

# State of Wisconsin



2017 Senate Bill 704

Date of enactment: **March 28, 2018**

Date of publication\*: **March 29, 2018**

## 2017 WISCONSIN ACT 144

AN ACT *to amend* 6.47 (4) (b), 165.68 (1) (b), 165.68 (3) (b) 4. a., 165.68 (3) (b) 4. b., 165.68 (3) (b) 4. e. and 183.0105 (1) (intro.); and *to create* 165.68 (5) (e), 165.68 (5) (f) and 165.68 (7) of the statutes; **relating to**: address confidentiality, granting rule-making authority, and providing a criminal penalty.

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

**SECTION 1.** 6.47 (4) (b) of the statutes, as created by [2015 Wisconsin Act 356](#), is amended to read:

6.47 (4) (b) A confidential listing under sub. (2) that is issued to a program participant expires on the date the individual's participation in the program expires pursuant to s. 165.68 (3) (b) 4. a. or on the date the individual cancels his or her participation in the program pursuant to s. 165.68 (3) (b) 4. e., ~~f.~~ or is disenrolled from the program pursuant to s. 165.68 (3) (b) 4. ~~b.~~ ~~e.~~

**SECTION 2.** 165.68 (1) (b) of the statutes, as created by [2015 Wisconsin Act 356](#), is amended to read:

165.68 (1) (b) "Actual address" means the residential street address, school address, or work address, or any portion thereof, of a program participant.

**SECTION 3.** 165.68 (3) (b) 4. a. of the statutes, as created by [2015 Wisconsin Act 356](#), is amended to read:

165.68 (3) (b) 4. a. A program participant remains enrolled in the program for 5 years, unless he or she cancels his or her participation under subd. 4. f. or is disenrolled under subd. 4. ~~b.~~ ~~e.~~

**SECTION 4.** 165.68 (3) (b) 4. b. of the statutes, as created by [2015 Wisconsin Act 356](#), is amended to read:

165.68 (3) (b) 4. b. A program participant is required to notify the department when he or she changes his or her

actual address or legal name, ~~and failure to update the information may result in the department disenrolling the applicant as a program participant.~~

**SECTION 5.** 165.68 (3) (b) 4. e. of the statutes, as created by [2015 Wisconsin Act 356](#), is amended to read:

165.68 (3) (b) 4. e. The department may disenroll a program participant if the person fails to update his or her information under subd. 4. b., or at any time after the department determines that the person no longer meets the eligibility requirements established under sub. (2). The department will notify a program participant if his or her participation will expire or if the department will disenroll the participant ~~under subd. 4. b.~~ A program participant who receives a notification under this subd. 4. e. may update his or her information to establish eligibility or may reenroll in the program within 6 months from the date the department issues the notification.

**SECTION 6.** 165.68 (5) (e) of the statutes is created to read:

165.68 (5) (e) The department may promulgate rules under sub. (6) to allow a program participant to consent to a disclosure of his or her actual address by the department or other entity with knowledge of the program participant's actual address when necessary to qualify for certain public assistance benefits or real property transactions. A person who discloses information under this

\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

paragraph shall include a notice that the information is confidential, and disclosure of the information to any 3rd party will be subject to the penalty under sub. (7).

**SECTION 7.** 165.68 (5) (f) of the statutes is created to read:

165.68 (5) (f) 1. If a program participant is the sole member of a limited liability company, the limited liability company may list the department as its registered agent and registered office under s. 183.0105 (1).

2. If the department receives service of process, notice, or demand required or permitted by law to be served on a limited liability company under subd. 1., the department shall forward the process, notice, or demand to the program participant's actual address.

**SECTION 8.** 165.68 (7) of the statutes is created to read:

165.68 (7) CRIMINAL PENALTY. A person who intentionally releases information in violation of this section is guilty of a misdemeanor.

**SECTION 9.** 183.0105 (1) (intro.) of the statutes is amended to read:

183.0105 (1) (intro.) Each limited liability company shall continuously maintain in this state a registered office and registered agent. The registered office may, but need not, be the same as any of its places of business. ~~The Except as provided in s. 165.68 (5) (f) 1., the registered agent shall be one of the following:~~

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