percentage standard established by the department
9 of children and families under s. ~~49.22~~ 49.811 (9) and listing the factors under s. 301.12 (14)
10 (c). If the juvenile is placed outside the juvenile's home, the court shall determine the liability
11 of the parent in the manner provided in s. 301.12 (14).

12 **SECTION 311.** 938.36 (1) (b) of the statutes is amended to read:

13 938.36 (1) (b) In determining the amount of support under par. (a), the court may
14 consider all relevant financial information or other information relevant to the parent's earning
15 capacity, including information reported under s. ~~49.22~~ 49.811 (2m) to the department of
16 children and families, or the county child support agency, under s. 59.53 (5). If the court has
17 insufficient information with which to determine the amount of support, the court shall order
18 the juvenile's parent to furnish a statement of the income, assets, debts, and living expenses
19 of the juvenile and the juvenile's parent, if the parent has not already done so, to the court
20 within 10 days after the court's order transferring custody or designating an alternative
21 placement is entered or at such other time as ordered by the court.

22 **SECTION 312.** 938.363 (1) (c) of the statutes is amended to read:

23 938.363 (1) (c) If the proposed revision is for a change in the amount of child support
24 to be paid by a parent, the court shall order the juvenile's parent to provide a statement of the

1 income, assets, debts, and living expenses of the juvenile and the juvenile's parent to the court
2 and the person or agency primarily responsible for implementing the dispositional order by
3 a date specified by the court. The clerk of court shall provide, without charge, to any parent
4 ordered to provide that statement a document setting forth the percentage standard established
5 by the department of children and families under s. ~~49.22~~ 49.811 (9) and listing the factors that
6 a court may consider under s. 301.12 (14) (c).

7 **SECTION 313.** 946.90 (title) and (1) of the statutes are created to read:

8 **946.90 (title) Wisconsin works fraud. (1)** In this section:

9 (a) "Provider" means a Wisconsin works agency or a person that contracts with a
10 Wisconsin works agency, as defined in s. 49.001 (a), to provide services to Wisconsin works
11 participants.

12 (b) "Wisconsin works" means the assistance program for families with dependent
13 children, administered under ss. 49.141 to 49.161.

14 **SECTION 314.** 946.90 (2) of the statutes is created to read:

15 **946.90 (2)** A person who does any of the following is guilty of a Class A misdemeanor:

16 (a) Intentionally makes or causes to be made any false statement or representation of
17 a material fact in any application for or receipt of any Wisconsin works benefit or payment.

18 (b) Having knowledge of the occurrence of any event affecting the initial or continued
19 eligibility for a Wisconsin works benefit or payment under Wisconsin works, conceals or fails
20 to disclose that event with an intent to fraudulently secure a Wisconsin works benefit or
21 payment either in a greater amount or quantity than is due or when no such benefit or payment
22 is authorized.

23 **SECTION 315.** 946.91 (title), (1), and (5) (b) of the statutes are created to read:

24 **946.91 Medical assistance fraud. (1)** In this section:

1 (a) "Facility" means a nursing home or a community-based residential facility that is
2 licensed under s. 50.03 and that is certified by the department of health services as a provider
3 of medical assistance.

4 (b) "Medical assistance" means aid provided under subch. IV of ch. 49, except ss.
5 49.468 and 47.471.

6 (c) "Provider" means a person, corporation, limited liability company, partnership,
7 incorporated business, or professional association, and any agent or employee thereof who
8 provides services under medical assistance.

9 (5) (b) If an applicant for medical assistance is determined to be eligible retroactively
10 under s. 49.46 (1) (b), 49.47 (4) (d), or 49.471 and a provider bills the applicant directly for
11 services and benefits rendered during the retroactive period, if the provider, upon notification
12 of the applicant's retroactive eligibility, submits claims for payment under s. 49.45 for covered
13 services or benefits rendered to the recipient during the retroactive period and reimburses the
14 recipient or other person who has made prior payment to the provider for services provided
15 to the recipient during the retroactive eligibility period, by the amount of the prior payment
16 made upon receipt of payment under s. 49.45.

17 **SECTION 316.** 946.92 (3) (a) (intro.) of the statutes is created to read:

18 946.92 (3) (a) Whoever violates sub. (2) is subject to the following penalties:

19 **SECTION 317.** 946.93 of the statutes is created to read:

20 **946.93 Public assistance fraud.** (1) In this section, "public assistance" means any aid
21 or benefit provided under ch. 49.

22 (2) Whoever intentionally makes or causes to be made any false statement or
23 representation of material fact in any application for or receipt of any benefit or payment for
24 public assistance is guilty of a Class H felony.

1 **(3) No person may:**

2 (a) Having knowledge of the occurrence or any event affecting the initial or continued
3 eligibility for a public assistance payment or benefit, conceal or fail to disclose that event with
4 an intent to fraudulently secure a public assistance benefit or payment, or payment either in
5 a greater amount or quantity than is due or when no such benefit or payment is authorized.

6 (b) Receive any income or assets or both and fail to notify the public assistance agency
7 within 10 days after receiving the income or assets or within the time period required under
8 the applicable public assistance program.

9 (c) Fail to notify the public assistance agency within 10 days or within the time period
10 required under the applicable public assistance program of any change in circumstances for
11 which notification by the recipient must be provided under current law.

12 (d) Receive a voucher under a public assistance program for goods or services and fail
13 to use the funding granted under the voucher as authorized by the public assistance agency.

14 (e) Whoever violates par. (a), (b), (c), or (d) is subject to the following penalties:

15 1. If the value of the payment or benefit does not exceed \$300, a forfeiture of not more
16 than \$1,000.

17 2. If the value of the payment or benefit is more than \$300 but does not exceed \$1,000,
18 the person may be fined not more than \$250 or imprisoned for not more than 6 months, or both.

19 3. If the value of the payment or benefit is more than \$1,000 but does not exceed \$2,000,
20 the person is guilty of a Class A misdemeanor.

21 4. If the value of the payment or benefit is more than \$2,000 but does not exceed \$5,000,
22 the person is guilty of a Class I felony.

23 5. If the value of the payment or benefit is more than \$5,000 but does not exceed
24 \$10,000, the person is guilty of a Class H felony.

1 6. If the value of the payment or benefit is more than \$10,000, the person is guilty of
2 a Class G felony.

3 (4) A person who obtains money, goods, services, or any other thing or value because
4 he or she sends or brings a person to a county department, tribal governing body, or a
5 Wisconsin works agency for the purpose of obtaining public assistance is guilty of a Class C
6 misdemeanor.

7 (5) (a) Whoever solicits or receives money, goods, services, or any other thing or value,
8 in return for referring an individual to a person for the furnishing or arranging for the
9 furnishing of any item or service for which a public assistance payment may be made in whole
10 or in part, or in return for purchasing, leasing, ordering, or arranging for or recommending
11 purchasing, leasing, or ordering any good, facility, service, or item for which public assistance
12 payment may be made in whole or in part, is guilty of a Class H felony, except that,
13 notwithstanding the maximum fine specified in s. 939.50 (3) (h), the person may be fined not
14 more than \$25,000.

15 (b) Whoever offers or pays money, goods, services, or any other thing or value to any
16 person to induce the person to refer an individual to a person for the furnishing or arranging
17 for the furnishing of any item or service for which public assistance payment may be made
18 in whole or in part, or to purchase, lease, order, or arrange for or recommend purchasing,
19 leasing, or ordering any good, facility, service or item for which public assistance payment
20 may be made in whole or in part, is guilty of a Class H felony, except that, notwithstanding
21 the maximum fine specified in s. 939.50 (3) (h), the person may be fined not more than
22 \$25,000.

23 (c) (intro.) This subsection does not apply to any of the following:

1 1. A discount or other reduction in price obtained by a provider of services or other
2 entity under chs. 46 to 51 and 58 if the reduction in price is properly disclosed and
3 appropriately reflected in the costs claimed or charges made by the provider or entity under
4 Wisconsin works.

5 2. An amount paid by an employer to an employee who has a bona fide employment
6 relationship with the employer for employment in the provision of covered items or services.

7 (6) Any person who makes any statement in a written application for public assistance
8 shall be considered to have made an admission as to the existence, correctness, or validity of
9 any fact stated. Such a statement shall be considered to be prima facie evidence against the
10 person making it in any complaint, information, or indictment, and in any action brought for
11 enforcement of any provision of this section or ch. 49.

NOTE: Creates the offense of public assistance fraud. This provision is
intended to replace the offenses and penalties currently set forth in s.
49.95.

12 **SECTION 318.** 948.22 (1) (a), (b) and (c) and (4) (b) of the statutes are amended to read:

13 948.22 (1) (a) "Child support" means an amount which a person is ordered to provide
14 for support of a child by a court of competent jurisdiction in this state or in another state,
15 territory or possession of the United States, or, if not ordered, an amount that a person is legally
16 obligated to provide under s. ~~49.90~~ 49.039.

17 (b) "Grandchild support" means an amount which a person is legally obligated to
18 provide under s. ~~49.90~~ 49.039 (1) (a) 2. and (11).

19 (c) "Spousal support" means an amount which a person is ordered to provide for support
20 of a spouse or former spouse by a court of competent jurisdiction in this state or in another
21 state, territory or possession of the United States, or, if not ordered, an amount that a person
22 is legally obligated to provide under s. ~~49.90~~ 49.039.

1 (4) (b) For a person not subject to a court order requiring child, grandchild or spousal
2 support payments, when the person knows or reasonably should have known that he or she has
3 a dependent, failure to provide support equal to at least the amount established by rule by the
4 department of children and families under s. ~~49.22~~ 49.811 (9) or causing a spouse, grandchild
5 or child to become a dependent person, or continue to be a dependent person, as defined in s.
6 ~~49.01~~ 49.801 (2).

7 **SECTION 319.** 948.45 (2) of the statutes is amended to read:

8 948.45 (2) Subsection (1) does not apply to a person who has under his or her control
9 a child who has been sanctioned under s. ~~49.26~~ 49.198 (1) (h).

10 **SECTION 320.** 973.055 (3) of the statutes is amended to read:

11 973.055 (3) All moneys collected from domestic abuse surcharges shall be deposited
12 by the secretary of administration in s. 20.437 (1) (hh) and utilized in accordance with s.
13 ~~49.165~~ 49.217.

14 **SECTION 321.** 977.06 (4) (bm) of the statutes is amended to read:

15 977.06 (4) (bm) In response to a request for information under s. ~~49.22~~ 49.811 (2m)
16 made by the department of children and families or a county child support agency under s.
17 59.53 (5), the state public defender shall provide the name and address of an individual, the
18 name and address of the individual's employer and financial information related to the
19 individual, if the name, address or financial information is included in any statement, affidavit
20 or other information provided by the individual regarding financial eligibility under s. 977.07
21 and if, at the time the request for information is made, the individual is represented by the state
22 public defender or by counsel assigned under s. 977.08.

23 **SECTION 322.** 978.05 (4m) of the statutes is amended to read:

49.159	WW; noncustodial and minor and other custodial parent	
49.161	WW; overpayments	
49.162	Transitional job demonstration project	
49.165	Work experience program for noncustodial parents	49.36
49.173	Workforce attachment and advancement program	
49.175	PA and local assistance allocations	includes 49.138 as s. 49.175 (1) (im)
49.19	AFDC	
49.195	Actions to recoup aid to families with dependent children and Wisconsin Works benefits	
49.197	Fraud investigation and reduction and error reduction	
49.198	Learnfare	49.26

Subchapter III: children and families; other support services

49.203	Definitions	cr.
49.204	Child care resource and referral service grants	49.134
49.205	Child care start-up and expansion	49.136
49.207	Child care quality improvement	49.137
49.209	Early childhood excellence initiative	49.1375
49.215	Wisconsin trust account foundation	49.1635
49.217	Domestic abuse grants	49.165
49.219	Alcohol and other drug abuse grant program	49.167
49.221	Literacy grants	49.169
49.273	Research; investigation	
49.275	Cooperation with federal government	49.275
49.325	County department budgets and contracts	
49.34	Purchase of care and services	
49.343	Rates for residential care centers. Group homes and child welfare agencies	
49.345	Cost of care and maintenance;...	
49.38	Menominee Enterprises, Inc.	
49.385	No action against members of Menominee Indiana tribe in certain cases	

Subchapter IV: Health; Medical assistance

49.43	Definitions	
49.45	Medical assistance; administration	
49.453	Divestment of assets	
49.454	Treatment of trust amounts	
49.455	Protection of income and resources of couple for maintenance of community spouse	
49.46	Medical assistance; recipients of social security aids	
49.465	Presumptive medical assistance eligibility	
49.468	Expanded medicare buy-in	
49.47	Medical assistance; medically indigent	

- 49.471 Badgercare Plus
- 49.472 Medical assistance purchase plan
- 49.473 Medical assistance; women diagnosed with breast or cervical cancer or precancerous condition
- 49.475 Information about medical assistance beneficiaries
- 49.48 Denial, nonrenewal and suspension of certification of service providers based on certain delinquency in payment
- 49.485 False claims
- 49.49 MA offenses
- 49.493 Benefits under uninsured health plans
- 49.495 Jurisdiction of the department of justice
- 49.496 Recovery of correct MA payments
- 49.497 Recovery of incorrect MA or Badgercare payments and of unpaid employer penalties
- 49.498 Requirements for skilled nursing facilities
- 49.499 Nursing facility resident protection

Subchapter V: Health; other support and medical programs and relief block grants

- 49.66 Definition department = DHS
- 49.665 BadgerCare
- 49.67 BadgerCare Plus Basic
- 49.68 Aid for treatment of kidney disease
- 49.682 Recovery from estates
- 49.683 Cystic fibrosis aids
- 49.685 Hemophilia treatment services
- 49.66 AZT and pentamidine reimbursement program
- 49.687 Disease aids; patient requirements; rebate agreements; cost containment
- 49.688 Prescription drug assistance for elderly persons
- 49.7 County home; establishment
- 49.703 County homes; commitments; admissions
- 49.71 County hospitals; establishment
- 49.713 County hospitals; admissions
- 49.72 County infirmaries; establishment
- 49.723 County infirmaries; admissions; standards
- 49.726 County infirmaries; cost of treatment; care and maintenance of patients
- 49.729 County infirmaries; fees and expenses of proceedings
- 49.73 Residential care institutions; establishment
- 49.74 Institutions subject to chapter 150
- 49.76 Department duties relating to hunger prevention
- 49.77 State supplemental payments
- 49.775 Payment for the support of children of supplemental security income recipients

49.776	Payment of support arrears	
49.79	Supplemental nutrition assistance program administration	
49.793	Recovery of supplemental nutrition assistance overpayments	
49.796	Supplemental nutrition assistance reinstatement	49.795 (8) (d) 2.
49.797	Electronic benefit transfer	
49.801	Definitions (.801- .808)	49.01
49.802	Relief eligibility	49.015
49.803	Relief block grant administration	49.02
49.806	Block grants to tribal governing bodies; medical relief	49.029
49.808	Recovery of relief and other assistance	49.08

Subchapter VI: children and families; child support

49.8105	Definitions	cr. department = DCF
49.811	Child support and spousal support; establishment of paternity; medical liability	49.22 ok
49.813	Payment of support arrears	49.1452
49.817	Ordering genetic tests	49.817 ok
49.819	Program for publication of delinquent child support obligors	49.227 ok
49.821	Child support incentive payments	49.24 ok
49.823	Incentive payments for identifying children with health insurance	49.25 ok
49.852	Delinquent support payments; pension plans	n/a
49.853	Financial records matching program	n/a
49.854	Liens against property for delinquent support payments	n/a
49.855	Certification of delinquent payments	n/a
49.856	Notification of delinquent payments	n/a
49.857	Administration enforcement of support; denial, nonrenewal, restriction, and suspension of licenses	n/a
49.858	General provisions related to administrative support enforcement	n/a

	cr.	946.90 (title)	WW Fraud
	cr.	946.90 (1)	
	cr.	946.90 (2)	
49.141 (7) (a)		946.90 (3)	
49.141 (9) (a) to (c)		946.90 (4) (a) to (c)	
49.141 (10) (a)		946.90 (6)	
	cr.	946.91 (title)	MA Fraud
	cr.	946.91 (1)	
	cr.	946.91 (2) (intro.)	
49.49 (1) (a) 1. to 4.		946.91 (2) (a) to (d)	
49.49 (2) (a)		946.91 (3) (a)	
49.49 (2) (b)		946.91 (3) (b)	
49.49 (2) (c) (intro.), 1. and 2.		946.91 (3) (c) (intro.), 1. and 2.	
49.49 (3)		946.91 (4)	
49.49 (3m) (a)		946.91 (5) (a)	
	cr.	946.91 (5) (b)	
49.49 (4) (a) and (b)		946.91 (6)	
49.795 (title)		946.92 (title)	Food stamp offenses
49.795 (2) to (6)		946.92 (2) (a) to (f)	
	cr.	946.92 (3) (a) (intro.)	
49.795 (8) (a) 1.		946.92 (3) (a) 1.	
49.795 (8) (a) 2.		946.92 (3) (a) 2.	
49.795 (8) (b)		946.92 (3) (b)	
49.795 (8) (c)		946.92 (3) (c)	
49.795 (8) (d) 1.		946.92 (3) (d) 1.	
49.795 (8) (d) 1m.		946.92 (3) (c) 1m.	
49.795 (8) (e) and (f)		946.92 (3) (d) and (e)	
	cr.	946.93	PA fraud

Subchapter I: General provisions

49.001	Definitions		
49.003	Im administration	49.78	department = DHS
49.005	PA recipients bill of rights	49.81	n/a
49.006	Affirmation of statement in applications	cr	
49.007	Administration of PA programs	49.82	n/a
49.009	Dept admin in Milwaukee County (MILes)	49.825	n/a
49.011	Admin of child care provider services in certain counties	49.826	n/a
49.013	Limitation on giving information	49.83	n/a
49.017	Verification of PA applications	49.84	n/a
49.019	Fraud investigation and error reduction	49.845	n/a
49.021	Recovery of incorrect payments under certain assistance programs	49.847	
49.023	Certification of certain PA overpayments and delinquent loan repayments	49.85	
49.035	Disbursement of funds and facsimile signatures	49.86	
49.037	Third party liability	49.89	*** not treated in WLC draft
49.039	Liability of relatives; enforcement	49.90	
49.041	Penalties; evidence	49.95	
49.043	Assistance grants exempt from levy	49.96	

Subchapter II: Children And Families; Wisconsin Works, aid to families, and child care subsidy

49.05	Definitions	49.11	department = DCF
49.06	Department; powers and duties	49.32	ok
49.062	PA; supervisory functions of department	49.35	ok
49.064	Legal actions	49.27	ok
49.066	Contract powers of department	49.114	ok
49.131	Electronic transfer of benefits		
49.138	Emergency assistance for families with needy children		
49.141	WW; general provisions		
49.143	WW; agency contracts		
49.145	WW; eligibility for employment positions		
49.146	Employer criteria		
49.147	WW; work programs and job access loans		
49.1473	WW; domestic abuse screening and training		
49.1475	Follow-up services		
49.148	WW; wages and benefits		
49.149	WW; education and training		
49.15	WW; 2-parent families		
49.151	WW; sanctions		
49.1515	Determination of nonparticipation without good cause		
49.152	Review of agency decision		
49.1525	Review of Wisconsin Shares decisions	cr.	
49.153	Notice before taking certain actions Wisconsin Shares; child care providers		
49.157	WW; transportation assistance		