

1999 ASSEMBLY BILL 182

March 8, 1999 – Introduced by Representatives FOTI and WALKER. Referred to Committee on Corrections and the Courts.

1 **AN ACT** *to create* 301.029 of the statutes; **relating to:** prisoner access to personal
2 information and contract authority of the department of corrections.

Analysis by the Legislative Reference Bureau

This bill provides that the department of corrections (DOC) may not enter into any contract or other agreement if, in the performance of the contract or agreement, a prisoner would perform data entry or telemarketing services and have access to any information that may serve to identify a minor.

In addition, the bill provides that DOC may not enter into any contract or other agreement if, in the performance of the contract or agreement, a prisoner would perform data entry or telemarketing services and have access to an individual's financial transaction card numbers, checking or savings account numbers or social security number. Under the bill, a financial transaction card means an instrument or device issued for the use of the cardholder in obtaining anything on credit, certifying or guaranteeing the availability of funds sufficient to honor a draft or check or gaining access to an account.

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

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

3 **SECTION 1.** 301.029 of the statutes is created to read:

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301.029 Contracts requiring prisoner access to personal information.

(1) In this section, “financial transaction card” has the meaning given in s. 943.41

(1) (em).

(2) (a) The department may not enter into any contract or other agreement if, in the performance of the contract or agreement, a prisoner would perform data entry or telemarketing services and have access to an individual’s financial transaction card numbers, checking or savings account numbers or social security number.

(b) The department may not enter into any contract or other agreement if, in the performance of the contract or agreement, a prisoner would perform data entry services or telemarketing services and have access to any information that may serve to identify a minor.

SECTION 2. Initial applicability.

(1) CONTRACTS FOR DATA ENTRY OR TELEMARKETING SERVICES. This act first applies to contracts entered into or renewed by the department of corrections on the effective date of this subsection.

(END)