

1999 DRAFTING REQUEST

Bill

Received: **02/11/1999**

Received By: **rmarchan**

Wanted: **As time permits**

Identical to LRB:

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

By/Representing: **Judy**

This file may be shown to any legislator: NO

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **State Government - privacy**
State Government - public record

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Repeal requirements from 1997 Act 191 and budget adjustment act that an individual provide his/her social security number to the state or a state agency.

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> |
|--------------|------------------------|------------------------|--------------|----------------|------------------|-----------------|-----------------|
| /? | rmarchan 05/10/1999 | chanaman 10/19/1999 | | _____ | | | S&L |
| | rmarchan 05/12/1999 | | | _____ | | | |
| | rmarchan 05/12/1999 | | | _____ | | | |
| | rmarchan 09/08/1999 | | | _____ | | | |

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
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| | rnmarhan 10/11/1999 | | | _____ | | | |
| /1 | | | hhagen 10/19/1999 | _____ | lrb-docadmin 10/19/1999 | lrb-docadmin 10/25/1999 | |

FE Sent For:

<END>

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Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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| 1? | rmarchan | cmh /1 | 10/19 | 10/19 | | | |
| FE Sent For: | | 10/19 | | | | | |

<END>

Miller, Steve

From: Frydenlund, Judy
Sent: Tuesday, February 09, 1999 2:00 PM
To: Miller, Steve
Subject: Bill Draft Request

Steve:

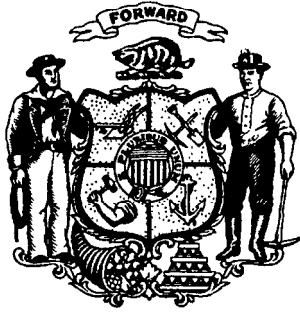
Marlin would like a bill drafted that would repeal all of the Social Security Number requirements that passed last session. I'm sorry that I cannot be more specific than that. I believe most of it was in the Budget and/or Budget Repair Bill AND most of it was to come into compliance with the Federal Govt.

Thanks for your help.

10

CHILD SUPPORT
State of Wisconsin
(folio social security number*)

Red check is IN 99-2103
Yellow highlight is NOT



1997 Senate Bill 494

Date of enactment: April 27, 1998

Date of publication*: April 30, 1998

1997 WISCONSIN ACT 191

(Vetoed in Part)

AN ACT to repeal 440.08 (2g) (title), 440.08 (2g) (b) and 767.45 (6p); to renumber 46.251, 103.91 (4), 138.09 (1m), 138.09 (4), 170.12 (8), 217.05 (intro.), 217.05 (1) to (4), 218.02 (6), 224.092, 224.093, subchapter II of chapter 224 [precedes 224.70], 343.64, 343.65, 767.263 and 767.29 (3); to renumber and amend 49.145 (2) (f) 1., 49.22 (2m), 49.22 (ll), 103.91 (2), 103.92 (l), 105.13, 218.02 (2) (a), 218.04 (3) (a), 343.61 (2), 343.62 (2), 440.08 (2g) (c), 632.68 (3), 632.68 (5), 767.475 (l), 767.48 (1) (b) and 891.41; to amend 13.64 (1) (a), 13.64 (2), 19.55 (2) (b), 20.445 (1) (L), 20.921 (2) (a), 29.1085 (3) (c) 1., 29.1085 (3) (c) 2., 29.124 (3), 29.135 (3), 29.145 (1c) (intro.), 29.33 (2) (d), 29.521 (2) (a), 29.521 (2) (c) 1., 29.521 (2) (c) 2., 29.573 (2), 29.574 (3), 29.575 (3), 29.575 (4), 29.578 (4), 29.578 (5), 29.578 (11), 29.578 (14) (am), 29.578 (14) (b) (intro.), 29.585 (1), 29.585 (3), 48.02 (13), 48.396 (2) (dm), 48.42 (4) (b) 2., 48.66 (1), 48.66 (2), 48.69, 48.72, 48.837 (4) (e), 48.91 (2), 49.124 (1g) (a), 49.145 (2) (f) 2., 49.22 (6), 49.25 (3) (a) 8., 49.45 (2) (a) 11., 49.45 (2) (a) 12., 49.45 (19) (d) 1., 59.40 (2) (h) 59.53 (5m) (a), 59.53 (5m) (am), 59.53 (5m) (b) 1., 59.53 (5m) (b) 2., 66.184, 66.81, 69.14 (1) (cm), 69.15 (3) (b) 3., 69.17, 69.20 (3) (d), 69.22 (5) (a) 3., 73.03 (50), 85.24 (4) (b), 85.24 (4) (c), 93.08 (8), 93.11 (1), 93.35 (10), 94.65 (3) (c) 1., 94.66 (8), 95.72 (2) (c) 5., 99.02 (l), 100.06 (lg) (c), 102.17 (1) (c), 102.27 (2) (a), 103.005 (10), 103.275 (2) (b) (intro.), 103.275 (7) (b), 103.275 (7) (c), 103.92 (3), 104.07 (1), 104.07 (2), 118.19 (10) (f), 120.13 (2) (g), 127.17 (2) (a), 127.17 (2) (b), 127.17 (2) (c) 1., 127.17 (2) (d), 127.17 (2) (e) 1., 138.09 (3) (a), 138.12 (4) (a), 146.50 (5) (a), 146.50 (5) (b), 146.50 (5) (g), 146.50 (6) (a) (intro.), 146.50 (6) (b) 1., 146.50 (6) (c) (intro.), 146.50 (6g) (a), 146.50 (7), 146.50 (8) (a), 146.50 (8) (b), 146.50 (8) (c), 146.50 (8) (f), 165.85 (3) (c), 165.85 (3) (cm), 165.85 (4) (d), 165.85 (4) (f), 217.09 (4), 218.01 (2) (h) 3., 218.02 (9) (a), 218.04 (4) (a), 218.04 (5) (b), 218.05 (11), 218.05 (12) (title), 218.11 (2) (a), 218.11 (7) (a), 218.11 (7) (b), 218.12 (2) (a), 218.12 (5), 218.22 (4) (a), 218.32 (4) (b), 218.32 (4) (a), 218.32 (4) (b), 218.41 (2) (a), 218.41 (4), 218.51 (3) (a), 218.51 (5) (a), 218.51 (5) (b) chapter 224 (title), 224.72 (5) (a), 224.72 (5) (b) 1., 224.72 (5) (b) 2., 230.13 (1) (intro.), 230.13 (2), 250.05 (5), 250.05 (6), 250.05 (8), 252.23 (2), 252.23 (4) (a), 252.24 (2), 252.24 (4) (a), 254.176 (1), 254.176 (3) (intro.), 254.176 (3) (a), 254.178 (1) (b), 254.178 (2) (intro.), 254.178 (2) (a), 254.178 (4), 254.20 (2) (d), 254.20 (3) (a), 254.20 (3) (b), 254.20 (4), 254.20 (6), 254.20 (7), 254.47 (1), 254.47 (2m), 254.47 (3), 254.64 (1) (c), 254.64 (lp), 254.71 (2), 254.71 (3), 254.71 (6) (c), 255.08 (2), 255.08 (13), 280.13 (4), 281.48 (3) (a), 281.48 (5) (b), 291.15 (2) (d), 301.45 (7) (a), 302.372 (2) (b), 343.50 (8) (b), 343.66 (6), 343.68, 343.69, 349.19, 440.03 (7), 440.08 (2) (c), 440.08 (4) (a), 440.43 (5), 440.44 (10), 440.92 (6) (d), 440.93 (2), 442.12 (7), 445.13 (2), 446.05 (2), 448.02 (3) (e), 449.07 (3), 452.12 (6) (e) (intro.), 459.10 (2) (a) (intro.), 459.34 (2m) (a) (intro.), 480.24 (3) (intro.), 565.30 (5m), 628.04 (1) (intro.), 628.04 (2), 628.09 (1), 628.09 (4), 632.68 (2) (b) (intro.), 632.68 (2) (b) 2., 632.68 (2) (c), 632.68 (2) (e), 632.68 (3) (title), 632.68 (4) (b), 632.68 (4) (c), 632.68 (5) (title), 632.897 (10) (a) 3., 633.15 (2) (a) (title), 633.15 (2) (a) 1., 633.15 (2) (a) 2., 633.15 (2) (a) 3., 633.15 (2) (b) 1. (intro.), 765.09 (2), 765.09 (3), 765.13, 767.027 (1) (b), 767.045 (1) (c) (intro.), 767.078 (1) (a) 1., 767.078 (2), 767.085 (1) (b), 767.24 (7m) (a) (intro.), 767.25 (4), 767.25 (4m) (d) 2., 767.25 (6) (intro.),

* Section 991.11, WISCONSIN STATUTES 1995-96: 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 as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

767.25 (6) (a), **767.253, 767.254** (2) (intro.), 767.261 (intro.), 767.261 (l), 767.263 (title), 767.263 **(2)**, 767.265 (l), 767.265 **(2h)**, 767.265 **(2r)**, 767.265 **(3h)**, 767.265 **(3m)**, 767.265 **(4)**, 767.265 (6) (a), 767.265 (6) **(b)**, 767.265 (6) (c), 767.27 **(2m)**, 767.29 (lm) (intro.), 767.295 (2) (a) (intro.), 767.295 (2) (c), 767.30 (l), 767.303 (l), 767.305, 767.32 (1) **(b 4.)**, 767.32 **(2m)**, 767.32 **(2s)**, 767.37 (1) (a), 767.45 (1) (intro.), 767.45 (1) (c), 767.45 (1) **(k)**, 767.45 (5) **(b)**, 767.45 **(5m)**, 767.45 **(6m)**, 767.455 (5g) (form) **2.**, 767.455 (5g) (form) **3.**, 767.455 (5g) (form) **7.**, 767.455 (5r) (form) **2.**, 767.458 (1) (c), 767.458 (1) (d), 767.458 **(2)**, 767.458 **(3)**, 767.465 (2) (a), 767.466 (intro.), 767.47 (1) (c), 767.47 **(3)**, 767.47 **(8)**, 767.475 (2), 767.48 (1) (a), 767.48 (lm), 767.48 **(4)**, 767.48 (5) (a), 767.48 (5) **(b)**, 767.51 (l), **767.51 (2)**, 767.51 **(2)**, **767.51 (3)**, 767.51 (3m) (d) **2.**, **767.51 (3r)** (a) (intro.), **767.51 (5p)** (intro.), 767.51 **(5p)** (a), 767.52 **(2m)**, 802.12 (3) (d) **1.**, 802.12 (3) (d) **3.**, 808.075 (4) (d) **9.**, 808.075 (4) (d) **10.**, 808.075 (4) (d) **11.**, **852.05 (2)**, 891.39 (1) (a), **891.405, 895.48** (title), 938.02 **(13)**, 948.22 (4) **(b)** and 977.06 (4) **(c)**; **to repeal and recreate** 20.445 (3) **(k)**, 20.445 (3) (r), **25.68, 767.24** (7m) **(b)**, 767.25 (6) (intro.), 767.261 (intro.), 767.263 (l), 767.265 (l), 767.265 **(2r)**, 767.265 **(3h)**, 767.265 (6) (a), 767.265 (6) **(b)**, 767.29 (lm) (intro.), 767.51 (3r) **(b)**, 767.51 **(5p)** (intro.), **767.62, 767.62** (4) **(b 3. a.** and 767.62 (4) (g) (intro.); **to** create 19.55 (2) (d), 20.445 (3) (k), 20.445 (3) (r), 25.17 (1) (tm), **25.68, 29.09** (llm), 29.138 **(5m)**, 40.08 (lc), 40.08 (lg), 48.66 **(2m)**, 48.715 **(6)**, 49.22 (2m) (am), 49.22 (2m) **(b)**, 49.22 (2m) **(bc)**, 49.22 (2m) (c), 49.22 (2m) (d), 49.22 **(7g)**, 49.22 (11) **(b)**, 49.22 (11) (c), 49.225, **49.48, 49.852, 49.853, 49.854, 49.856, 49.857, 49.858, 69.15** (3) (d), **69.15 (3m)**, **69.20 (3) (f)**, **73.03 (50m)**, **77.61** (5) **(b) ll.**, **93.135, 101.02 (21)**, 102.17 (1) (cg), 102.17 (1) (cm), 102.33 (2) **(b 5.)**, 103.275 (2) **(bg)**, 103.275 (2) **(bm)**, 103.91 (2) **(b)**, 103.91 (4) **(b)**, 103.92 (1) **(b)**, 103.92 **(6)**, 104.07 **(4)**, 104.07 **(5)**, 105.06 (lm), 105.13 **(2)**, 115.315, 118.19 (lr), 118.19 (10) (g), 134.43 **(3m)**, 138.09 (lm) **(b)**, 138.09 (3) (am), 138.09 (4) **(b)**, 138.12 (3) (d), 138.12 (4) **(b 4.)**, 138.12 (4) **(b 6.)**, 138.12 (5) (am), 146.51, 165.85 **(3m)**, 170.12 (3) (em), 170.12 (8) **(b)**, 217.05 (lm), 217.06 **(4)**, 217.06 **(6)**, 217.09 (lm), 218.01 (2) (ie), 218.01 (2) (ig), 218.01 (3) (ag), 218.01 (3) (am), 218.02 (2) (a) **2.**, 218.02 (3) (e), 218.02 (6) **(b)**, 218.04 (3) (a) **2.**, 218.04 (4) (am), 218.04 (5) (am), 218.05 (3) (am), 218.05 (4) (c), 218.05 (12) (am), 218.11 (2) (am), 218.11 **(6m)**, 218.12 (2) (am), 218.12 **(3m)**, 218.21 (2) (ag), 218.21 **(2m)**, 218.22 **(3m)**, 218.31 (1) (ag), 218.31 (lm), 218.32 **(3m)**, 218.41 (2) (am), 218.41 **(3m)**, 218.41 (5) (d), 218.51 (3) (am), 218.51 **(4m)**, 220.01 (le), subchapter 11 (title) of chapter 224 [precedes **224.25**], **224.40, 224.72** (2) (c), 224.72 **(7m)**, 224.77 **(6)**, 227.03 **(4m)**, 230.13 **(3)**, **250.041, 299.08, 341.51** (4) (am), 341.51 **(4g)**, 341.51 **(4m)**, 342.06 (1) (eg), 342.10 (1) **(bm)**, 343.14 **(2j)**, 343.305 (6) (e), **343.345, 343.61 (2) (b)**, 343.62 (2) **(b)**, 343.64 **(2)**, 343.65 **(2)**, 343.665, **343.675, 440.03** (llm), 440.035 **(5)**, **440.13, 551.32** (1) **(bm)**, 551.34 (lm), 562.05 (lc), 562.05 (5) (a) **9.**, 562.05 (7) (am), 562.05 (8) (d), 562.05 **(8m)**, **563.28, 628.095, 628.097, 628.10** (2) (c), **628.10 (2)** (d), 632.68 (2) **(bc)**, 632.68 (2) **(bm)**, 632.68 (2) (cm), 632.68 (3) **(b)**, 632.68 (4) **(bc)**, 632.68 (4) **(bm)**, 632.68 (5) **(b)**, 633.14 (1) (d), 633.14 **(2c)**, 633.14 **(2m)**, 633.15 (lm), 633.15 (2) (c), **751.15, 757.69** (1) (n), **767.027, 767.24** (7m) (am), 767.25 (4m) (d) **2m.**, 767.25 (4m) **(f)**, 767.263 **(2)**, 767.265 **(6m)**, 767.29 (3) **(b)**, **767.463, 767.465** (lm), 767.47 (ll), 767.475 (1) **(b)**, **767.477, 767.48 (1) (b 2.)**, **767.48 (1) (b 3.)**, **767.51 (3m) (d) 2m.**, **767.51 (3m) (f)**, **767.51 (3r) (am)**, **885.01 (5)**, **891.41 (2)**, 895.48 (3) and 977.06 (4) **(bm)** of the statutes; and to **affect** Laws of 1937, chapter 201, section 11, Laws of 1937, chapter 201, section **21b**, 1997 Wisconsin Act 27, section **631**, 1997 Wisconsin Act 27, section **639b**, 1997 Wisconsin Act 27, section **833**, 1997 Wisconsin Act 27, section **909b** and 1997 Wisconsin Act 27, section 9426 (8); **relating to:** suspension of licenses, permits and other credentials for failure to pay child support or to comply with a subpoena or warrant related to paternity or child support proceedings and requiring social security numbers on license, permit and other credential applications and on certain documents concerning marriage and children; creating a record matching program to match information about delinquent child support **obligors** with financial account information of financial institutions; creating a statutory lien for delinquent child support obligations; creating a mechanism for enforcing child support **hens**; fees for the child and **spousal** support, establishment of paternity and medical liability support program and cooperation with child support efforts under Wisconsin works; income withholding for support or maintenance, adjudicating paternity when the mother fails to appear and other technical changes related to child support enforcement; access to certain agency records, nonliability for providing information from records, issuing subpoenas, ordering genetic tests; providing notice to new employers of a parent's obligation to provide health care coverage for a child; providing medical and medical history information in custody matters; hospital-based voluntary establishment of paternity; administratively changing interstate income-withholding orders to sum certain amounts; presumption of paternity; acknowledgment of paternity; procedure, temporary orders and probable cause in paternity actions; payment for genetic tests in paternity actions; changes in departmental responsibility for support enforcement; intercepting delinquent support and certain other payments from pension plan disbursements; intercepting delinquent support from court judgments and settlements; granting rule-making authority; making appropriations; and providing a penalty.

Red slash was incorporated into 99-2183
Yellow highlight was NOT

1997 Senate Bill 494

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

~~SECTION 1.~~ 13.63 (1) of the statutes is amended to read:

~~13.63 (1) LICENSES.~~ An application for a license to act as a lobbyist may be obtained from and filed with the board. An applicant shall include his or her social security number on the application. The application shall be signed, under the penalty for making false statements under s. 13.69 (6m), by the lobbyist. Upon approval of the application and payment of the applicable license fee under s. 13.75 (1) or (1m) to the board, the board shall issue a license which entitles the licensee to practice lobbying on behalf of each registered principal who or which has filed an authorization under s. 13.65 for that lobbyist and paid the authorization fee under s. 13.75 (4). The license shall expire on December 31 of each even-numbered year. ~~No~~ The board shall not issue a license to an applicant who does not provide his or her social security number. The board shall refuse to issue a license or shall suspend any existing license for failure of an applicant or licensee to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or failure of an applicant or licensee to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. No other application may be disapproved by the board except an application for a license by a person who is ineligible for licensure under s. 13.69 (4) or an application by a lobbyist whose license has been revoked under s. 13.69 (7) and only for the period of such ineligibility or revocation. Denial ~~Except with respect to~~ a license that is denied or suspended pursuant to a memorandum of understanding entered into under s. 49.857, denial or suspension of a license may be reviewed under ch. 227.

~~SECTION 2.~~ 13.64 (1) (a) of the statutes is amended to read:

~~13.64 (1) (a)~~ If the principal is an individual, the name and address of the individual's employer, if any, or the individual's principal place of business if self-employed, and a description of the business activity in which the individual or the individual's employer is engaged ~~and the individual's social security number.~~

~~SECTION 3.~~ 13.64 (2) of the statutes is amended to read:

~~13.64 (2)~~ The registration shall expire on December 31 of each even-numbered year. The board shall refuse to accept a registration statement filed by an individual who does not provide his or her social security number. The board shall refuse to accept a registration statement

filed by an individual or shall suspend any existing registration of an individual for failure of the individual or registrant to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or failure of the individual or registrant to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. If all lobbying by or on behalf of the principal which is not exempt under s. 13.621 ceases, the board shall terminate the principal's registration and any authorizations under s. 13.65 as of the day after the principal files a statement of cessation and expense statements under s. 13.68 for the period covering all dates on which the principal was registered. Refusal to accept a registration statement or suspension of an existing registration pursuant to a memorandum of understanding under s. 49.857 is not subject to review under ch. 227.

~~SECTION 4.~~ 19.55 (2) (b) of the statutes is amended to read:

~~19.55 (2) (b)~~ Records obtained or prepared by the board in connection with an investigation, except that the board shall permit inspection of records that are made public in the course of a hearing by the board to determine if a violation of this subchapter or subch. III of ch. 13 has occurred. Whenever the board refers such investigation and hearing records to a district attorney or to the attorney general, they may be made public in the course of a prosecution initiated under this subchapter. The board shall also provide information from investigation and hearing records that pertains to the location of individuals and assets of individuals as requested under s. 49.22 (2m) by the department of workforce development or by a county child support agency under s. 59.53 (5).

~~SECTION 5.~~ 19.55 (2) (d) of the statutes is created to read:

~~19.55 (2) (d)~~ Records of the social security number of any individual who files an application for licensure as a lobbyist under s. 13.63 or who registers as a principal under s. 13.64, except to the department of workforce development for purposes of administration of s. 49.22.

~~SECTION 6.~~ 20.445 (1) (L) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

~~20.445 (1) (L)~~ (title) Fees Child support-related fees. All moneys received from fees charged to counties under ss. 49.22 (8) and 108.13 (4) (f) and all moneys received under s. 49.854 (11) (b) for administrative costs incurred in the enforcement of child and spousal support obligations under 42 USC 654.

~~SECTION 7.~~ 20.445 (3) (k) of the statutes is created to read:

~~20.445 (3) (k)~~ Child support transfers. All moneys transferred from the appropriation account under par. (r),

to be distributed for the support of dependent children in accordance with applicable federal and state statutes, federal regulations and state rules.

SECTION 8. 20.445 (3) (k) of the statutes, as created by 1997 Wisconsin Act . . . (this act), is repealed and recreated to read:

20.445 (3) (k) Child support transfers. All moneys transferred from the appropriation account under par. (r), to be expended under the Wisconsin works program under **subch. III** of ch. 49 and to be distributed as provided in s. 49.24 and for the support of dependent children in accordance with applicable federal and state statutes, federal regulations and state rules.

SECTION 9. 20.445 (3) (r) of the statutes is created to read:

20.445 (3) (r) Support receipt and disbursement program; payments. All moneys received under s. 49.854, except for moneys received under s. 49.854 (11) (b), by the support collections trust fund for disbursement to the persons for whom the payments are awarded, for returning seized funds under s. 49.854 (5) (f) and, if assigned under s. 46.261, 48.57 (3m) (b) 2., 49.145 (2) (s) or 49.19 (4) (h) 1. b., for transfer to the appropriation account under par. (k). Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 10. 20.445 (3) (r) of the statutes, as created by 1997 Wisconsin Act . . . (this act), is repealed and recreated to read:

20.445 (3) (r) Support receipt and disbursement program; payments. From the support collections trust fund, all moneys received under s. 49.854, except for moneys received under s. 49.854 (11) (b), all moneys received under ss. 767.265 and 767.29 for child or family support, maintenance, spousal support, health care expenses or birth expenses, and all other moneys received under judgments or orders in actions affecting the family, as defined in s. 767.02 (1), for disbursement to the persons for whom the payments are awarded, for returning seized funds under s. 49.854 (5) (f) and, if assigned under s. 46.261, 48.57 (3m) (b) 2., 49.145 (2) (s), 49.19 (4) (h) 1. b. or 49.775 (2) (bm), for transfer to the appropriation account under par. (k). Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 11. 20.921 (2) (a) of the statutes is amended to read:

20.921(2)(a) **Whenever it becomes necessary in pursuance** of any federal or state law or court-ordered assignment of income under s. 46.10 (14) (e), 767.23 (1) (L), 767.25 (4m) (c), 767.265 ~~or~~ 767.51 (3m) (c) or 767.62 (4) (b) 3. to make deductions from the salaries of state officers or employees or employees of the University of Wisconsin Hospitals and Clinics Authority, the state agency or authority by which the officers or employees are employed is responsible for making such deductions and

paying over the total thereof for the purposes provided by the laws or orders under which they were made.

SECTION 12. 25.17 (1) (tm) of the statutes is created to read:

25.17 (1) (tm) Support collections trust fund (s. 25.68);

SECTION 13. 25.68 of the statutes is created to read: **25.68 Support collections trust fund.** There is created a separate nonlapsible trust fund designated as the support collections trust fund, to consist of all moneys received by the department of workforce development under s. 49.854, except for moneys received under s. 49.854 (11) (b).

SECTION 14. 25.68 of the statutes, as created by 1997 Wisconsin Act . . . (this act), is repealed and recreated to read:

25.68 Support collections trust fund. There is created a separate nonlapsible trust fund designated as the support collections trust fund, to consist of all of the following:

(1) All moneys received by the department of workforce development under s. 49.854, except for moneys received under s. 49.854 (11) (b).

(2) All moneys received under ss. 767.265 and 767.29 for child or family support, maintenance or spousal support, health care expenses or birth expenses.

(3) All moneys not specified under sub. (2) that are received under a judgment or order in an action affecting the family, as defined in s. 767.02 (1), by the department of workforce development or its designee.

SECTION 15. 29.09 (1 lm) of the statutes is created to read:

29.09 (1lm) DENIAL AND REVOCATION OF APPROVALS BASED ON CHILD SUPPORT DELINQUENCY. (a) Social security numbers required. The department shall require an applicant who is an individual to provide his or her social security number as a condition of applying for, or applying to renew, any of the following approvals:

1. Any license issued under this chapter.
2. Any permit issued under s. 29.38, 29.521, 29.525, 29.53 or 29.578.

3. A wild rice identification card issued under s. 29.544.

(b) **Duplicates.** For purposes of this subsection, an application for a duplicate of an approval specified in par. (a) shall be considered an application for the issuance of the approval.

(c) **Disclosure of social security numbers.** The department of natural resources may not disclose any social security numbers received under par. (a) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

(d) **Denial of approvals.** 1. As provided in the memorandum of understanding required under s. 49.857 (2), the department shall deny an application to issue or renew, suspend if already issued or otherwise withhold or

restrict an approval specified in par. (a) 1. to 3. if the applicant for or the holder of the approval is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or if the applicant or holder fails to comply with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings.

2. As provided in the memorandum of understanding required under s. 49.857 (2), the department shall deny an application to issue or renew an approval specified in par. (a) 1. to 3. if the applicant for or the holder of the approval fails to provide his or her social security number as required under par. (a).

SECTION 16. 29.1085 (3) (c) 1. of the statutes, as affected by 1997 Wisconsin Act 1, is amended to read:

29.1085 (3) (c) 1. The department shall issue a notice of approval to those qualified applicants selected to receive a Class A bear license. A person who receives notice of approval and who pays the required fee shall be issued the license subject to s. 29.09 (11m).

SECTION 17. 29.1085 (3) (c) 2. of the statutes, as affected by 1997 Wisconsin Act 1, is amended to read:

29.1085 (3) (c) 2. A Class B bear license shall be issued subject to s. 29.09 (11m) by the department or by a county clerk to any resident who applies for this license and who pays the required fee.

SECTION 18. 29.134 (3) of the statutes is amended to read:

29.134 (3) Licenses shall be issued, subject to s. 29.09 (11m), by the department upon application. The form of application and license shall be prescribed by the department.

SECTION 19. 29.135 (3) of the statutes is amended to read:

29.135 (3) ISSUANCE. The department shall issue a wholesale fish dealer license to any person 18 years of age or older who applies for this license, if that person is not otherwise prohibited from being issued a license under s. 29.09 (11m), 29.99 or 29.995.

SECTION 20. 29.138 (5m) of the statutes is created to read:

29.138 (5m) DENIAL AND REVOCATION OF APPROVALS BASED ON CHILD SUPPORT DELINQUENCY. (a) The band is requested to enter into a memorandum of understanding with the department of workforce development under s. 49.857.

(b) The band is requested to enact tribal laws or ordinances that require each person, as a condition of being issued an approval under this section, to provide to the band his or her social security number and tribal laws or ordinances that prohibit the disclosure of that number by the band to any other person except to the department of

workforce development for the purpose of administering s. 49.22.

(c) The band is requested to enact tribal laws or ordinances that deny an application to issue or renew, suspend if already issued or otherwise withhold or restrict an approval issued under this section if the applicant for or the holder of the approval fails to provide the information required under tribal laws or ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or if the department of workforce development certifies that the applicant for or the holder of the approval has failed to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse.

(d) Section 29.09 (11m) does not apply to approvals issued under this section.

SECTION 21. 29.145 (1c) (intro.) of the statutes is amended to read:

29.145 (1c) ~SHINGLICENSEFORDISABLEDPERSONS. (intro.) The department shall issue, subject to s. 29.09 (11m), an annual disabled person fishing license to any resident who applies for this license and who does one of the following:

SECTION 22. 29.33 (2) (d) of the statutes is amended to read:

29.33 (2) (d) Transfer of license. The department may, upon application, permit the transfer of a license to any similar boat during the time a licensed boat is disabled or undergoing repairs or upon the sale of a licensed boat. The department shall promulgate rules governing the transfer of commercial fishing licenses between individuals equally qualified to hold the licenses and to members of a licensee's immediate family provided the rules assure the wise use and conservation of the fish resources being harvested under the license. The rules shall relate only to those waters in which the number of licenses is limited. The commercial fishing boards, under sub. (7), shall approve or deny transfers of commercial fishing licenses in accordance with the rules promulgated under this section. For purposes of s. 29.09 (11m), a transfer of a license under this section shall be considered an issuance of a license to the transferee.

SECTION 23. 29.521 (2) (a) of the statutes, as created by 1997 Wisconsin Act 27, is amended to read:

29.521 (2) (a) The department, subject to s. 29.09 (11m), shall issue a permit under this subsection for a natural body of water specified under sub. (1) (c) 1. if the department determines that no substantial public interest exists in the body of water and that no public or private rights in the body of water will be damaged.

SECTION 24. 29.521 (2) (c) 1. of the statutes, as created by 1997 Wisconsin Act 27, is amended to read:

29.521 (2) (c) 1. The department, subject to s. 29.09 (1m), shall renew a permit issued under this subsection unless the department determines that there has been a substantial change in circumstances that is related to a determination made under par. (a) for the natural body of water or that is related to the application of the criteria promulgated under par. (f) to the body of water.

SECTION 25. 29.544 (3) of the statutes is amended to read:

29.544 (3) **LICENSE REQUIRED EXCEPTIONS; WILD RICE IDENTIFICATION CARD.** Every person over the age of 16 and under the age of 65 shall obtain the appropriate wild rice license to harvest or deal in wild rice but no license to harvest is required of the members of the immediate family of a licensee or of a recipient of old-age assistance or members of their immediate families. The department, subject to s. 29.09 (11m), shall issue a wild rice identification card to each member of a licensee's immediate family, to a recipient of old-age assistance and to each member of the recipient's family. The term "immediate family" includes husband and wife and minor children having their abode and domicile with the parent or legal guardian.

SECTION 26. 29.573 (2) of the statutes is amended to read:

29.573 (2) No license ~~shall be granted~~ may be issued unless the applicant owns or has under lease the area for which the license is granted ~~Boundaries~~ of the area licensed shall be defined and posted as prescribed by the department.

SECTION 27. 29.574 (3) of the statutes is amended to read:

29.574 (3) Upon the filing of such declaration the department shall forthwith investigate the same and may require the applicant to produce satisfactory evidence of the facts therein stated. It will be necessary for the licensee to purchase all wild game within the boundaries of the proposed farm of the species designated in the license, and to effect this purpose the department thereupon shall appoint one member, the applicant one member, and these 2 shall select a 3rd member, the 3 to act as a board to go upon the lands embraced within the proposed license and determine as near as possible the number of wild birds and animals of the desired species thereon at the time of the ~~granting~~ issuing of the license. e s - sary expenses of all of the members of such board shall be paid by the licensee. Within 30 days after the date of such determination as accepted by the department the licensee shall pay to the department a specified sum as may be determined by the department for those species of wild birds or wild animals on the lands that are desired for propagation purposes, the title of which rests in the state. If upon such examination it appears that the applicant is the owner or lessee of said lands, and the applicant in-

tends in good faith to establish, operate and maintain a game bird and animal farm, subject to s. 29.09 (1 1m), the department shall issue a license to the applicant describing such lands, and certifying that the licensee is lawfully entitled to use the same for the breeding, propagating, killing and selling of such game birds and animals thereon according to this section. When such license has been granted issued, the licensee shall become the owner of all such game birds or animals thereon of the species licensed and of all of their offspring actually produced thereon and remaining thereon, subject however to the jurisdiction of the department over all game.

SECTION 28. 29.575 (3) of the statutes is amended to read:

29.575 (3) Upon the filing of such declaration the department shall investigate and may require the applicant to produce satisfactory evidence of the facts stated in the declaration. If it appears that the applicant is the owner or lessee of the lands, and that the applicant intends in good faith to establish, operate and maintain a fur animal farm, subject to s. 29.09 (1 1m), the department shall issue a license to the applicant. The license shall describe the lands and shall certify that the licensee is entitled to use the same for dealing, breeding, propagating and trapping fur animals on the land described in the license.

SECTION 29. 29.575 (4) of the statutes is amended to read:

29.575 (4) Upon issuance of the license, the department shall appoint one person, the applicant shall appoint one person, and these 2 shall select a 3rd person to enter the lands and determine the number of fur animals thereon at the time of the ~~granting~~ issuing of the license. e necessary expenses of these persons shall be paid by the licensee. Within 10 days after the date of such determination, the licensee shall pay to the department \$2.50 for each beaver, 50 cents for each muskrat, \$2.50 for each mink, \$2.50 for each otter, \$1 for each raccoon, and 50 cents for each skunk so found on such lands. Only those animals to be licensed under the fur animal farm are to be paid for. When such payment has been made the licensee shall become owner of such fur animals on said lands and of all of their offspring remaining thereon. The licensee shall have the right to manage and control said lands and the licensed fur animals thereon, to take the same at any **time** or in any manner, subject to s. 29.245, which the licensee sees fit and deems to the best advantage of the licensee's business, and to sell and transport at any time said fur animals or the pelts taken from them.

SECTION 30. 29.578 (4) of the statutes is amended to read:

29.578 (4) The licensee shall pay to the department \$25 for each deer so found on such lands. When such payment has been made and the license issued, the licensee shall become the owner of all deer on said lands and of all their offspring. The licensee shall have the right to manage and control said lands and the deer thereon, to

kill the deer, subject to s. 29.245, and to sell the deer as provided by this section. If upon examination it shall appear that the applicant is the owner or lessee of said lands, and that the applicant intends in good faith to establish, operate and maintain a deer farm, the department may inform the applicant that as soon as the applicant has built a suitable deer fence around the area to be included within the license, it will issue the same. Said deer-tight fence shall be built in accordance with specifications prescribed by the department; provided, the department may issue a license for such deer farms heretofore established if the fence actually inclosing said farm is in fact sufficient to hold deer therein. After the complete installation of such fence and after the department has satisfied itself that it is satisfactory and complies with the law, it may issue a license to the applicant describing such lands, and certifying that the licensee is lawfully entitled to use the same for the breeding, propagating, killing and selling of deer thereon according to this section. Section 29.09 (11m) applies to the issuance of licenses under this subsection.

SECTION 31. 29.578 (5) of the statutes is amended to read:

29.578 (5) The deer farm license shall be renewed each year, subject to s. 29.09 (11m), if the licensee has not violated any of the provisions under which it was granted issued.

SECTION 32. 29.578 (11) of the statutes is amended to read: --

29.578 (11) Each license shall be accepted by the licensee upon the condition that ~~the~~ licensee will comply with this section and with all provisions of law and that the licensee will honestly operate said deer farm for the purpose of propagating deer; that the title to the deer in the inclosure for which a license has been granted issued and for which the applicant has paid the state at the rate of \$25 per deer, shall be conditional upon the applicant and licensee honestly and fairly complying with this section and provisions of law relating to the operation of deer farms; and in the action to revoke the license of said licensee, or to establish the licensee's unfitness to further operate said deer farm, the court, in the judgment, in the event it is determined that the applicant and licensee has violated this section and the provisions of law relating to ~~the~~ operation of deer farms, shall provide that the title to all of the deer within said inclosure together with all of the increase therefrom be forfeited to the state; that the said tract of land shall not be used for a deer farm for a period of 5 years and until a new license therefor, after said 5 years, has been issued by the department as provided in this section; that the department shall within 30 days of the notice of entry of judgment enter upon said tract and open ~~the~~ said fences in such a manner as to give the inclosed animals free egress and may drive the said animals out of the inclosure if in the opinion of the department it is for the best interests of the state; said lands for

which said license has been forfeited may be used by the owner thereof for all lawful purposes except the propagating of deer during said time, and during said 5 year period said lands shall be a sanctuary and no hunting or trapping of any kind or character shall be practiced therein or thereon. The department shall in such event duly post notices thereof at intervals of 10 rods around the entire tract.

SECTION 33. 29.578 (14) (am) of the statutes, as affected by 1997 Wisconsin Act 35, is amended to read:

29.578 (14) (am) ~~The Subject to s. 29.09 (11m)~~, the department may issue special retail deer sale permits authorizing a person to retail venison in the carcass from a deer lawfully killed under this section to any retailer of meats.

SECTION 34. 29.578 (14) (b) (intro.) of the statutes is amended to read:

29.578 (14) (b) (intro.) Any person may serve venison obtained from a deer farm licensed under this section if the person has a venison serving permit from the department. The application for this permit shall be in the form and include the information the department requires. If the department after investigation is satisfied ~~that~~ the application is satisfactory ~~it, the department, subject to s. 29.09 (11m)~~, shall issue a venison serving permit conditioned as follows:

SECTION 35. 29.585 (1) of the statutes is amended to read:

29.585 (1) The department may ~~grant~~ issue licenses for wildlife exhibits which are defined as any place where one or more live wild animals are kept in captivity for the purpose of exhibition or for advertising purposes. The form of application and license shall be prescribed by the department.

SECTION 36. 29.585 (3) of the statutes is amended to read:

29.585 (3) No wildlife exhibition license ~~shall be granted~~ may be issued by the department until it is satisfied that the provisions for housing and caring for such wild animals and for protecting the public are proper and adequate and in accordance with the standards therefor established by the department.

SECTION 37. 40.08 (1c) of the statutes is created to read:

40.08 (1c) **WITHHOLDING OF ANNUITY PAYMENTS.** Notwithstanding sub. (1), any monthly annuity paid under s. 40.23, 40.24, 40.25 (1), (2) or (2m) or 40.63 is subject to s. 767.265. The board and any member or agent thereof and the department and any employe or agent thereof are immune from civil liability for any act or omission while performing official duties relating to withholding any annuity payment pursuant to s. 767.265.

SECTION 38. 40.08 (1g) of the statutes is created to read:

40.08 (1g) **WITHHOLDING OF LUMP SUM PAYMENTS.** Notwithstanding sub. (1), any lump sum payment made under s. 40.23, 40.24, 40.25 (1), (2) or (2m) or 40.63 is

subject to s. 49.852. The board and any member or agent thereof and the department and any employe or agent thereof are immune from civil liability for any act or omission while performing official duties relating to withholding any lump sum payment pursuant to s. 49.852.

SECTION 39. 46.251 of the statutes is renumbered 49.225.

SECTION 40. 48.02 (13) of the statutes is amended to read:

48.02 (13) "**Parent**" means either a biological parent, a husband who has consented to ~~the~~ artificial insemination of his wife under s. 891.40, or a parent by adoption. If the child is a nonmarital child who is not adopted or whose parents do not subsequently intermarry under s. 767.60, "parent" includes a person ~~adjudged in a judicial proceeding~~ acknowledged under s. 767.62 (1) or a substantially similar law of another state or adjudicated to be the biological father. "Parent" does not include any person whose parental rights have been terminated.

SECTION 41. 48.396 (2) (dm) of the statutes, as affected by 1997 Wisconsin Act 35, is amended to read:

48.396 (2) (dm) Upon request of a court having jurisdiction over actions affecting the family, an attorney responsible for support enforcement under s. 59.53 (6) (a) or a party to a paternity proceeding under ss. 767.45 to 767.60, the party's attorney or the guardian ad **litem** for the child who is the subject of that proceeding to review or be provided with information from the records of the court assigned to exercise jurisdiction under this chapter and ch. 938 relating to the paternity of a child for the purpose of determining the paternity of the child or for the purpose of rebutting the presumption of paternity under s. 891.405 or 891.41 **(1)**, ~~the~~ court assigned to exercise jurisdiction under this chapter and ch. 938 shall open for inspection by the requester its records relating to the paternity of the child or disclose to the requester those records.

SECTION 42. 48.42 (4) **(b) 2.** of the statutes is amended to read:

48.42 (4) (b) 2. If the child is a nonmarital child who is not adopted or whose parents do not subsequently intermarry under s. 767.60 and paternity has not been ~~acknowledged~~ under s. 767.62 (1) or a substantially similar law of another state or adjudicated, the court may, as provided in s. 48.422 (6) **(b)**, order publication of a notice under subd. 4.

SECTION 43. 48.66 (1) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

48.66 (1) ~~The Except as provided under s. 48.715 (6),~~ the department shall license and supervise child welfare agencies, as required by s. 48.60, group homes, as required by s. 48.625, shelter care facilities, as required by s. 938.22, and day care centers, as required by s. 48.65. The department may license foster homes or treatment foster homes, as provided by s. 48.62, and may license and supervise county departments in accordance with the

procedures specified in this section and in ss. 48.67 to 48.74. ~~The Except as provided under s. 48.715 (6),~~ the department of corrections may license a child welfare agency to operate a secured child caring institution, as defined in s. 938.02 **(15g)**, for holding in secure custody children who have been convicted under s. 938.183 or adjudicated delinquent under s. 938.34 **(4d)**, (4h) or (4m) and referred to the child welfare agency by the court or the department of corrections and to provide supervision, care and maintenance for those children. A license issued under this subsection, other than a license to operate a foster home, treatment foster home or secured child caring institution, is valid until revoked or suspended. A license issued under this subsection to operate a foster home, treatment foster home or secured child caring institution may be for any term not to exceed 2 years from the date of issuance. No license issued under this subsection is transferable.

SECTION 44. 48.66 (2) of the statutes is amended to read:

~~48.66 (2)~~ The department shall prescribe application forms to be used by all applicants for licenses from it. The application forms prescribed by the department shall require that the social security numbers of all applicants for a license to operate a child welfare agency, group home, shelter care facility or day care center who are individuals be provided.

SECTION 45. 48.66 (2m) of the statutes is created to read:

~~48.66 (2m)~~ (a) The department of health and family services shall require each applicant for a license under **sub. (1)** to operate a child welfare agency, group home, shelter care facility or day care center who is an individual, and the department of corrections shall require each applicant for a license under **sub. (1)** to operate a secured child caring institution who is an individual, to provide that department with his or her social security number when initially applying for or applying to renew the license.

~~(b)~~ The department of health and family services and the department of corrections may not issue or renew a license specified in par. (a) to or for an applicant who is an individual unless the applicant has provided his or her social security number to that department.

(c) The department of health and family services and the department of corrections may disclose a social security number obtained under par. (a) only on the request of the department of workforce development under s. 49.22 (2m).

SECTION 46. 48.69 of the statutes is amended to read:

48.69 Probationary licenses. If Except as provided under s. 48.715 (6), if any child welfare agency, shelter care facility, group home or day care center that has not been previously issued a license under s. 48.66 (1) applies for a license, meets the minimum requirements for a license established under s. 48.67 and pays the applicable

fee referred to in s. 48.68 (1), the department shall issue a probationary license to that child welfare agency, shelter care facility, group home or day care center. A probationary license is valid for up to 6 months after the date of issuance unless renewed under this section or suspended or revoked under s. 48.715. Before a probationary license expires, the department shall inspect the child welfare agency, shelter care facility, group home or day care center holding the probationary license and, except as arovided under s. 48.715 (6), if the child welfare agency, shelter care facility, group home or day care center meets the minimum requirements for a license established under s. 48.67, the department shall issue a license under s. 48.66 (1). A probationary license issued under this section may be renewed for one 6-month period.

SECTION 47. 48.715 (6) of the statutes is created to read:

48.715 (6) The department of health and family services shall deny, suspend, restrict, refuse to renew or otherwise withhold a license under s. 48.66 (1) or a probationary license under s. 48.69 to operate a child welfare agency, group home shelter care facility or day care center, and the department of corrections shall deny, suspend, restrict, refuse to renew or otherwise withhold a license under s. 48.66 (1) to operate a secured child caring institution, for failure of the applicant or licensee to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or for failure of the applicant or licensee to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. Notwithstanding s. 48.72, an action taken under this subsection is subject to review only as provided in the memorandum of understanding entered into under s. 49.857 and not as provided in s. 48.72.

SECTION 48. 48.72 of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

48.72 Appeal procedure. Any Except as vrovided in s. 48.715 (6), any person aggrieved by the department's refusal or failure to issue, renew or continue a license or by any action taken by the department under s. 48.715 has the right to an administrative hearing provided for contested cases in ch. 227. To receive an administrative hearing under ch. 227, the aggrieved person shall send to the department a written request for a hearing under s. 227.44 within 10 days after the date of the department's refusal or failure to issue, renew or continue a license or the department's action taken under s. 48.715. The department shall hold an administrative hearing under s. 227.44 within 30 days after receipt of the request for the administrative hearing unless the aggrieved person consents to an extension of that time period. Judicial

review of the department's decision may be had as provided in ch. 227.

SECTION 49. 48.837 (4) (e) of the statutes is amended to read:

48.837 (4) (e) Shall, before hearing the petitions under subs. (2) and (3), ascertain whether the child's paternity has been acknowledged under s. 767.62 (1) or a substantially similar law of another state or adjudicated in this state or another jurisdiction. If any person has filed a declaration of paternal interest under s. 48.025, the court shall determine the rights of that person. If the child's paternity has not been acknowledged or adjudicated and if no person has filed a declaration under s. 48.025, the court shall attempt to ascertain the paternity of the child. The court may not proceed **with** the hearing on the petitions under this section unless the parental rights of the nonpetitioning parent, whether known or unknown, have been terminated.

SECTION 50. 48.91 (2) of the statutes is amended to read:

48.91 (2) In an adoption proceeding for a nonmarital child who is not adopted or whose parents do not subsequently intermarry under s. 767.60, the court shall establish whether the rights of any persons who have filed declarations of paternal interest under s. 48.025 have been determined or whether paternity has been acknowledged unders. 767.62 (1) or a substantially similar law of another state or adjudicated in this state or in another jurisdiction. If the court finds that no such determination has been made, the court shall proceed, prior to any action on the petition for adoption, to attempt to ascertain the paternity of the child and the rights of any person who has filed a declaration under s. 48.025.

SECTION 51. 49.124 (1g)(a) of the statutes, as created by 1997 Wisconsin Act 27, is amended to read:

49.124 (1g) (a) The individual is a custodial parent of a child who is under the age of 18 and who has an absent parent, or the individual lives with and exercises parental control over a child who is under the age of 18 and who has an absent parent, and the individual does not fully cooperate in good faith with efforts directed at establishing the paternity of the child, if necessary, and obtaining support payments, if any, or other payments or property, if any, to which that individual or the child may have rights. This paragraph does not apply if the individual has good cause for refusing to cooperate, as determined by the department in accordance with federal law and regulations.

SECTION 52. 49.145 (2) (f) 1. of the statutes is renumbered 49.145 (2) (f) 1. (intro.) and amended to read:

49.145 (2) (f) 1. (intro.) Subject to subd. 2., the individual all of the following conditions are met:

a. Every narent in the individual's Wisconsin works group fully cooperates in good faith with efforts directed at establishing the paternity of the dependent anv minor child and of that narent regardless of whether the narent

is the custodial or noncustodial parent of that child. Such cooperation shall be in accordance with federal law and regulations and rules promulgated by the department applicable to paternity establishment and may not be required if the parent has good cause for refusing to cooperate, as determined by the department in accordance with federal law and regulations.

b. Every parent in the individual's Wisconsin works group fully cooperates in good faith with efforts directed at obtaining support payments or any other payments or property to which that individual parent and the dependent any minor child of that parent may have rights or for which that parent may be responsible, regardless of whether the parent is the custodial or noncustodial parent of the minor child. Such cooperation shall be in accordance with federal law and regulations and rules promulgated by the department applicable to paternity establishment and collection of support payments and may not be required if the parent has good cause for refusing to cooperate, as determined by the department in accordance with federal law and regulations.

SECTION 53. 49.145 (2) (f) 2. of the statutes is amended to read:

49.145 (2) (f) 2. An individual who is a member of a Wisconsin works group that fails 3 times to meet the requirements under subd. 1. remains ineligible until the individual cooperates all of the members of Wisconsin works group cooperate or for a period of 6 months, whichever is later.

SECTION 54. 49.22 (2m) of the statutes, as affected by 1997 Wisconsin Act 27, is renumbered 49.22 (2m) (a) and amended to read:

49.22 (2m) (a) The department may request from any person in this state any information it determines appropriate and necessary for the administration of this section, ss. 49.145, 49.19, 49.46, 49.468 and 49.47 and programs carrying out the purposes of 7 USC 2011 to 2029. Any person in this state Unless access to the information is prohibited or restricted by law, or unless the person has good cause, as determined by the department in accordance with federal law and regulations, for refusing to cooperate, the person shall make a good faith effort to provide this information within 7 days after receiving a request under this subsection paragraph. Except as provided in sub. (2p) and subject to sub. (12), the department or the county child support agency under s. 59.53 (5) may disclose information obtained under this section, ss. 49.145, 49.19, 49.46 and 49.47 and programs carrying out the purposes of 7 USC 2011 to 2029. Employees of the department or a county child support agency under s. 59.53 (5) are subject to s. 49.83.

SECTION 55. 49.22 (2m) (am) of the statutes is created to read:

49.22 (2m) (am) In conjunction with any request for information under par. (a), including a request made by

subpoena under par. (b), the department or county child support agency under s. 59.53 (5) shall advise the person of the time by which the information must be provided and of any consequences to the person under par. (d) that may result from a failure to respond or comply with the request.

SECTION 56. 49.22 (2m) (b) of the statutes is created to read:

49.22 (2m) (b) The department or county child support agency under s. 59.53 (5) may issue a subpoena, in substantially the form authorized under s. 885.02, to compel the production of financial information and other documentary evidence in the administration of this section, ss. 49.145, 49.19, 49.46 and 49.47 and programs carrying out the purposes of 7 USC 2011 to 2029.

SECTION 57. 49.22 (2m) (bc) of the statutes is created to read:

49.22 (2m) (bc) A person in this state shall comply with an administrative subpoena that is issued from another state to compel the production of financial information or other documentary evidence for purposes comparable to those specified in par. (b).

SECTION 58. 49.22 (2m) (c) of the statutes is created to read:

49.22 (2m) (c) A person is not liable to any person for any of the following:

1. Allowing access to financial or other records by the department or a county child support agency under s. 59.53 (5) in response to a request under par. (a) or a subpoena described in par. (bc).

2. Disclosing information from financial or other records to the department or a county child support agency under s. 59.53 (5) in response to a request under par. (a) or a subpoena described in par. (bc).

3. Any other action taken in good faith to comply with this section or a subpoena described in par. (bc) or to comply with a request for information or access to records from the department or a county child support agency under s. 59.53 (5) in the administration of this section, ss. 49.145, 49.19, 49.46 and 49.47 and programs carrying out the purposes of 7 USC 2011 to 2029.

SECTION 59. 49.22 (2m) (d) of the statutes is created to read:

49.22 (2m) (d) Any person who fails to respond to or comply with a subpoena described in par. (bc) or a request under par. (a) by the department or a county child support agency under s. 59.53 (5) may be required to pay a forfeiture in an amount determined by the department by rule.

SECTION 60. 49.22 (6) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

49.22 (6) The department shall establish, pursuant to federal and state laws, rules and regulations, a uniform system of fees for services provided under this section to individuals not receiving aid under s. 46.261, 49.19 or 49.47 or benefits under s. 49.124, 49.148 or 49.155 and

~~to individuals not receiving foster care maintenance payments under 42 USC 670 to 679a; or kinship care payments under s. 48.57 (3m). The system of fees may take into account an individual's ability to pay. Any fee paid and collected under this subsection may be retained by the county providing the service except for the fee specified in 42 USC 653 (e) (2) for federal parent locator services.~~

SECTION 61. 49.22 (7g) of the statutes is created to read:

49.22 (7g) The department shall provide all of the following:

(a) Training to hospital staffmembers concerning the form that is prescribed by the state registrar under s. 69.15 (3) (b) 3. and concerning the significance and benefits of, and alternatives to, of establishing paternity.

(b) The written information that is required to be provided to parents under s. 69.14 (1) (cm).

SECTION 62. 49.22 (1-1) of the statutes is renumbered 49.22 (11) (a) and amended to read:

49.22 (11) (a) The department ~~may, upon request, shall~~ disclose to a consumer reporting agency, as defined under 45 CFR 303.105 (a), the amount of overdue child support owed by a parent. ~~The~~ At least 20 business days before disclosing the information to the consumer reporting agency, the department shall notify the parent prior to disclosing the information to the consumer reporting agency and inform the parent of the methods available for contesting the accuracy of the information.

SECTION 63. 49.22 (11) (b) of the statutes is created to read:

49.22 (11) (b) The department shall notify a consumer reporting agency within 30 days if any amounts reported to the consumer reporting agency under par. (a) were erroneous. Within 30 days of notification under this paragraph, the consumer reporting agency shall correct the erroneous amount in its records.

SECTION 64. 49.22 (11) (c) of the statutes is created to read:

49.22 (11) (c) The department shall notify a consumer reporting agency within 30 days if any amounts reported to the consumer reporting agency under par. (a) are paid in full. Within 30 days of notification under this paragraph, the consumer reporting agency shall indicate the payment in full in its records.

SECTION 65. 49.225 of the statutes is created to read:
49.225 Ordering genetic tests. (1) In this section, "genetic test" has the meaning given in s. 767.001 (1m).

(2) (a) A county child support agency under s. 59.53 (5) may require, by subpoena in substantially the form authorized under s. 885.02 or by other means, a child, the child's mother and a male alleged, or alleging himself, to be the child's father to submit to genetic tests if there is probable cause to believe that the male had sexual intercourse with the child's mother during a possible time of the child's conception. Probable cause of sexual inter-

course during a possible time of conception may be established by a sufficient affidavit of the child's mother or the male alleged, or alleging himself, to be the child's father.

(b) If there is only one male alleged, or alleging himself, to be the father and one or more persons required to submit to genetic tests under par. (a) fail to appear for the scheduled tests, the county child support agency under s. 59.53 (5) may bring an action under s. 767.45 for determining the paternity of the child.

(3) The fees and costs for genetic tests performed on any person required to submit to the tests under **sub.(2)** (a) shall be paid for by the county except as follows:

(a) The county may seek reimbursement from either the mother or male alleged, or alleging himself, to be the father, or from both, if the test results show that the male is not excluded as the father and that the statistical probability of the male's parentage is 99.0% or higher.

(b) If 2 or more identical series of genetic tests are performed upon the same person, the county child support agency under s. 59.53 (5) shall require the person requesting the 2nd or subsequent series of tests to pay for the tests in advance. If the person requesting the 2nd or subsequent series of tests is indigent, the county shall pay for the tests and may seek reimbursement from the person.

SECTION 66. 49.25 (3) (a) 8. of the statutes is amended to read:

49.25 (3) (a) 8. A man who has been adjudicated ~~or who, under s. 767.62 (1) or a substantially similar law of another state, has acknowledged himself~~ to be the father of a child of a woman subject to the program under this section under subd. 1., 2. or 3., if the man is living with the woman.

SECTION 67. 49.45 (2) (a) 11. of the statutes is amended to read:

49.45 (2) (a) 11. Establish criteria for the certification of eligible providers of services under Title XIX of the social security act and, except as provided in s. 49.48, certify such eligible providers.

SECTION 68. 49.45 (2) (a) 12. of the statutes is amended to read:

49.45 (2) (a) 12. Decertify or suspend under this subdivision a provider from the medical assistance program, if after giving reasonable notice and opportunity for hearing, the department finds that the provider has violated federal or state law or administrative rule and such violations are by law, regulation or rule grounds for **decertification** or suspension. No payment may be made under the medical assistance program with respect to any service or item furnished by the provider subsequent to decertification or during the period of suspension.

SECTION 69. 49.45 (19) (a) 1. of the statutes is amended to read:

49.45 (19) (a) 1. Fully cooperate in good faith with efforts directed at establishing the paternity of a **nonmari-**

tal child and obtaining support payments or any other payments or property to which the person and the dependent child or children may have rights. This cooperation shall be in accordance with federal law and regulations applying to paternity establishment and collection of support payments and may not be required if the person has good cause for refusing to cooperate, as determined by the department in accordance with federal law and regulations.

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SECTION 70. 49.48 of the statutes is created to read:
49.48 Denial, nonrenewal and suspension of certification of service providers based on certain delinquency in payment. (1) The department shall require each applicant to provide the department with the applicant's social security number, if the applicant is an individual, as a condition of issuing or renewing a certification under s. 49.45 (2) (a) 11. as an eligible provider of services.

(2) The department of health and family services may not disclose any information received under sub. (1) to any person except to the department of workforce development for the purpose of making certifications required under s. 49.857.

(3) The department of health and family services shall deny an application for the issuance or renewal of a certification specified in sub. (1), shall suspend a certification specified in sub. (1) or may, under a memorandum of understanding under s. 49.857 (2), restrict a certification specified in sub. (1) if the department of workforce development certifies under s. 49.857 that the applicant for or holder of the certificate is delinquent in the payment of court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings.

SECTION 71. 49.852 of the statutes is created to read:
49.852 Delinquent support payments; pension plans. (1) The department of workforce development may direct the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan to withhold the amount specified in the statewide support lien docket under s. 49.854 (2) (b) from any lump sum payment from a pension plan that may be paid a delinquent support obligor, except that the department of workforce development may not direct that an amount be withheld under this subsection unless it has met the notice requirements under sub. (2) and unless the amount specified has either not been appealed or is no longer under appeal under s. 49.854.

(2) The department of workforce development shall send a notice to the last-known address of the person from whom the department intends to recover the amount specified in the statewide support lien docket under s. 49.854 (2) (b). The notice shall do all of the following:

(a) Inform the person that the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan, whichever is appropriate, shall withhold the amount specified in the statewide support lien docket under s. 49.854 (2) (b) from any lump sum payment from a pension plan that may be paid the person.

(b) Inform the person that he or she may, within 20 business days after the date of the notice, request a court hearing on the issue of whether the person owes the amount specified in the statewide support lien docket under s. 49.854 (2) (b). The request shall be in writing and the person shall mail or deliver a copy of the request to **the** county child support agency under s. 59.53 (5).

(c) Request that the person inform the department of workforce development or the appropriate county child support agency under s. 59.53 (5) if a bankruptcy stay is in effect with respect to the person.

(3) If a person has requested a hearing pursuant to sub. (2) (b), the hearing shall be conducted before the circuit court that rendered the initial order to pay support. The court shall schedule a hearing within 10 business days after receiving a request for a hearing. The family court commissioner may conduct the hearing. If the court determines that the person owes the amount specified in the statewide support lien docket under s. 49.854 (2) (b), the department of workforce development may direct the department of employe trust funds, **the** retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan, whichever is appropriate, to withhold the amount from any lump sum payment from a pension plan that may be paid the person. If the court determines that the person does not owe the amount specified in the statewide support lien docket under s. 49.854 (2) (b), the department of workforce development may not direct the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan, whichever is appropriate, to withhold the amount from any lump sum payment from a pension plan that may be paid the person.

(4) (a) If the department of workforce development directs the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan to withhold the amount specified in the statewide support lien docket under s. 49.854 (2) (b), this directive shall constitute a lien,

equal to the amount specified in the statewide support lien docket, on any lump sum payment from a pension plan that may be paid the person.

(b) If the department of workforce development directs the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan to withhold the amount specified in the statewide support lien docket under s. 49.854 (2) (b), the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan shall deduct from any lump sum payment that may be paid the person the amount specified in the statewide support lien docket, less any amount specified under par. (d). If the amount specified in the statewide support lien docket under s. 49.854 (2) (b), less any amount specified under par. (d), exceeds the lump sum payment, the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan shall deduct the entire lump sum payment, less any withholdings otherwise required by law. The amount deducted under this paragraph shall be remitted to the department of workforce development.

(c) A directive to the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan to withhold the amount specified in the statewide support lien docket under s. 49.854 (2) (b) under this section does not prohibit the department of workforce development from attempting to recover the amount through other legal means.

(d) The department of workforce development shall promptly notify the department of employe trust funds, the retirement system of any 1st class city, any retirement system established under chapter 201, laws of 1937, or the administrator of any other pension plan upon recovery of any amount previously specified in the statewide support lien docket under s. 49.854 (2) (b).

SECTION 72. 49.853 of the statutes is created to reach **49.853 Financial record matching program. (1) DEFINITIONS.** In this section:

(a) "Account" means a demand deposit account, checking or negotiable withdrawal order account, savings account, time deposit account or money market mutual fund account.

(am) "County child support agency" means the county child support agency under s. 59.53 (5).

(b) "Department" means the department of workforce development.

(c) "Financial institution" means any of the following:

1. A depository institution, as defined in 12 USC 1813 (c).

2. An institution-affiliated party, as defined in 12 USC 1813 (u), of a depository institution under subd. 1.

3. A federal credit union or state credit union, as defined in 12 USC 1752.

4. An institution-affiliated party, as defined in 12 USC 1786 (r), of a credit union under subd. 3.

5. A benefit association, insurance company, safe deposit company, money market mutual fund or similar entity authorized to do business in this state.

6. A broker-dealer, as defined in s. 551.02 (3).

(d) "Obligor" has the meaning given in s. 49.854 (1) (d).

(dm) "Ownership interest" has the meaning specified by the department by rule.

(e) "Support" has the meaning given in s. 49.854 (1) (f).

(2) FINANCIAL RECORD MATCHING PROGRAM AND AGREEMENTS. The department shall operate a financial record matching program under this section. The department shall promulgate rules specifying procedures under which the department shall enter into agreements with financial institutions doing business in this state to operate the financial record matching program under this section. The agreement shall require the financial institution to participate in the financial record matching program under this section by electing either the financial institution matching option under sub. (3) or the state matching option under sub. (4). The rules promulgated under this section shall provide for reimbursement of financial institutions in an amount not to exceed their actual costs of participation in the financial record matching program under this section.

(3) FINANCIAL INSTITUTION MATCHING OPTION. (a) If a financial institution with which the department has an agreement under sub. (2) elects to use the financial institution matching option under this subsection the department shall provide a financial institution with information regarding delinquent obligors. The information shall be provided at least once each calendar quarter and shall include the obligor's name and social security number. The information shall be provided to the financial institution in the manner specified by rule or by agreement. To the extent feasible, the information required under this paragraph shall be provided to the financial institution by an automated data exchange.

(b) Each financial institution receiving information under par. (a) shall take actions necessary to determine whether any obligor has an ownership interest in an account maintained at the financial institution. If the financial institution determines that an obligor has an ownership interest in an account at the financial institution, the financial institution shall provide the department with a notice containing the obligor's name, address of record,

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social security number or other taxpayer identification number, and account information. The information regarding the obligor's account shall include the account number, the account type, the nature of the obligor's ownership interest in the account, and the balance of the account at the time that the record match is made. The notice under this paragraph shall be provided in the manner specified by rule or agreement. To the extent feasible, the notice required under this paragraph shall be provided to the department by an automated data exchange.

(c) The financial institution participating in the financial institution matching option under this subsection, and the employees, agents, officers and directors of the financial institution, may use the information provided by the department under par. (a) only for the purpose of matching records under par. (b). Neither the financial institution nor any employee, agent, officer or director of the financial institution may disclose or retain information provided under par. (a) concerning obligors who do not have an interest in an account maintained at the financial institution. Any person who violates this paragraph may be fined not less than \$25 nor more than \$500 or imprisoned in the county jail for not less than 10 days nor more than one year or both.

(4) STATEMATCHING OPTION. ~~(a) If a financial institution with which the department has an agreement under sub. (2) elects to use the state matching option under this subsection, the financial institution shall provide the department with information concerning all accounts maintained at the financial institution at least once each calendar quarter. For each account maintained at the financial institution, the financial institution shall notify the department of the name and social security number or other tax identification number of each person having an ownership interest in the account, together with a description of each person's interest. The information required under this paragraph shall be provided in the manner specified by rule or agreement. To the extent feasible, the notice required under this paragraph shall be provided to the department by an automated data exchange.~~

(b) The department shall take actions necessary to determine whether any obligor has an ownership interest in an account maintained at a financial institution providing information under par. (a). Upon the request of the department, the financial institution shall provide the department, for each obligor who matches information provided by the financial institution under par. (a), the obligor's address of record, the obligor's account number and account type and the balance of the account.

(c) The department may use the information provided by a financial institution under pars. (a) and (b) only for the purpose of matching records under par. (b). The department may not disclose or retain information received under pars. (a) and (b) concerning account holders who are not delinquent obligors.

(d) A financial institution participating in the state matching option under this subsection, and the employees, agents, officers and directors of the financial institution, may use any information that is provided by the department in requesting additional information under par. (b) only for the purpose of administering s. 49.22 or for the purpose of providing the additional information. Any person who violates this paragraph may be fined not less than \$25 nor more than \$500 or imprisoned in the county jail for not less than 10 days nor more than one year or both.

(5) DELEGATION. The department may delegate any powers and duties given to the department under this section to county child support agencies. The department may require financial institutions to provide county child support agencies with any notices that are required under this section to be provided to the department.

SECTION 73. 49.854 of the statutes is created to read: **49.854 Liens against property for delinquent support payments.** **(1) DEFINITIONS.** In this section:

(a) "Department" means the department of workforce development.

(b) "County child support agency" means the county child support agency under s. 59.53 (5).

(c) "Levy" means all powers of distraint and seizure.

(d) "Obligor" means a person who is obligated to pay court-ordered support.

(e) "Property" includes accounts at financial institutions, personal property and real property, tangible and intangible property and rights to property, but is limited to property and rights of the obligor to property existing at the time of levy.

(f) "Support" means any of the following:

1. Child or family support.

2. Maintenance.

3. Medical expenses of a child.

4. Birth expenses.

5. Any accrued interest on delinquent amounts under subs. 1. to 4.

(2) CREATION OF LIEN; SATISFACTION. **(a) Creation.**

If a person obligated to pay support fails to pay any court-ordered amount of support, that amount becomes a lien in favor of the department upon all property of the person. The lien becomes effective when the information is entered in the statewide support lien docket under par. (b) and that docket is delivered to the register of deeds in the county where the property is located. A lien created under this paragraph is not effective against a good-faith purchaser of titled personal property, unless the lien is recorded on that title.

(b) Statewide support lien docket. The department shall maintain a statewide support lien docket. The department shall provide a copy of the statewide support lien docket to the register of deeds and the county child support agency of each county in this state, and to each

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state agency that titles personal property. Each entry in the statewide support lien docket shall contain the name and the social security number of the obligor and the date that the lien is entered in the docket, as well as the amount of the lien as of the time that the entry is made.

(c) *Updating the statewide support lien docket.* The department shall update the statewide support lien docket in response to orders issued by a court or family court commissioner. The department shall periodically update the statewide support lien docket to reflect changes in the amounts of the liens contained in the docket.

(d) *Amount of lien; satisfaction.* The amount of any support obligation that is a lien under this subsection may be determined by requesting that information from the county child support agency or the register of deeds, as specified by the department. Payment of the full amount that is delinquent at the time of payment to that county child support agency extinguishes that lien. Upon request, the county child support agency shall furnish to the payer of the delinquent amount a satisfaction of lien showing that the amount of support owed has been paid in full and that the person no longer owes the delinquent amount. The satisfaction of lien may be recorded in the office of the register of deeds for any county in which real or personal property of the person who owed the support is located.

(3) NOTIFICATION AND APPEAL OF LIEN. (a) *Notice.* When a delinquent support obligation is included in the statewide support lien docket, the department shall provide notice to the obligor that a lien exists with respect to the delinquent support obligation. The notice shall include the amount of the delinquent child support obligation and shall inform the obligor that the lien is in effect. The notice shall inform the obligor of the obligor's right to request a financial records and court order review under par. (ag) and the obligor's right to request a court hearing under par. (ar). The notice under this paragraph shall also inform the obligor that the department will not take actions to enforce the lien if the obligor pays the delinquent amount in full or makes satisfactory alternative payment arrangements with the department or a county child support agency. The notice shall inform the individual of how he or she may pay the delinquent amount or make satisfactory alternative payment arrangements.

(ag) *Financial records and court order review.* 1. Within 10 business days of the date of the notice under par. (a), the obligor may file a written request for a financial records and court order review with the county child support agency. If the obligor makes a timely request for a financial records and court order review under this paragraph, the department shall hold the review as soon as practicable, but in no event to exceed 60 days after the date of the request. The department shall conduct the financial records and court order review at no charge to the obligor. As soon as practicable after conducting the financial records and court order review, the department

shall make a determination regarding whether the amount of the delinquency contained in the notice is correct and shall provide a copy of the determination to the obligor. If the department determines that the amount of the delinquency is incorrect, the department shall take appropriate actions to correct the inaccuracy. The notice of the determination shall include information regarding the obligor's right to request a review of the determination under subd. 2.

2. If the obligor disagrees with the determination of the department, the obligor may request a hearing with the court or a family court commissioner to review the department's determination. To request a hearing under this subdivision, the obligor shall make the request within 5 business days of the date of the department's determination under subd. 1. The obligor shall make the request in writing and shall mail or deliver a copy of the request to the county child support agency. If a timely request for a hearing is made under this subdivision, the court or family court commissioner shall hold the hearing within 15 business days of the request. If, at the hearing, the obligor establishes that the lien is not proper because of a mistake of fact, the court or family court commissioner shall order the department to remove the lien from the statewide support lien docket or adjust the amount of the delinquent obligation.

(ar) *Direct appeal.* If the obligor has not requested a financial records and court order review under par. (ag), the obligor may request a hearing under this paragraph within 20 business days of the date of the notice under par. (a). The obligor shall make the request in writing and shall mail or deliver a copy of the request to the county child support agency. If a timely request for a hearing is made under this paragraph, the court or family court commissioner shall schedule a hearing within 10 days after the date of the request. If, at the hearing, the obligor establishes that the lien is not proper because of a mistake of fact, the court or family court commissioner shall order the department to remove the lien from the statewide support lien docket or adjust the amount of the delinquent obligation.

(b) *Appeal.* If a family court commissioner conducts a hearing under par. (ag) or (ar), the department or the obligor may, within 15 business days after the date of the decision by the family court commissioner, request review of the decision by the court having jurisdiction over the action. The court conducting the review may order that the lien be withdrawn from the statewide support lien dockets or may order an adjustment of the amount of the delinquent obligation. If no appeal is sought or if the court does not order the withdrawal of the lien, the department may take appropriate actions to enforce the lien.

(4) POWERS OF LEVY AND DISTRAINT; GENERALLY. If any obligor neglects or refuses to pay the support owed by the obligor after the department has made demand for payment, the department may collect that support and the

levy fees and costs under sub. (11) by levy upon any property belonging to the obligor as provided in subs. (5) to (7). Whenever the value of any property that has been levied upon under this subsection is not sufficient to satisfy the claim of the department, the department may levy upon any additional property of the obligor until the support owed and levy costs are fully paid.

(5) LEVYING AGAINST FINANCIAL ACCOUNTS. (a) *Definitions.* In this subsection:

1. "Account" has the meaning given in s. 49.853 (1) (a).
2. "Financial institution" has the meaning given in s. 49.853 (1) (c).

(b) *Notice to the financial institution.* To enforce a lien under this section by levying against an account at a financial institution, the department shall send a notice of levy to the financial institution instructing the financial institution to prohibit the closing of or withdrawals from one or more accounts **that** the obligor owns in whole or in part, up to a total amount that is sufficient to pay the support owed, financial institution fees under par. (e) and estimated levy fees and costs under sub. (1) 1), until further notice from the department or a court. The financial **institution** shall comply with the notice of levy and shall hold the amount specified in the notice until the financial institution receives further instructions from the department or a court.

(d) *Notice to the obligor and certain others.* No later than the next business day after the department sends notice of levy to the financial institution under par. (b), the department shall send a copy of the notice of levy to the obligor. The department shall also send a copy of the notice of levy to any other person who has an ownership interest in the account. The notices required under this paragraph shall be in the form determined by the department, however the notice shall include language stating all of the following:

1. That the obligor has been certified as delinquent in paying support.
2. The amount of the support owed.
3. **The** financial institution to which **the** department sent the notice under par. (b).
4. That one or more accounts owned in whole or in part by **the** obligor at the financial institution have been frozen, up to a total amount that is sufficient pay the support owed, the department's levy costs and financial institution fees.
6. That the obligor may request a hearing within 20 business days after the date of the notice, by submitting the request in writing and by mailing or delivering a copy of the request to the county child support agency.
- 6m. That a person, other than the obligor, who holds the account jointly with the obligor may request a hearing within 20 business days after the date of the notice, to protect the portion of the jointly held account that is **attribut-**

able to his or her net contributions to the jointly held account.

7. The address to which the request for hearing must be mailed or delivered in order to schedule a hearing.

(e) *Financial institution fees.* A financial institution may continue to collect fees, under the terms of the account agreement, on accounts frozen under this subsection. In addition to the levy fee authorized under sub. (11) (a), a financial institution may collect any early withdrawal penalty incurred under the terms of an account as a result of the levy. Financial institution fees authorized under this paragraph may be charged to the account immediately prior to the remittance of the amount to the department and may be charged even if the amounts in the obligor's accounts are insufficient to pay the total amount of support owed and the department's levy costs under sub. (11) (b).

(f) *Hearings.* A hearing requested under par. (d) 6. shall be conducted before the circuit court rendering the order to pay support. Within 45 business days after receiving a request for hearing under par. (d) 6., the court shall conduct the hearing. The family court commissioner may conduct the hearing. The hearing shall be limited to a review of whether the account holder owes the amount of support certified and whether any alternative payment arrangement offered by the department or the county child support agency is reasonable. If the court or family court commissioner makes a written determination that an alternative payment arrangement offered by the department or county child support agency is not reasonable, the court or family court commissioner may order an alternative payment arrangement. If **the** court or family court commissioner orders an alternative payment arrangement, the court or family court commissioner shall order the department to release all or a portion of the funds. If the court or family court commissioner determines that the account holder does not owe support or owes less than the amount claimed by the department, the court shall order the department to return the seized funds or the excess of the seized funds over the amount of the delinquency to the account holder. If a family court commissioner conducts the hearing under this paragraph, the department or the obligor may, within 15 business days after the date that the family court commissioner makes his or her decision, request review of **the** decision by the court with jurisdiction over the action.

(6) LEVYING AGAINST OTHER PERSONAL PROPERTY (a) *When notice of seizure required.* If the department has enforced a lien under this section by levying against personal property, the department shall immediately notify **the** obligor that the property has been seized. The department shall provide the notice of seizure under this paragraph to any person having an ownership interest in the property or any other person with an interest of record in the property. If the property is titled, the department shall

also send a copy of the notice of seizure to the state agency that titles the property. A state agency receiving a notice under this paragraph may not transfer title to the personal property described in the notice, except on the instructions of a court or the department.

(b) *Content of notice of seizure.* The notice provided under par. (a) shall include all of the following:

1. The name of the obligor and the amount of the support owed.

2. A description of the personal property seized.

3. A statement that the obligor may, within 20 business days after the date of the notice, request a hearing on the questions of whether past-due support is owed and whether the property was wrongfully seized.

3m. A statement that a person, other than the obligor, who holds the personal property jointly with the obligor may request a hearing within 20 business days after the date of the notice, to protect the portion of the jointly held personal property that is attributable to his or her net contributions to the jointly held personal property.

4. A statement that the hearing may be requested by submitting the request in writing and by mailing or delivering a copy of the request to the county child support agency.

(c) *Hearing.* If a hearing is requested under par. (b) 4., the court or family court commissioner shall schedule a hearing within 10 business days after receiving the request under par. (b) 4. The hearing shall be limited to a review of whether the obligor owes the amount of support owed that is stated in the notice of seizure and whether any alternative payment arrangement offered by the department or the county child support agency is reasonable. If the court or family court commissioner makes a written determination that an alternative payment arrangement offered by the department or county child support agency is not reasonable, the court or family court commissioner may order an alternative payment arrangement. If the court or family court commissioner orders an alternative payment arrangement, the court or family court commissioner shall order the department to return the seized property within 15 business days. If the court or family court commissioner determines that the obligor does not owe support or owes less than the amount claimed by the department, the court shall order the department to return the seized property within 15 business days or specify the amount which may be retained by the department after the sale of the seized property. If a family court commissioner conducts the hearing under this paragraph, the department or the obligor may, within 15 business days after the date that the family court commissioner makes his or her decision, request review of the decision by the court with jurisdiction over the action. The court reviewing the decision may order the department to return the seized property or may authorize the sale of the property by the department. If the department is ordered to return seized property under this paragraph, the court

shall instruct any state agency responsible for titling the property that it may transfer title to the property without receiving instructions from a court or the department under par. (a).

(d) *Notice of sale.* As soon as practicable after seizing the personal property and after any requested hearings are conducted under par. (c), the department shall send a notice to the obligor stating that the department intends to issue an execution requiring the sheriff to ~~seize~~ ^{seize} and sell the property within 90 days of the date of the execution. The final notice shall include a notice of the obligor's right to redeem the property under par. (e) 8.

(e) *Execution and sale.* After the department has sent the notice under par. (d), the department may issue an execution on any personal property identified in the notice to enforce a lien contained in the statewide support lien docket. The department shall provide a copy of an execution under this paragraph to the obligor and to any other person having an interest in the property. The provisions of ch. 815 apply to the executions issued by the department, except as follows:

1. References to judgments shall be read as references to liens entered in the statewide support lien docket, references to debtors shall be read as references to obligors and references to the court or a judge shall be read as references to the department.

2. Sections 815.01 to 815.04 do not apply. The department may not issue an execution more than 5 years after the date on which the lien was entered in the statewide support lien docket.

3. Section 815.05 does not apply. If the department has delegated under sub. (17) its authority under this subsection, the execution shall be signed by the director of the child support agency that is initiating the ~~real property~~ ^{real property} seizure on behalf of the department. The execution shall include all of the following information:

a. The date that a lien against the obligor was first entered on the child support lien docket.

b. The amount of past due child support that is owed at the time the execution is issued.

c. A description of the personal property.

d. A directive to the officer to whom the execution is addressed to ~~seize and~~ ^{seize} sell the property within 90 days of the date of the execution.

4. The execution shall be made returnable under s. 815.06 to the department within 90 days, rather than 60 days, after its receipt by the officer.

5. Sections 815.07, 815.09 to 815.12, 815.14, 815.15, 815.18 to 815.21, 815.25 and 815.26 do not apply.

6. Notwithstanding s. 815.29, the officer may not sell the personal property without 20 days advance notice. In addition to the notice required under s. 815.29, the officer to whom the execution is issued shall notify the obligor of the time and place of the sale of the personal property.

**Vetoed
In Part**

**Vetoed
In Part**

**Vetoed
In Part**

7. If, prior to the sale of the personal property, the department or child support agency notifies the officer that the obligor has paid the amount owed together with any levy fees and costs under sub. (11) or that the custodial parent to whom the support is owed has died, the officer shall discontinue the execution.

8. Sections 815.52 to 815.55 do not apply. The obligor may redeem the property prior to the date of the sale by payment of the full amount of support owed together with any levy fees and costs under sub. (11). The property may not be redeemed after it is sold. If the property is redeemed, the county child support agency shall issue a certificate upon redemption that includes the date of redemption, the amount of money paid and a description of the property redeemed. The certificate of redemption may be recorded in the office of the register of deeds. If titled property is redeemed, the department shall instruct the titling agency that the agency may transfer title to the property without receiving instructions from a court or the department under par. (a). Upon the sale of personal property on execution, the officer shall issue a certificate of sale to the purchaser within 10 days of the sale. If titled property is sold, the department shall instruct the titling agency to transfer title of the sold property to the purchaser.

(f) *Updating the lien docket.* The department shall update the statewide support lien docket to remove a lien that is satisfied by an execution or sale under this subsection.

(7) **LEVYING AGAINST REAL PROPERTY.** (a) When notice of intent to levy required. To enforce a lien under this section by levying against real property, the department shall provide the obligor and all owners of the real property with a notice of intent to levy under par. (b) 1. A copy of the notice under par. (b) 1. shall be provided to the register of deeds in the county where the real property is located. A register of deeds receiving a notice of intent to levy under this paragraph shall file the notice of intent to levy. The department shall provide a notice of intent to levy under par. (b) 2. to any person having an interest of record in the real property.

(b) *Content of notice of intent* 1. The notice provided under par. (a) to the obligor, to owners of the property and to the register of deeds shall include all of the following:

a. The name of the obligor and the amount of the support owed.

b. A description of the real property against which the department intends to levy.

c. A statement that the obligor may, within 20 business days after the date of the notice, request a hearing on the question of whether past-due support is owed.

d. A statement that a person, other than the obligor, who holds the real property jointly with the obligor may request a hearing within 20 business days after the date of the notice, to protect the portion of the jointly held real

property that is attributable to his or her net contributions to the jointly held real property.

e. A statement that the hearing may be requested by submitting the request in writing and by mailing or delivering a copy of the request to the county child support agency.

2. In addition to the information included under subd. 1. a. to c., the notice provided under par. (a) to a person having an interest of record in the real property shall include a request that the interest holder notify the department, within 10 business days after receiving the notice, of the amount and nature of the person's interest in the property.

(c) *Hearing.* If a hearing is requested under par. (b) 1. c., the court or family court commissioner shall schedule a hearing within 10 business days after receiving the request under par. (b) 1. c. The hearing shall be limited to a review of whether the obligor owes the amount of support owed that is stated in the notice of intent under par. (b) and whether any alternative payment arrangement offered by the department or the county child support agency is reasonable. If the court or family court commissioner makes a written determination that an alternative payment arrangement offered by the department or county child support agency is not reasonable, the court or family court commissioner may order an alternative payment arrangement. If the court or family court commissioner orders an alternative payment arrangement, the court or family court commissioner shall order the department not to proceed with the levy. If the court or family court commissioner determines that the obligor does not owe support or owes less than the amount claimed by the department, the court shall order the department not to proceed with the levy or specify the amount that may be retained by the department after the sale of the seized property. If a family court commissioner conducts the hearing under this paragraph, the department or the obligor may, within 15 business days after the date that the family court commissioner makes his or her decision, request review of the decision by the court with jurisdiction over the action. The court reviewing the decision may order the department not to proceed with the levy of the property or may authorize the sale of the property by the department.

(d) *Final notice.* Unless the department has been directed not to proceed with the levy in a hearing under par. (c) or unless the support owed and any levy fees and costs under sub. (11) have been paid, the department may send to the obligor a final notice of intent to seize and sell the property. The final notice may not be sent until 20 business days after the date of the notice of intent to levy under par. (a) or after any requested hearings under par. (c) have been completed. The final notice shall state that the department intends to issue an execution requiring the sheriff to seize and sell the property within 90 days of the date of the execution and that the obligor must vacate the

property by the time of sale. The final notice shall include a notice of the obligor's right to redeem the property under par. (e) 8. The department shall provide a copy of any final notice under this paragraph to the register of deeds in the county where the real property is located. A register of deeds receiving a final notice under this paragraph shall file the final notice.

(e) **Execution and sale.** After the department has sent the final notice under par. (d), the department may issue an execution on any real property identified in the notice to enforce a lien contained in the statewide support lien docket. The department shall provide a copy of an execution under this paragraph to the obligor and to any other person having an interest in the property. The provisions of ch. 815 apply to the executions issued by the department, except as follows:

1. References to judgments shall be read as references to liens entered in the statewide support lien docket, references to debtors shall be read as references to obligors and references to the court or a judge shall be read as references to the department.

2. Sections 815.01 to 815.04 do not apply. The department may not issue an execution more than 5 years after the date on which the lien was entered in the statewide support lien docket.

3. Section 815.05 does not apply. If the department has delegated under sub. (17) its authority under this subsection, the execution shall be signed by the director of the child support agency that is initiating the real property seizure on behalf of the department. The execution shall include all of the following information:

a. The date that a lien against the obligor was first entered on the child support lien docket.

b. The amount of past due child support that is owed at the time the execution is issued.

c. A legal description of the property against which the lien is to be executed. Including the location, of the property against which the lien is to be executed.

d. The street address or location of the property against which the lien is to be executed.

e. A directive to the officer to whom the execution is addressed to seize and sell the property within 90 days of the date of the execution.

4. The execution shall be made returnable under s. 815.06 to the department within 90 days, rather than 60 days, after its receipt by the officer.

5. Sections 815.07, 815.09 to 815.12, 815.14, 815.15, 815.18 to 815.21, 815.25 and 815.26 do not apply.

6. In addition to the notice required under s. 815.31, the officer to whom the execution is issued shall notify the obligor of the time and place of the sale of the real property.

7. If, prior to the sale of the real property, the department or child support agency notifies the officer that the obligor has paid the amount owed together with any levy fees and costs under sub. (11) or that the custodial parent

to whom the support is owed has died, the officer shall discontinue the execution.

8. Sections 815.38 to 815.55 do not apply. The obligor may redeem the property prior to the date of the sale by payment of the full amount of support owed together with any levy fees and costs under sub. (11). The property may not be redeemed after it is sold. If the property is redeemed, the county child support agency shall issue a certificate upon redemption that includes the date of redemption, the amount of money paid and a description of the property redeemed. The certificate of redemption may be recorded in the office of the register of deeds. Upon the sale of the real estate on execution, the officer shall issue a deed and a certificate of sale to the purchaser within 10 days of the sale.

9. The department may issue an administrative order directing a local law official to remove the obligor from the property if property is not vacated before the time of sale. A person occupying the property under claim of ownership, lease or month-to-month tenancy may not be removed except by proceedings under ch. 799 or 843.

10. Sections 815.59 to 815.64 do not apply.

(f) **Updating the lien docket.** The department shall update the statewide support lien docket to remove a lien that is satisfied by an execution or sale under this subsection.

(7m) **JOINTLY HELD PROPERTY.** A person, other than the obligor, who holds a joint interest in property levied against under this section may request a hearing, as provided in subs. (5) (d) 6m., (6) (b) 3m. or (7) (b) 1. d., to determine the proportion of the value of the property that is attributable to his or her net contribution to the property. If a hearing is requested under this subsection, the court or family court commissioner shall schedule a hearing within 10 days after receiving the request. The hearing shall be limited to determining the proportion of the value of the property that is attributable to the person's net contribution to the property. If more than one person requests a hearing under this subsection, or if the obligor requests a hearing under sub. (5) (f), (6) (c) or (7) (c), with respect to the same property, the court or family court commissioner may schedule the hearings together. The person requesting the hearing shall have the burden of proving his or her net contribution by clear and convincing evidence. If the court determines that a portion of the jointly held property is attributable to the contributions of the person, the court shall direct the department or the county child support agency to pay the person, from the net balance of the jointly held account or the net proceeds of the sale of the jointly held real or personal property, the proportion of the gross value of the account or real or personal property that is attributable to that person. If the family court commissioner conducts the hearing under this subsection, the person may, within 15 business days after the date that the family court commissioner makes

his or her decision, request review of the decision by the court with jurisdiction over the action.

(8) **DUTIES TO SURRENDER; GENERALLY.** Any person in possession of or obligated with respect to property or rights to property that is subject to levy under this section and upon which a levy has been made shall, upon demand of the department, surrender the property or rights or discharge the obligation to the department, except that part of the property or rights that is, at the time of the demand, subject to any prior attachment, execution under any judicial process, claim of ownership, lease or month-to-month tenancy.

(9) **NOTICE.** Any notice required to be provided under this section may be provided by sending the notice by regular mail to the last-known address of the person to whom notice is to be sent.

(11) **LEVY FEES AND COSTS.** (a) *Thirdparties.* Any 3rd party is entitled to a levy fee of \$5 for each levy in any case where property is secured through the levy. The 3rd party shall deduct the fee from the proceeds of the levy.

(b) *The department.* The department may assess a collection fee to recover the department's costs incurred in levying against property under this section. The department shall determine its costs to be paid in all cases of levy. The obligor is liable to the department for the amount of the collection fee authorized under this paragraph. Fees collected under this paragraph shall be credited to the appropriation account under s. 20.445 (1) (L).

(12) **PRIORITIES AND USE OF PROCEEDS.** (a) *Priorities.* A lien under this section has the same priority, from the date that the lien is effective, as a judgment docketed under s. 806.15. The lien is effective for a period of 5 years from the date the lien becomes effective.

(b) *Use of proceeds.* After paying any liens on a property that have priority over a lien under this section, the department shall apply all proceeds from a sale of that property under this section first against the support in respect to which the levy was made and then against levy fees and costs under sub. (11).

(c) *Refunds or credits.* The department may refund or credit any amount left after the applications under par. (a), upon submission of a claim therefor and satisfactory proof of the claim, to the person entitled to that amount.

(13) **RELEASE OF LEVY; SUSPENSION OF PROCEEDINGS TO ENFORCE LIEN.** (a) *Release.* The department may release the levy upon all or part of property levied upon to facilitate the collection of the liability or to grant relief from a wrongful levy, but that release does not prevent any later levy.

(b) *Settlement.* If the obligor enters in to an alternative payment arrangement in accordance with guidelines established under s. 49.858 (2) (a), the department shall suspend all actions to enforce a lien under this section as long as the obligor remains in compliance with the alternative payment arrangement.

(14) **WRONGFUL LEVY.** If the department determines that property has been wrongfully levied upon, the department shall return the property or, if the property has been sold, shall return an amount of money equal to the amount of money, or value of the property, levied upon. This subsection does not prevent a person whose property has been wrongfully levied upon from seeking relief, under other provisions of the statutes, against the state for damages that have not been compensated for under this subsection.

(15) **ACTIONS AGAINST THIS STATE.** (a) *Commencement of actions.* If the department has levied upon property, any person, other than the obligor who is liable to pay the support out of which the levy arose, who claims an interest in or lien on that property and claims that that property was wrongfully levied upon may bring a civil action against the state in the circuit court for Dane County. If the county child support agency has levied upon property pursuant to delegated authority under sub. (17), any person, other than the obligor who is liable to pay the support out of which the levy arose, who claims an interest in or lien on that property and claims that that property was wrongfully levied upon may bring a civil action against the county child support agency in the circuit court for the county where the court order for the payment of support, upon which the seizure is based, was first entered or last modified. That action may be brought whether or not that property has been surrendered to the department or the county child support agency. The court may grant only the relief under par. (b). No other action to question the validity of or restrain or enjoin a levy by the department or a county child support agency may be maintained.

(b) *Remedies.* In an action under par. (a), prior to the sale of the property, if the court determines that property has been improperly levied upon, the court may enjoin the enforcement of the levy and order the return of the property, or may grant a judgment for the amount of money obtained by levy. The court may also order relief necessary to protect the interests of owners of the property, other than the obligor, including, when appropriate, partition of the property. After the sale of the property, if the court determines that the property has been wrongfully levied upon, it may grant a judgment for the amount of money obtained by levy.

(c) *Validity of determination.* For purposes of an adjudication under this subsection, there is a rebuttable presumption that the support obligation upon which the lien is based is valid.

(17) **DELEGATION AND POWER TO CONTRACT.** The department may delegate any duties or powers given to the department under this section to county child support agencies, except that the department must approve the initiation of any levy proceedings under sub. (7). The department shall promulgate rules prohibiting a county

child support agency from using the powers delegated under this subsection to enforce a child support lien, if the value of the property that is subject to the lien is below the dollar amount specified in the rules.

(18) PRESERVATION OF REMEDIES. The availability of the remedies under this section does not abridge the right of the department to pursue other remedies.

~~SECTION 74. 49.856 of the statutes is created to read:~~

49.856 Notification of delinquent payments. (1)

In this section:

(a) "Agency" means the county child support agency under s. 59.53 (5).

(b) "Department" means the department of workforce development.

(c) "**Obligor**" means a person who owes a delinquent child support, family support or maintenance payment or who owes an outstanding amount that has been ordered by a court for past support, medical expenses or birth expenses and that delinquent payment or outstanding amount is specified in the statewide support lien docket under s. 49.854 (2) (b).

(2) If an obligor receives a judgment against another person or has settled a lawsuit against another person that provides for the payment of money, the department or agency may send a notice to any person who is ordered to pay the judgment, who has agreed to the settlement or who holds the amount of the judgment or settlement in trust. The notice shall inform the person that the amount of the judgment or settlement due the obligor is subject to a lien by the department for the payment of the delinquent payment or outstanding amount specified in the statewide support lien docket under s. 49.854 (2) (b). The notification shall include the name and address of the obligor and the total amount specified in the statewide support lien docket under s. 49.854 (2) (b). Upon receipt of a notification, the person receiving the notification shall withhold an amount equal to the amount specified in the statewide support lien docket under s. 49.854 (2) (b) before making any payment under the judgment or pursuant to the settlement.

(3) When the department or agency notifies a person under sub. (2), the department or agency shall send a notice to the last-known address of the obligor. The notice shall do all of the following:

(a) Inform the obligor that the department or agency notified the person who owes money to the obligor or who holds money in trust for the obligor under a judgment or pursuant to a settlement to withhold the amount that was specified in the statewide support lien docket under s. 49.854 (2) (b) from any lump sum payment that may be paid to the obligor as a result of the judgment or settlement.

(b) Inform the obligor that he or she may request a hearing before the circuit court that rendered the order to pay support, maintenance, medical expenses or birth expenses within 20 business days after receipt of this notice.

The request shall be in writing and the obligor shall mail or deliver a copy of the request to the agency.

(c) Inform the obligor that if a hearing is requested under par. (b) the department or agency will not require the person withholding the amount to send the amount to that department or agency until a final decision is issued in response to the request for a hearing.

(d) Request that the obligor inform the department or agency if a bankruptcy stay is in effect with respect to the obligor.

(4) **If the** obligor requests a hearing under sub. (3) (b), the circuit court shall schedule a hearing within 10 business days after receiving the request. The only issue at the hearing shall be whether the person owes the delinquent payment or outstanding amount specified in the statewide support lien docket under s. 49.854 (2) (b). A family court commissioner may conduct the hearing.

(5) Receipt of a notification by a person under sub. (2) shall constitute a lien, equal to the amount specified in the statewide support lien docket under s. 49.854 (2) (b), on any lump sum payment resulting from a judgment or settlement that may be due the obligor. The department or agency shall notify the person who received the notification under sub. (2) that the obligor has not requested a hearing or, if he or she has requested a hearing, of the results of that hearing, and of the responsibilities of the person who received the notification under sub. (2), including the requirement to submit the amount specified in the statewide support lien docket under s. 49.854 (2) (b). Use of the procedures under this section does not prohibit the department or agency from attempting to recover the amount specified in the statewide support lien docket under s. 49.854 (2) (b) through other legal means. The department or agency shall promptly notify any person who receives notification under sub. (2) if the amount specified in the statewide support lien docket under s. 49.854 (2) (b) has been recovered by some other means and no longer must be withheld from the judgment or settlement under this section.

(6) After receipt of notification by a person under sub. (2) and before receipt of notice from the department under sub. (5) that the amount specified in the statewide support lien docket under s. 49.854 (2) (b) has been otherwise recovered, no release of any judgment, claim or demand by the obligor shall be valid as against a lien created under sub. (5), and the person making any payment to the obligor to satisfy the judgment or settlement shall remain liable to the department for the amount of the lien.

~~SECTION 75. 49.857 of the statutes is created to read:~~

49.857 Administrative enforcement of support; denial, nonrenewal, restriction and suspension of licenses. (1) In this section:

(a) "Child support agency" means a county child support agency under s. 59.53 (5).

(b) "Credential" means a license, permit, certificate or registration that is granted under chs. 440 to 480.

(c) "Credentialing board" means a board, examining board or **affiliated** credentialing board in the department of regulation and licensing that grants a credential.

(d) "License" means any of the following:

1. A license issued under s. 13.63 or aregistration issued under s. 13.64.

2. An approval specified in s. 29.09 (1 lm).

2m. A fishing approval issued under s. 29.138.

3. A license issued under s. 48.66 (1).

4. A certification, license, training permit, registration, approval or certificate issued under s. 49.45 (2) (a) ll., 146.50 (5) (a) or (b), (6g) (a) or (8) (a), 250.05 (5), 252.23 (2), 252.24 (2), 254.176 (1) or(3) (a), 254.178 (2) (a), 254.20 (2), (3) or (4), 254.47 (1), 254.64 (1) (a) or(b), 254.71 (2) or 255.08 (2).

5. A business tax registration certificate issued under s. 73.03 (50).

6. A license, registration, registration certificate or certification specified in s. 93.135 (1).

7. A license, permit or certificate of certification or registration specified in s. 101.02 (21) (a).

8. A license issued under s. 102.17 (1) (c), 104.07 or 105.05.

10. A certificate issued under s. 103.275, 103.91 or 103.92.

11. A license or permit issued under chs. **115 and 118**.

12. A license or certificate of registration issued under s. 138.09, 138.12, 217.06, 218.01, 218.02, 218.04, 218.05 or 224.72 or **subch. III** of ch. 551.

13. A permit issued under s. 170.12.

14. A certification under s. 165.85.

15. A license, permit or registration issued under s. **218.01, 218.11, 218.12, 218.22, 218.32, 218.41, 218.51, 341.51, 343.305 (6), 343.61** or 343.62.

16. A license, registration or certification specified in s. 299.08 (1) (a).

17. A license issued under ch. 343 or, with respect to restriction, limitation or suspension, an individual's operating privilege, as defined in s. 340.01 (40).

18. A credential.

19. A license issued under s. 563.24 or ch. 562.

20. A license issued under s. **628.04, 632.68** (2) or (4) or 633.14 or a temporary license issued under s. 628.09.

21. A license to practice law.

(e) "Licensing agency" means a board, office or commissioner, department or division within a department that grants or issues a license, but does not include a **credentialing board**.

(em) "Licensing authority" means the supreme court or the Lac du Flambeau band of the Lake Superior **Chippewa**.

(f) "Subpoena or warrant" means a subpoena or warrant issued by the department of workforce development or a child support agency and relating to paternity or support proceedings.

(g) "Support" means child or family support, **mainte** nance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse.

(2) (a) The department of workforce development shall establish a system, in accordance with federal law, under which a licensing authority is requested, and a licensing agency or credentialing board is required, to restrict, limit, suspend, withhold, deny, refuse to grant or issue or refuse to renew or revalidate a license in a timely manner upon certification by and in cooperation with the department of workforce development, if the individual holding or applying for the license is delinquent in making court-ordered payments of support or fails to comply, after appropriate notice, with a subpoena or warrant.

(b) Under the system, the department of workforce development shall enter into a memorandum of understanding with a licensing authority, if the licensing authority agrees, and with a licensing agency. A memorandum of understanding under this paragraph shall address at least all of the following:

1. The circumstances under which the licensing authority or the licensing agency must restrict, limit, **sus** pend, withhold, deny, refuse to grant or issue or refuse to renew or revalidate a license and guidelines for determining **the** appropriate action to take. The memorandum of understanding with the department of regulation and licensing shall include the circumstances under which the department of regulation and licensing shall direct a credentialing board to restrict, limit, suspend, withhold, deny or refuse to grant a credential and guidelines for determining the appropriate action to take. The guidelines under this subdivision for determining the appropriate action to take shall require the consideration of whether the action is likely to have an adverse effect on public health, safety or welfare or on the environment, and of whether the action is likely to adversely affect individuals other than the individual holding or applying for the license, such as employees of that individual.

2. Procedures that the department of workforce development shall use for doing all of the following:

a. Certifying to the licensing authority or licensing agency a delinquency in support or a failure to comply with a subpoena or warrant. The memorandum of understanding with the department of regulation and licensing shall include procedures for the department of regulation and licensing to notify a credentialing board that a certification of delinquency in support or failure to comply with a subpoena or warrant has been made by the department of workforce development with respect to an individual who holds or applied for a credential granted by the credentialing board.

b. Notifying an individual who is delinquent in **mak** ing court-ordered payments of support under sub. (3) (a).

1997 Senate Bill 494

bg. Notifying an individual who is delinquent in making court-ordered payments of support and who fails to request a hearing under sub. (3) (am).

br. Notifying an individual who fails to comply with a subpoena or warrant under sub. (3) (b).

c. Notifying the licensing authority or licensing agency that an individual has paid delinquent support or made satisfactory alternative payment arrangements or satisfied the requirements under a subpoena or warrant. The memorandum of understanding with the department of regulation and licensing shall include procedures for the department of regulation and licensing to notify a credentialing board that an individual who holds or applied for a credential granted by the credentialing board has paid delinquent support or made satisfactory alternative payment arrangements or satisfied the requirements under a subpoena or warrant.

3. Procedures that the licensing authority or licensing agency shall use for doing all of the following:

a. Restricting, limiting, suspending, withholding, denying, refusing to grant or issue or refusing to renew or revalidate a license. The memorandum of understanding with the department of regulation and licensing shall include procedures for the department of regulation and licensing to direct a credentialing board to restrict, limit, suspend, withhold, deny or refuse to grant a credential.

b. Notifying an individual of action taken under sub. (3) (c) 2.

c. Issuing or reinstating a license if the department of workforce development notifies the licensing authority or licensing agency that an individual who was delinquent in making court-ordered payments of support has paid the delinquent support or made satisfactory alternative payment arrangements or that an individual who failed to comply with a subpoena or warrant has satisfied the requirements under the subpoena or warrant. The memorandum of understanding with the department of regulation and licensing shall include procedures for the department of regulation and licensing to direct a credentialing board to grant or reinstate a credential if the department of workforce development notifies the department of regulation and licensing that an individual who holds or applied for a credential granted by the credentialing board has paid the delinquent support or made satisfactory alternative payment arrangements or that an individual who failed to comply with a subpoena or warrant has satisfied the requirements under the subpoena or warrant.

d. Issuing or reinstating a license after the maximum time has elapsed if an individual who was delinquent in making court-ordered payments of support does not pay the delinquent support or make satisfactory alternative payment arrangements and if an individual who failed to comply with a subpoena or warrant fails to satisfy the requirements under the subpoena or warrant.

4. Procedures for the use under the system of social security numbers obtained from license applications.

5. Procedures for safeguarding the confidentiality of information about an individual, including social security numbers obtained by the department of workforce development, the licensing authority, the licensing agency or a credentialing board.

(c) 1. The system shall provide for adequate notice to an individual who is delinquent in making court-ordered payments of support, an opportunity for the individual to make alternative arrangements for paying the delinquent support, an opportunity for the individual to request and obtain a hearing before a court or family court commissioner as provided in sub. (3) and prompt reinstatement of the individual's license upon payment of the delinquent support or upon making satisfactory alternative payment arrangements.

2. The system shall provide for adequate notice to an individual who fails to comply with a subpoena or warrant, an opportunity for the individual to satisfy the requirements under the subpoena or warrant and prompt reinstatement of the individual's license upon satisfaction of the requirements under the subpoena or warrant,

(d) Notwithstanding pars. (b) 3. c. and (c), under the system a license may not be restricted, limited, suspended, withheld, denied or refused granting, issuing, renewing or revalidating for a delinquency in support for more than 5 years, or for a failure to comply with a subpoena or warrant for more than 6 months.

(3) (a) Before the department of workforce development certifies to a licensing authority or a licensing agency under the system established under sub. (2) that an individual is delinquent in making court-ordered payments of support, the department of workforce development or a child support agency shall provide notice to the individual by regular mail. The notice shall inform the individual of all of the following:

1. That a certification of delinquency in paying support will be made to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of regulation and licensing.

2. When the certification under subd. 1. will occur.

3. That, upon certification, for a period of 5 years any license that the individual holds from any licensing agency or credentialing board, or from any licensing authority if the licensing authority agrees, will be restricted, limited, suspended or not renewed or revalidated, and any license for which the individual applies or has applied from any licensing agency or credentialing board, or from any licensing authority if the licensing authority agrees, will not be granted or issued. The notice shall inform the individual that he or she may be eligible for an occupational license under s. 343.10 if his or her operating privilege is suspended.

4. That the certification will not be made if the individual pays the delinquent amount in full or makes satisfactory alternative payment arrangements with the department of workforce development or a child support agency. The notice shall inform the individual of how he or she may pay the delinquent amount or make satisfactory alternative payment arrangements.

5. That, within 20 business days after receiving the notice, the individual may request a hearing before the circuit court that rendered the order or judgment requiring the payments. The request shall be in writing and the individual shall mail or deliver a copy of the request to the child support agency.

(ac) 1. If an individual timely requests a hearing under par. (a) 5., the court shall schedule a hearing within 10 business days after receiving the request. The family court commissioner may conduct the hearing. The only issues at the hearing shall be whether the individual is delinquent in making court-ordered payments of support and whether any alternative payment arrangement offered by the department of workforce development or the county child support agency is reasonable.

2. If at a hearing under subd. 1. the court or family court commissioner finds that the individual does not owe delinquent support, or if within 20 business days after receiving a notice under par. (a) the individual pays the delinquent amount in full or makes satisfactory alternative payment arrangements, the department of workforce development shall not place the individual's name on a certification list.

3. If at a hearing under subd. 1. the court or family court commissioner makes a written determination that alternative payment arrangements proposed by the department of workforce development or a child support agency are not reasonable, the court or family court commissioner may order for the individual an alternative payment arrangement. If the court or family court commissioner orders an alternative payment arrangement, the department of workforce development may not place the individual's name on a certification list.

(am) If an individual, after receiving notice under par. (a), does not timely request a hearing **or pay** the delinquent amount of support or make satisfactory alternative payment arrangements, the department of workforce development shall place the individual's name on a certification list. Thereafter, the department of workforce development or a child support agency shall provide a 2nd notice to the individual by regular mail that informs the individual of all of the following:

1. That the individual's name has been placed on a certification list, which will be provided to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of **regulation** and licensing.

2. When the certification will be made.

3. That, upon certification, for a period of 5 years any license that the individual holds from any licensing agency or credentialing board, or from any licensing authority if the licensing authority agrees, will be restricted, limited, suspended or not renewed or revalidated, and any license for which the individual applies or has applied from any licensing agency or credentialing board, or from any licensing authority if the licensing authority agrees, will not be granted or issued.

4. That the certification will not be made if the individual pays the delinquent amount in full or makes satisfactory alternative payment arrangements with the department of workforce development or a child support agency. The notice shall inform the individual of how he or she may pay the delinquent amount or make satisfactory alternative payment arrangements.

5. That, within 20 business days after receiving the notice, the individual may request a hearing before the circuit court that rendered the order or judgment requiring the payments. The request shall be in writing and the individual shall mail or deliver a copy of the request to the child support agency.

(ar) 1. If an individual timely requests a hearing under par. (am) 5., the court shall schedule a hearing within 10 business days after receiving the request. The family court commissioner may conduct the hearing. The only issues at the hearing shall be whether the individual is delinquent in making court-ordered payments of support and whether any alternative payment arrangement offered by the department of workforce development or the county child support agency is reasonable.

2. If at a hearing under subd. 1. the court or family court commissioner finds that the individual does not owe delinquent support, or if within 20 business days after receiving a notice under par. (am) the individual pays the delinquent amount in full or makes satisfactory alternative payment arrangements, the department of workforce development shall remove the individual's name from the certification list.

3. If at a hearing under subd. 1. the court or family court commissioner makes a written determination that alternative payment arrangements proposed by the department of workforce development or a child support agency are not reasonable, the court or family court commissioner may order for the individual an alternative payment arrangement. If the court or family court commissioner orders an alternative payment arrangement, the department of workforce development may not place the individual's name on a certification list.

(b) Any subpoena or warrant shall include notice to the individual of the effect that a failure to comply with the subpoena or warrant may have on any license that the individual holds or for which the individual applies. If the individual fails to comply, before the department of workforce development certifies to a licensing authority

or a licensing agency under the system established under sub. (2) that an individual has failed to comply with a subpoena or warrant, the department of workforce development or a child support agency shall provide notice to the individual by regular mail. The notice shall inform the individual of all of the following:

1. That a certification of the failure to comply with a subpoena or warrant will be made to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of regulation and licensing.

2. When the certification under subd. 1. will occur.

3. That, upon certification, for a period of 6 months any license that the individual holds from any licensing agency or credentialing board, or from any licensing authority if the licensing authority agrees, will be restricted, limited, suspended or not renewed or revalidated, and any license for which the individual applies or has applied from any licensing agency or credentialing board, or from any licensing authority if the licensing authority agrees, will not be granted or issued.

4. That certification will not be made if the individual satisfies the requirements under the subpoena or warrant. The notice shall inform the individual of how he or she may satisfy those requirements.

(bm) If an individual, after receiving notice under par. (b), does not satisfy the requirements under the subpoena or warrant, the department of workforce development shall place the individual's name on a certification list.

(c) If the department of workforce development provides a certification list to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of regulation and licensing, upon receipt of the list the licensing authority if the licensing authority agrees, the licensing agency or, with respect to a credential granted by a credentialing board, the department of regulation and licensing shall do all of the following:

1. In accordance with a memorandum of understanding entered into under sub. (2) (b), restrict, limit, suspend, withhold, deny, refuse to grant or issue or refuse to renew or revalidate a license if the individual holding or applying for the license is included on the list.

2. Provide notice to the individual by regular mail of the action taken under subd. 1.

(d) 1. Subject to sub. (2) (d), if an individual who, on the basis of delinquent support, is denied a license or whose license, on the basis of delinquent support, is restricted, limited, suspended or refused renewal or revalidation under a memorandum of understanding entered into under sub. (2) (b) pays the delinquent amount of support in full or makes satisfactory alternative payment arrangements, the department of workforce development shall immediately notify the licensing authority or licensing agency to issue or reinstate the individual's license as

provided in the memorandum of understanding. If the individual held or applied for a credential granted by a credentialing board, the department of regulation and licensing shall, upon notice by the department of workforce development, notify the credentialing board to grant or reinstate the individual's credential.

2. Subject to sub. (2) (d), if an individual who, on the basis of a failure to comply with a subpoena or warrant, is denied a license or whose license, on the basis of a failure to comply with a subpoena or warrant, is restricted, limited, suspended or refused renewal or revalidation under a memorandum of understanding entered into under sub. (2) (b) satisfies the requirements under the subpoena or warrant, the department of workforce development shall immediately notify the licensing authority or licensing agency to issue or reinstate the individual's license as provided in the memorandum of understanding. If the individual held or applied for a credential granted by a credentialing board, the department of regulation and licensing shall, upon notice by the department of workforce development, notify the credentialing board to grant or reinstate the individual's credential.

(4) Each licensing agency shall enter into a memorandum of understanding with the department of workforce development under sub. (2) (b) and shall cooperate with the department of workforce development in its administration of s. 49.22. The department of regulation and licensing shall enter into a memorandum of understanding with the department of workforce development on behalf of a credentialing board with respect to a credential granted by the credentialing board.

(5) The restriction, limitation, suspension, withholding or denial of, or the refusal to grant, issue, renew or revalidate, a license under a memorandum of understanding entered into under sub. (2) (b) is not subject to administrative review under ch. 227.

SECTION 76. 49.85.8. of the statutes is created to read:

49.858 General provisions related to administrative support enforcement. (1) DEFINITION. In this section, "support" has the meaning given in s. 49.857 (1) (g).

(2) RULES. For the procedures under this subchapter for the administrative enforcement of support obligations, the department of workforce development shall promulgate rules related to all of the following:

(a) Establishing guidelines for appropriate payment plans or alternative payment arrangements for the payment by obligors of delinquent support.

(b) Providing notice of administrative support enforcement proceedings to obligees of delinquent support. The department may provide that notice be given to the obligee of the delinquent support whenever an enforcement proceeding under this subchapter is initiated or that notice be provided only upon request.

(c) Specifying the level of support that is overdue before an individual is considered to be delinquent in the payment of support for purposes of the administrative

support enforcement proceedings under this subchapter. The rules shall provide that, for support that is payable on a periodic basis, an amount equal to at least 100% of the amount due in one month must be in arrears before the department may initiate any administrative support enforcement proceeding under this subchapter.

(3) REVIEW OF FAMILY COURT COMMISSIONER DECISIONS. If a family court commissioner conducts a hearing in any administrative support enforcement proceeding under s. 49.852, 49.856 or 49.857, the department of workforce development or the obligor may, within 15 business days after the date that the family court commissioner makes his or her decision, request review of the decision by the court with jurisdiction over the matter.

SECTION 77. 59.40 (2) (h) of the statutes, as affected by 1997 Wisconsin Act 35, is amended to read:

59.40 (2) (h) Except in counties that have designated acounty support collection designeeunder s. 59.53 (5m), keep a record of all payments and arrearages in payments ordered by the court under s. 948.22 (7) or ch. 767 or 769 and directed under s. 767.29 (1) to be paid to the clerk or county support collection designee or ordered by a court in another county or jurisdiction but enforced or received by the court of the clerk's county. If the department of ~~health and family services workforce development~~ operates a data system relating to those payments and arrearages, the clerk shall use that system to keep this record.

SECTION 78.59.53 (5m) (a) of the statutes is amended to read:

59.53 (5m) (a) Subject to approval of the department of ~~health and family services workforce development~~ under par. (am), designate by resolution any office, officer, board, department or agency as the county support collection designee to receive and disburse child and spousal support payments ordered by the court under s. 948.22 (7) and child and family support payments and maintenance payments ordered by the court or the family court commissioner under ch. 767 or ordered by a court in another county or jurisdiction but enforced or received by the court of the support collection designee's county.

SECTION 79. 59.53 (5m) (am) of the statutes is amended to read:

59.53 (5m) (am) A county board that makes a designation under par. (a) shall send a copy of the resolution to the department of ~~health and family services workforce development~~. Within 60 days after receiving the copy of the resolution, the department of ~~health and family services workforce development~~ shall notify the county board in writing of whether the department approves or disapproves the designation. If the department disapproves the designation, it shall specify the reasons for disapproval in the notice. If the department does not notify the county board of the department's approval or disapproval within 60 days after receipt of the copy of the resolution, the designation is approved.

SECTION 80. 59.53 (5m) (b) 1. of the statutes is amended to read:

59.53 (5m) (b) 1. Keep a record of all payments received and disbursed and of arrearages in payments. If the department of ~~health and family services workforce development~~ operates a data system relating to those payments and arrearages, the county support collection designee shall use that system to keep this record.

SECTION 81. 59.53 (5m) (b) 2. of the statutes, as affected by 1997 Wisconsin Act 35, is amended to read:

59.53 (5m) (b) 2. Cooperate with the department of ~~health and family services workforce development~~ with respect to the child and spousal support and establishment of paternity and medical liability support program under sub. (5) and s. 49.22, and provide that department with any information from the record under subd. 1. that it requires to administer that program.

SECTION 82. 66.184 of the statutes, as affected by 1997 Wisconsin Act 27, section 2210m, is amended to read:

66.184 Self-insured health plans. If a city, including a 1 st class city, or a village provides health care benefits under its home rule power, or if a town provides health care benefits, to its officers and employes on a self-insured basis, the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2), **632.746** (10) (a) 2. and@ 2., 632.747 (3), 632.87 (4) and (5), 632.895 (9) to (13), 632.896, 767.25 (4m) (d) and, 767.51 (3m) (d) and 767.62 (4) (b) 4.

SECTION 83. 66.81 of the statutes is amended to read:

66.81 Exemption of funds and benefits from taxation, execution and assignment. All Except as provided in s. 49.852 and subject to s. 767.265. all moneys and assets of any retirement system of any city of the first class and all benefits and allowances and every portion thereof, both before and after payment to any beneficiary, granted under any such retirement system shall be exempt from any state, county or municipal tax or from attachment or garnishment process, and shall not be seized, taken, detained or levied upon by virtue of any executions, or any process or proceeding whatsoever issued out of or by any court of this state, for the payment and ratification in whole or in part of any debt, claim, damage, demand or judgment against any member of or beneficiary under any such retirement system, and no member of or beneficiary under any such retirement system shall have any right to assign any benefit or allowance, or any part thereof, either by way of mortgage or otherwise; however, this prohibition shall not apply to assignments made for the payment of insurance premiums. The exemption from taxation contained herein shall not apply with respect to any tax on income.

SECTION 84. 69.14 (1) (cm) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

69.14 (1) (cm) For a birth which occurs en route to or at a hospital, the filing party shall give the mother a copy of the pamphlet under s. 69.03 (14). If the child's parents are not married at the time of the child's birth, the filing party shall give the mother a copy of the form prescribed by the state registrar under s. 69.15 (3) (b) 3. The filing party shall ensure that trained, designated hospital staff provide to the child's available parents oral information or an audio or video presentation and written information about the form and the significance and benefits of, and alternatives to, establishing paternity, before the parents sign the form. The filing party shall also provide an opportunity to complete the form and have the form notarized in the hospital. If the mother provides a completed form to the filing party while she is a patient in the hospital and within 5 days after the birth, the filing party shall send the form directly to the state registrar. From the appropriation under s. 20.445 (3) (mc), the department of workforce development shall pay the filing party a financial incentive for correctly filing a form within 60 days after the child's birth.

~~SECTION 85.~~ 69.15 (3) (b) 3. of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

69.15 (3) (b) 3. Except as provided under par. (c), if the state registrar receives a statement acknowledging paternity on a form prescribed by the state registrar and signed by both parents, and by a parent or legal guardian of any parent who is under the age of 18 years, along with the fee under s. 69.22, the state registrar shall insert the name of the father under subd. 1. The state registrar shall mark the certificate to show that the form is on file. The form shall be available to the department of workforce development or a county child support agency under s. 59.53 (5) pursuant to the program responsibilities under s. 49.22 or to any other person with a direct and tangible interest in the record. The state registrar shall include on the form for the acknowledgment a notice of the information in ss. 767.458 (1) (a) to (e) and 767.62.

~~SECTION 86.~~ 69.15 (3) (d) of the statutes is created to read:

~~69.15 (3) (d)~~ The form prescribed by the state registrar for acknowledging paternity shall require that the social security number of each of the registrant's parents signing the form be provided.

~~SECTION 87.~~ 69.15 (3m) of the statutes is created to read:

69.15 (3m) **RESCISSION OF STATEMENT ACKNOWLEDGING PATERNITY.** (a) A statement acknowledging paternity that is filed with the state registrar under sub. (3) (b) 3. may be rescinded by either person who signed the statement as a parent of the registrant if all of the following apply:

1. The statement was signed and filed on or after April 1, 1998.

2. The person rescinding the statement files with the state registrar a document prescribed by the state registrar

for rescinding a statement acknowledging paternity under sub. (3) (b) 3.

3. Except as provided in subd. 4, the person rescinding the statement files the document under subd. 2. before the day on which a court or family court commissioner makes an order in an action affecting the family involving the man who signed the statement and the child who is the subject of the statement or before 60 days elapse after the statement was filed, whichever occurs first.

4. If the person rescinding the statement was under age 18 when the statement was filed, the person files the document under subd. 2. before the day on which a court or family court commissioner makes an order in an action affecting the family involving the man who signed the statement as the father of the registrant and the child who is the subject of the statement or before 60 days elapse after the person attains age 18, whichever occurs first.

(b) If the state registrar, within the time required under par. (a) 3. or 4., whichever is appropriate, receives a document prescribed by the state registrar for rescinding a statement acknowledging paternity under sub. (3) (b) 3., along with the proper fee under s. 69.22, the state registrar shall prepare under sub. (6) a new certificate omitting the father's name if it was inserted under sub. (3) (b).

~~SECTION 88.~~ 69.17 of the statutes is amended to read:
69.17 Divorce report. At the end of every biweekly period, the clerk of any court which conducts divorce proceedings under ch. 767 shall forward to the state registrar, on a form supplied by the state registrar, a report of every divorce or annulment of marriage granted during the biweekly period. The form supplied by the state registrar shall require that the social security numbers of the parties to the divorce or annulment and the social security number of any child of the parties be provided.

~~SECTION 89.~~ 69.20 (3) (d) of the statutes is amended to read:

69.20 (3) (d) ~~The Subject to par. (f), the state or a local registrar may disclose information from the vital record of a specified registrant, except information under sub. (2) (a), to a federal agency, to any agency of the government of this state or to any agency of a county, city, town or village if the agency requests the information for use in the conduct of its official duties.~~

~~SECTION 90.~~ 69.20 (3) (f) of the statutes is created to read:

69.20 (3) (f) The state or a local registrar may disclose a social security number on a vital record only to any of the following:

1. A person under sub. (1) (a) to (e).
2. A federal agency, as provided in par. (d).
3. The department of workforce development or a county child support agency under s. 59.53 (5) in response to a request under s. 49.22 (2m).

~~SECTION 91.~~ 69.22 (5) (a) 3. of the statutes is amended to read:

Vetoed
In Part

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69.22 (5) (a) 3. Making alterations in a birth certificate under s. 69.15 (3) or ~~(3m)~~.

SECTION 92. 73.03 (50) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

~~73.03 (50)~~ With the approval of the joint committee on finance, to establish fees for obtaining a business tax registration certificate, which is valid for 2 years, and for renewing that certificate and shall issue and renew those certificates if the person who wishes to obtain or renew a certificate applies on a form that the department prescribes; sets forth the name under which the applicant intends to operate, the location of the applicant's place of operations, the social security number of the applicant if the applicant is a natural Person and the other information that the department requires; and, in the case of a sole proprietor, signs the form or, in the case of other persons, has an individual who is authorized to act on behalf of the person sign the form, or, in the case of a **single-owner** entity that is disregarded as a separate entity under section 7701 of the Internal Revenue Code, the person is the owner.

SECTION 93. 73.03 (50m) of the statutes is created to read:

73.03 (50m) To enter into a memorandum of understanding with the department of workforce development under s. 49.857. The department of revenue shall suspend, refuse to issue or refuse to renew any certificate issued under sub. (50) as provided in the memorandum of understanding entered into under s. 49.857. Notwithstanding ss. 71.78 and 77.61 (5), the department of revenue shall disclose to the department of workforce development the social security number of any applicant for a certificate issued under sub. (50) as provided in the memorandum of understanding.

SECTION 94. **77.61 (5) (b)** 11. of the statutes is created to read:

77.61 (5) (b) 11. The department of workforce development or a county child support agency under s. 59.53 (5) in response to a request under s. 49.22 (2m).

SECTION 95. 85.24 (4) (b) of the statutes is amended to read:

85.24 (4) (b) Paragraph (a) does not prohibit the disclosure of the information to the extent necessary to administer the ride-sharing program nor, if requested under s. 49.22 (2m), does it prohibit disclosure of the name or address of a Person or of his or her employer to the department of workforce development or a county child support agency under s. 59.53 (5).

SECTION 96. 85.24 (4) (c) of the statutes is amended to read:

85.24 (4) (c) Any person who wilfully discloses or who, under false pretenses, wilfully requests or obtains information in violation of par. (a) may be required to forfeit not more than \$500 for each violation. This paragraph does not apply to information disclosed, requested or obtained to the extent necessary to administer the ride-

sharing program or, if requested under s. 49.22 (2m), to the department of workforce development or a county child support agency under s. 59.53 (5).

SECTION 97. 93.06 (8) of the statutes is amended to read:

93.06 (8) PRESCRIBE CONDITIONS OF LICENSES. ~~Issue~~ Except as provided in s. 93.135, issue any permit, certificate, registration or license on a temporary or conditional basis, contingent upon pertinent circumstances or acts. If the temporary or conditional permit, certificate, registration or license is conditioned upon compliance with chs. 93 to 100, ch. 127, a rule promulgated by the department or a regulation adopted under s. 97.41 (7) within a specified period of time and ~~the~~ condition is not met within the specified period, the permit, certificate, registration or license shall be void.

SECTION 98. 93.11 (1) of the statutes is amended to read:

93.11 (1) ~~The~~ Except as provided in s. 93.135, the department, upon presentation of satisfactory evidence that the applicant is competent, may issue a license to any person to certify the grade of food products or farm products or of receptacles therefor, for which standards have become effective under s. 93.09. The purpose of such certification may be either to enforce the standard or merely to furnish to an interested party an **official** statement of the grade. A certificate issued under this section, unless superseded by a finding as provided in sub. (4), shall be accepted in any court of this state as prima facie evidence of the facts to which the certificate relates.

~~SECTION 99.~~ **93.135** of the statutes is created to read:

~~93.135~~ **License denial, nonrenewal, suspension or restriction based on failure to pay support.** ~~(1)~~ The department shall require each applicant who is an individual to provide the department with the applicant's social security number as a condition of issuing or renewing any of the following:

- (a) A license under s. 93.11.
- (am) A license under s. 93.35 (4).
- (b)** A license under s. 94.10 (3) or (4).
- (bm)** A license under s. 94.43.
- (c) A registration under s. 94.50 (2).
- (cm) A license under s. 94.64 (3).
- (d) A license under s. 94.65 (2).
- (dm) A license under s. 94.66 (2).
- (e) A license under s. 94.68 (1).
- (em) A license under s. 94.685.
- (f)** A license under s. 94.703.
- (fm) A license under s. 94.704.
- (g) A certification under s. 94.705.
- (gm) A license under s. 94.72 (5).
- (gs) A registration under s. 95.60.
- (h) A license under s. 95.68 (2).
- (hm) A license under s. 95.69 (2).
- (i) A license under s. 95.71 (2).
- (im) A license under s. 95.72 (2).

NOTE

- (j) A license under s. 97.17 (2).
- (jm) A license under s. 97.175 (2).
- (k) A license under s. 97.20 (2).
- (km) A license under s. 97.21 (2) or (3).
- (L) A license under s. 97.22 (2).
- (m) A license under s. 97.27 (2).
- (mm) A license under s. 97.29 (2).
- (n) A license under s. 97.30 (2).
- (mn) A license or registration certificate under s. 97.42 (2).
- (p) A license under s. 98.145.
- (pm) A license under s. 98.146.
- (q) A license under s. 98.16 (2).
- (qm) A license under s. 98.18 (1) (a).
- (r) A license under s. 99.02 (1).
- (rm) A registration certificate under s. 100.03 (2).
- (s) A license under s. 127.02 (1).
- (sm) A license under s. 127.03 (1).

~~(2)~~ The department of agriculture, trade and consumer protection may not disclose any information received under sub. (1) to any person except to the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

~~(3)~~ The department shall deny an application for the issuance or renewal of a license, registration, registration certificate or certification specified in sub. (1) or shall suspend or restrict a license, registration, registration certificate or certification specified in sub. (1) for failure to make court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or a former spouse or failure to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings, as required in a memorandum of understanding under s. 49.857.

~~Section 100. 93.35~~ (10) of the statutes is amended to read:

93.35 (10) **RESTORATION OF LICENSE OR PERMIT.** (a) At any time after the suspension or revocation of a license or permit under sub. (9) (a) the department may restore it to the licensee or permittee upon a finding that the requirements for issuance of an original license or permit have been met by the licensee or permittee.

(b) At any time after the refusal to renew a license or permit under sub. (9) (b) the department may renew it upon a finding that the requirements for issuance of an original license or permit have been met by the licensee or permittee.

~~Section 101. 94.65~~ (3) (c) 1. of the statutes is amended to read:

94.65 (3) (c) 1. **If Except as provided in s. 93.135.** if the department finds that the applicant has fulfilled the requirements of par. (b), the department shall issue a permit.

SECTION 102. 94.66 (8) of the statutes is amended to read:

94.66 (8) ~~The Except as provided in s. 93.135.~~ the department may revoke a license, after reasonable notice, only for wilful failure to comply with any of the provisions of this section and in the event the license is revoked the licensee may have the order of revocation reviewed by the circuit court of the county wherein the producing plant is located and the review by the court shall be of all questions therein whether of fact or law; any such appeal must be taken within 20 days of the date of the service of the order of revocation upon the licensee.

SECTION 103. 95.72 (2) (c) 5. of the statutes is amended to read:

95.72 (2) (c) 5.4 **Subject to s. 93.135.** a person may renew a license by submitting the required license fee and renewal form.

SECTION 104. 99.02 (1) of the statutes is amended to read:

99.02 (1) **APPLICATION.** Except as provided in sub. (2), no person may operate a warehouse, including a cold storage warehouse, for the storage of property as bailee for hire without a public warehouse keeper's license. A person desiring a public warehouse keeper's license shall apply on a form furnished by the department and shall set forth the location, size, character and equipment of the building or premises to be used by the applicant, the kinds of goods intended to be stored, the name of each partner if a partnership or of each member if a limited liability company, the names of the officers if a corporation, and such other facts as the department requires to show that the property proposed to be used is suitable for a warehouse and that the applicant is qualified as a public warehouse keeper. **If Subject to s. 93.135.** if the property proposed to be used is suitable for a public warehouse and the applicant is otherwise qualified, a license shall be issued upon payment of the license fee under sub. (3) and the filing of security or insurance as required under s. 99.03.

SECTION 105. 100.06 (1g) (c) of the statutes is amended to read:

100.06 (1g) (c) The department shall require the applicant to file a financial statement of his or her business operations and financial condition that meets the requirements of par. (d). The licensee, during the term of his or her license, may be required to file such statements periodically. All such statements shall be confidential and shall not be open for public inspection, **except that the department shall provide the name and address of an individual, the name and address of the individual's employer and financial information related to the individual contained in such statements if requested under s. 49.22 (2m) by the department of workforce development or a county child support agency under s. 59.53 (5).** The department may require such statements to be certified by a public accountant. Such statements and audits, when made by the department, shall be paid for at cost.

~~SECTION 106.~~ 101.02 (21) of the statutes is created to read:

101.02 (21) (a) ~~In this subsection, "license" means a license, permit or certificate of certification or registration issued by the department under s. 101.09 (3) (c), 101.122 (2) (c), 101.143 (2) (g), 101.15 (2) (e), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2), 101.653, 101.73 (5) or (6), 101.82 (2), 101.87, 101.95, 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18 or 167.10 (6m).~~

(b) ~~As provided in the memorandum of understanding under s. 49.857, the department of commerce may not issue or renew a license unless the applicant provides the department of commerce with his or her social security number. The department of commerce may not disclose the social security number except that the department of commerce may disclose the social security number of an applicant for a license under par. (a) or a renewal of a license under par. (a) to the department of workforce development for the sole purpose of administering s. 49.22.~~

(c) As provided in the memorandum of understanding under s. 49.857, the department may not issue or renew a license if the applicant or licensee is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or if the applicant or licensee fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings.

(d) As provided in the memorandum of understanding under s. 49.857, the department shall restrict or suspend a license issued by the department if the licensee is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or if the licensee fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings.

~~SECTION 107.~~ 102.17 (1) (c) of the statutes is amended to read:

102.17 (1) (c) Either party shall have the right to be present at any hearing, in person or by attorney, or any other agent, and to present such testimony as may be pertinent to the controversy before the department. No person, firm or corporation other than an attorney at law, duly licensed to practice law in the state, may appear on behalf of any party in interest before the department or any member or employe of the department assigned to conduct any hearing, investigation or inquiry relative to a claim for compensation or benefits under this chapter, unless the person is 18 years of age or older, does not have an arrest or conviction record, subject to ss. 111.321,

111.322 and 111.335, is otherwise qualified and has obtained from the department a license with authorization to appear in matters or proceedings before the department. ~~The Except as provided under par. (cm), the license shall be issued by the department under rules to be adopted by the department. There shall be maintained in the office of the department a current list of persons to whom licenses have been issued. Any license may be suspended or revoked by the department for fraud or serious misconduct and any license may be denied, suspended, nonrenewed or otherwise withheld by the department for failure to pay court-ordered payments as provided in par. (cm) on the part of an agent. Before suspending or revoking the license of the agent on the grounds of fraud or misconduct, the department shall give notice in writing to the agent of the charges of fraud or misconduct, and shall give the agent full opportunity to be heard in relation to the same. In denying, suspending, restricting, refusing to renew or otherwise withholding a license for failure to pay court-ordered payments as provided in par. (cm), the department shall follow the procedure provided in a memorandum of understanding entered into under s. 49.857.~~ The license and certificate of authority shall, unless otherwise suspended or revoked, be in force from the date of issuance until the June 30 following the date of issuance and may be renewed by the department from time to time, but each renewed license shall expire on the June 30 following the issuance thereof.

~~SECTION 108.~~ 102.17 (1) (cg) of the statutes is created to read:

1. ~~102.17 ((cg) 1.~~ The department shall require each applicant for a license under par. (c) who is an individual to provide the department with his or her social security number when initially applying for or applying to renew the license.

2. The department may not issue or renew a license under par. (c) to or for an applicant who is an individual unless the applicant has provided his or her social security number to the department.

3. The subunit of the department that obtains a social security number under subd. 1. may disclose the social security number only on the request of the subunit of the department that administers the child and spousal support program under s. 49.22 (2m).

~~SECTION 109.~~ 102.17 (1) (cm) of the statutes is created to read:

102.17 (1) (cm) The department shall deny, suspend, restrict, refuse to renew or otherwise withhold a license under par. (c) for failure of the applicant or agent to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or for failure of the applicant or agent to comply, after appropriate notice, with a subpoena or warrant issued by the department or a county child support agency

under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. Notwithstanding par. (c), an action taken under this paragraph is subject to review only as provided in the memorandum of understanding entered into under s. 49.857 and not as provided in ch. 227.

SECTION 110. 102.27 (2) (a) of the statutes is amended to read:

102.27 (2) (a) A benefit under this chapter is assignable under s. 46.10 (14) (e), 767.23 (1) (L), 767.25 (4m) (c), 767.265 (1) ~~or~~ 767.51 (3m) (c) or 767.62 (4) (b) 3.

SECTION 111. 102.33 (2) (b) 5. of the statutes is created to read:

102.33 (2) (b) 5. The requester is the subunit of the department that administers child and spousal support or a county child support agency under s. 59.53 (5), the request is made under s. 49.22 (2m) and the request is limited to the name and address of the employe who is the subject of the record, the name and address of the employe's employer and any financial information about that employe contained in the record.

SECTION 112. 103.005 (10) of the statutes is amended to read:

103.005 (10) Orders Except as provided in ss. 103.275 (2) (bm), 103.91 (4) (b), 103.92 (6), 104.07 (5) and 105.13 (2), orders of the department under chs. 103 to 106 shall be subject to review in the manner provided in ch. 227.

SECTION 113. 103.275 (2) (b) (intro.) of the statutes is amended to read:

103.275 (2) (b) (intro.) Upon Except as provided under par. (bm), upon receipt of a properly completed application, the department shall issue a house-to-house employer certificate if all of the following apply:

SECTION 114. 103.275 (2) (bg) of the statutes is created to read:

103.275 (2) (bg) ~~4~~ The department shall require each applicant for a ~~house-to-house~~ employer certificate under this subsection who is an individual to provide the department with the applicant's social security number when initially applying for or applying to renew the house-to-house employer certificate.

~~2~~ The department may not issue or renew a ~~house-to-house~~ employer certificate under this subsection to or for an applicant who is an individual unless the applicant has provided his or her social security number to the department.

~~3~~ This subunit of the department that obtains a social security number under subd. 1. may disclose the social security number only on the request of the subunit of the department that administers the child and spousal support program under s. 49.22 (2m).

SECTION 115. 103.275 (2) (bm) of the statutes is created to read:

103.275 (2) (bm) The department shall deny, suspend, restrict, refuse to renew or otherwise withhold a house-to-house employer certificate for failure of the applicant or house-to-house employer to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or for failure of the applicant or house-to-house employer to comply, after appropriate notice, with a subpoena or warrant issued by the department or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. Notwithstanding sub. (7) and s. 103.005 (10), an action taken under this paragraph is subject to review only as provided in the memorandum of understanding entered into under s. 49.857 and not as provided in sub. (7) and ch. 227.

SECTION 116. 103.275 (7) (b) of the statutes is amended to read:

103.275 (7) (b) After Except as provided in sub. (2) (bm), after providing at least 10 days' notice to a house-to-house employer, the department may, on its own or upon a written and signed complaint, suspend the house-to-house employer's certificate. The department shall serve a copy of the complaint with notice of a suspension of the certificate on the person complained against, and the person shall file an answer to the complaint with the department and the complainant within 10 days after service. After receiving the answer, the department shall set the matter for hearing as promptly as possible and within 30 days after the date of filing the complaint. Either party may appear at the hearing in person or by attorney or agent. The department shall make its findings and determination concerning the suspension within 90 days after the date that the hearing is concluded and send a copy to each interested party.

SECTION 117. 103.275 (7) (c) of the statutes is amended to read:

103.275 (7) (c) The Except as provided in sub. (2) (bm), the department may revoke a certificate issued under sub. (2) after holding a public hearing at a place designated by the department. At least 10 days prior to the revocation hearing, the department shall send written notice of the time and place of the revocation hearing to the person holding the certificate and to the person's attorney or agent of record by mailing the notice to their last-known address. The testimony presented and proceedings at the revocation hearing shall be recorded and preserved as the records of the department. The department shall, as soon after the hearing as possible, make its findings and determination concerning revocation and send a copy to each interested party.

SECTION 118. 103.91 (2) of the statutes is renumbered 103.91 (2) (a) and amended to read:

103.91 (2) (a) A migrant labor contractor shall apply to the department for a certificate in such manner and on such forms as the department prescribes. The migrant labor contractor may submit a copy of a federal application filed under 7 USC 2045 in lieu of the forms prescribed by the department under this ~~subsection paragraph~~.

~~SECTION 119~~ 103.91 (2) (b) of the statutes is created to read:

~~103.91 (2) (b) 1.~~ The department shall require each applicant for a ~~certificate~~ under par. (a) who is an individual to provide the department with his or her social security number when initially applying for or applying to ~~renew the certificate~~.

~~2.~~ The department may not issue or renew a ~~certificate~~ under par. (a) to or for an applicant who is an ~~individual~~ unless the applicant has provided his or her social security number to the department.

3. The subunit of the department that obtains a social security number under subd. 1. may disclose the social security number only on the request of the subunit of the department that administers the child and spousal support program under s. 49.22 (2m).

SECTION 120 . 103.91 (4) of the statutes is renumbered 103.91 (4) (a).

SECTION 121 . ~~103.91 (4)(b)~~ of the statutes is created to read:

103.91 (4) (b) The department shall deny, suspend, restrict, refuse to renew or otherwise withhold a certificate of registration under sub. (1) for failure of the applicant or registrant to pay ~~court-ordered~~ payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or for failure of the applicant or registrant to comply, after appropriate notice, with a subpoena or warrant issued by the department or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. ~~Notwithstanding s. 103.005 (1o), an action taken under this paragraph is subject to review only as provided in the memorandum of understanding entered into under s. 49.857 and not as provided in ch. 227.~~

SECTION 122. 103.92 (1) of the statutes is renumbered 103.92 (1) (a) and amended to read:

103.92 (1) (a) Every person maintaining a migrant labor camp shall, annually by April 1 or 30 days prior to the opening of a new camp, ~~make~~ application to the department ~~for a certificate~~ to operate a camp. Each application shall be accompanied by an application fee in an amount ~~determined by the department~~.

~~SECTION 123.~~ 103.92 (1) (b) of the statutes is created to read:

~~103.92 (1) (b) 1.~~ The department shall require each ~~applicant for a certificate~~ under par. (a) who is an individual to provide the department with his or her social secu-

urity number when initially applying for or applying to ~~renew the certificate~~.

~~2.~~ The department may not issue or renew a ~~certificate~~ under par. (a) to or for an applicant who is an individual unless the applicant has provided his or her social security number to the department.

3. The subunit of the department that obtains a social security number under subd. 1. may disclose the social security number only on the request of the subunit of the department that administers the child and spousal support program under s. 49.22 (2m).

SECTION 124 . 103.92 (3) of the statutes is amended to read:

103.92 (3) ~~CERTIFICATE~~. The department shall inspect each camp for which application to operate is made, to determine if it is in compliance with the rules of the department establishing minimum standards for migrant labor camps. ~~If Except as provided under sub. (6), if~~ the department finds that the camp is in compliance with the rules, it shall issue a certificate authorizing the camp to operate until March 31 of the next year. The department shall refuse to issue a certificate if it finds that the camp is in violation of such rules ~~or if the person maintaining the camp has failed to nav court-ordered navments as provided in sub. (6).~~

~~SECTION 125.~~ 10392 (6) of the statutes is created to read:

~~103.92 (6) FAILURE TO PAY SUPPORT OR TO COMPLY WITH SUBPOENA OR WARRANT; MEMORANDUM OF UNDERSTANDING.~~ The department shall deny, suspend, restrict, refuse to renew or otherwise withhold a certificate to operate a migrant labor camp for failure of the applicant or person operating the camp to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or for failure of the applicant or person operating the camp to comply, after appropriate notice, with a subpoena or warrant issued by the department or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. ~~Notwithstanding s. 103.005 (10), an action taken under this subsection is subject to review only as provided in a memorandum of understanding entered into under s. 49.857 and not as provided in ch. 227.~~

SECTION 126. 104.07 (1) of the statutes is amended to read:

104.07 (1) The department shall make rules ~~and, ex-~~ ~~cent as nrovided under sub. (5),~~ grant licenses, to any employer who employs any employe unable to earn the living-wage theretofore determined upon, permitting such person to work for a wage which shall be commensurate with ability and each license so granted shall establish a wage for the licensee.

SECTION 127. 104.07 (2) of the statutes is amended to read:

104.07 (2) The department shall make rules and, except as provided under sub. (5), grant licenses to sheltered workshops to permit the employment of handicapped workers unable to earn the living-wage theretofore determined upon permitting such persons to work for a wage which shall be commensurate with his or her ability and productivity. A license granted to a sheltered workshop, under this section, may be issued for the entire workshop or a department thereof.

SECTION 128. 104.07 (4) of the statutes is created to read:

104.07 (4) (a) ~~The department shall require each applicant for a license under sub. (1) or (2) who is an individual to provide the department with his or her social security number when initially applying for or applying to renew the license.~~

(b) The department may not issue or renew a license ~~under sub. (1) or (2) to or for an applicant who is an individual unless the applicant has provided his or her social security number to the department.~~

(c) ~~The subunit of the department that obtains a social security number under par. (a) may disclose the social security number only on the request of the subunit of the department that administers the child and spousal support program under s. 49.22 (2m).~~

SECTION 129. 104.07 (5) of the statutes is created to read:

104.07 (5) The department shall deny, suspend, restrict, refuse to renew or otherwise withhold a license under sub. (1) or (2) for failure of the applicant or licensee to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or for failure of the applicant or licensee to comply, after appropriate notice, with a subpoena or warrant issued by the department or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. Notwithstanding s. 103.005 (1o), an action taken under this subsection is subject to review only as provided in the memorandum of understanding entered into under s. 49.857 and not as provided in ch. 227.

SECTION 130. 105.06 (1m) of the statutes is created to read:

105.06 (1m) (a) ~~The department shall require each applicant for a license under sub. (1) who is an individual to provide the department with his or her social security number when initially applying for or applying to renew the license.~~

(b) ~~The department may not issue or renew a license under sub. (1) to or for an applicant who is an individual unless the applicant has provided his or her social security number to the department.~~

(c) The subunit of the department that obtains a social security number under par. (a) may disclose the social security number only on the request of the subunit of the department that administers the child and spousal support program under s. 49.22 (2m).

SECTION 131. 105.13 of the statutes is renumbered 105.13 (1) and amended to read:

105.13 (1) The department may issue licenses to employment agents, and refuse to issue a license whenever, after investigation, the department finds that the character of the applicant makes the applicant unfit to be an employment agent or that the applicant has failed to pay court-ordered payments as provided in sub. (2), or when the premises for conducting the business of an employment agent is found upon investigation to be unfit for such use. Any license granted by the department may be suspended or revoked by it upon notice to the licensee and good cause. Failure to comply with this chapter and rules promulgated thereunder, or with any lawful orders of the department, is cause to suspend or revoke a license. Failure to pay court-ordered payments as provided in sub. (2) is cause to deny, suspend, restrict, refuse to renew or otherwise withhold a license.

SECTION 132. 105.13 (2) of the statutes is created to read:

105.13 (2) The department shall deny, suspend, restrict, refuse to renew or otherwise withhold an employment agent's license for failure of the applicant or licensee to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or for failure of the applicant or licensee to comply, after appropriate notice, with a subpoena or warrant issued by the department or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. Notwithstanding s. 103.005 (1o), any action taken under this subsection is subject to review only as provided in the memorandum of understanding entered into under s. 49.857 and not as provided in ch. 227.

SECTION 133. 1.15315 of the statutes is created to read:

115.315 Memorandum of understanding; license restriction and suspension. As provided in the memorandum of understanding under s. 49.857, the department shall restrict or suspend a license or permit granted by the department if the licensee or permit holder is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or if the licensee or permit holder fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings.

SECTION 134. 118.19 (1r) of the statutes is created to read:

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

(b) As provided in the memorandum of understanding under s. 49.857, the department may not issue or renew a license or permit or revalidate a license that has no expiration date if the applicant, licensee or permit holder is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or if the applicant, licensee or permit holder fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings.

SECTION 135. 118.19 (10) (f) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

118.19 (10) (f) The state superintendent shall keep confidential all information received under this subsection from the department of justice or the federal bureau of investigation. ~~Such~~ Except as provided in par. (g), such information is not subject to inspection or copying under s. 19.35.

SECTION 136. 118.19 (10) (g) of the statutes is created to read:

118.19 (10) (g) At the request under s. 49.22 (2m) of the department of workforce development or a county child support agency under s. 59.53 (5), the state superintendent shall release the name and address of the applicant or licensee, the name and address of the applicant's or licensee's employer and financial information, if any, related to the applicant or licensee obtained under this subsection to the department of workforce development or the county child support agency.

SECTION 137. 120.13 (2) (g) of the statutes, as affected by 1997 Wisconsin Act 27, section 2860f, is amended to read:

120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.87 (4) and (5), 632.895 (9) to (13), 632.896, 767.25 (4m) (d) ~~and~~, 767.51 (3m) (d) ~~and~~ 767.62 (4) (b) 4.

SECTION 138. 127.17 (2) (a) of the statutes is amended to read:

127.17 (2) (a) Grounds; *procedure for suspension or revocation.* The department may deny, suspend or revoke a warehouse keeper's or grain dealer's license if the

warehouse keeper or grain dealer violates this chapter or any rule promulgated or special order issued under this chapter. The department may suspend or revoke a license under this naramanh by special order under sub. (1) (a) 1. or, if necessary to prevent clear and imminent harm to producers or depositors, by a summary special order under sub. (1) (a) 2.

SECTION 139. 127.17 (2) (b) of the statutes is amended to read:

127.17 (2) (b) *Suspension of grain dealer license.* If a grain dealer's license is suspended under par. (a), the grain dealer may not purchase or receive grain from producers or sell or ship grain, except under the supervision of the department.

SECTION 140. 127.17 (2) (c) 1. of the statutes is amended to read:

127.17 (2) (c) 1. If a grain dealer's license is revoked under par. (a), the grain dealer may not purchase, receive, sell or ship grain except as the department permits by order.

SECTION 141. 127.17 (2) (d) of the statutes is amended to read:

127.17 (2) (d) *Suspension of a warehouse keeper's license.* If a warehouse keeper's license is suspended under par. (a), the warehouse keeper may not purchase or receive grain from depositors or sell or ship grain, except under the supervision of the department.

SECTION 142. 127.17 (2) (e) 1. of the statutes is amended to read:

127.17 (2) (e) 1. If a warehouse keeper's license is revoked under par. (a), the warehouse keeper may not purchase, receive, sell or ship grain except as the department permits by order.

SECTION 143. 134.43 (3m) of the statutes is created to read:

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

SECTION 144. 138.09 (1m) of the statutes is renumbered 138.09 (1m) (a).

SECTION 145. 138.09 (1m) (b) of the statutes is created to read:

138.09 (1m) (b) 1. If the applicant is an individual, an application under par. (a) for a license shall contain the applicant's social security number.

2. The division may not disclose any information received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 146. 138.09 (3) (a) of the statutes is amended to read:

138.09 (3) (a) Upon the filing of such application and the payment of such fee, the division shall investigate the relevant facts, ~~and if, Except as provided in par. (am), if~~ the division shall find that the character and general fitness and the financial responsibility of the applicant, and the members thereof if the applicant is a partnership, limited liability company or association, and the officers and directors thereof if the applicant is a corporation, warrant the belief that the business will be operated in compliance with this section the division shall thereupon issue a license to said applicant to make loans in accordance with the provisions of this section. If the division shall not so find, the division shall deny such application.

~~SECTION 147.~~ 138.09 (3) (am) of the statutes is created to read:

138.09 (3) (am) If the applicant is an individual, the division may not issue a license under this section if the applicant has failed to provide his or her social security number, if the applicant fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or if the applicant is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857.

~~SECTION 148.~~ 138.09 (4) of the statutes is ~~renumbered~~ 138.09 (4) (a).

~~SECTION 149.~~ 138.09 (4) (b) of the statutes is created to read:

138.09 (4) (b) The division shall restrict or suspend a license under this section if, in the case of a licensee who is an individual, the licensee fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A licensee whose license is restricted or suspended under this paragraph is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to a hearing under par. (a).

~~SECTION 150.~~ 138.12 (3) (d) of the statutes is created to read:

138.12 (3) (d) 1. If the applicant is an individual, an application for a license under this section shall contain the applicant's social security number.

&-The division may not disclose any information received under subd. 1. to any person except the depart-

ment of workforce development in accordance with a memorandum of understanding under s. 49.857.

~~SECTION 151.~~ 138.12 (4) (a) of the statutes is amended to read:

138.12 (4) (a) Upon the filing of an application and the payment of the required fees under par. (am) 1., the division shall make an investigation of each applicant and shall issue a license if the division finds the applicant is qualified in accordance with this section. If the division does not so find, the division shall, within 30 days after the division has received the application, notify the applicant and, at the request of the applicant, give the applicant a full hearing, except that an applicant whose application is denied under par. (b) 6. is entitled to notice and a hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to a hearing under this paragraph.

~~SECTION 152.~~ 138.12 (4) (b) 4. of the statutes is created to read:

138.12 (4) (b) 4. Has provided the information required under sub. (3) (d) 1.

~~SECTION 153.~~ 138.12 (4) (b) 6. of the statutes is created to read:

138.12 (4) (b) 6. If an individual, has not failed to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings and is not delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857.

~~SECTION 154.~~ 138.12 (5) (am) of the statutes is created to read:

138.12 (5) (am) 1. The division shall deny an application for a license renewal if, in the case of an applicant who is an individual, the applicant fails to provide his or her social security number, fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose renewal application is denied under this subdivision for delinquent payments or a failure to comply with a subpoena or warrant is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to a hearing under par. (b).

2. The division shall restrict or suspend the license of any insurance premium finance company if the division finds that, in the case of a licensee who is an individual, the licensee fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A licensee whose license is restricted or suspended under this subdivision is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to a hearing under par. (b).

SECTION 155. 146.50 (5) (a) of the statutes is amended to read:

146.50 (5) (a) The Except as provided in s. 146.51, the department shall license qualified applicants as ambulance service providers or emergency medical technicians. The department shall, from the information on the certification form specified under sub. (6) (c) 2., establish in each ambulance service provider's biennial license the primary service or contract area of the ambulance service provider.

SECTION 156. 146.50 (5) (b) of the statutes is amended to read:

146.50 (5) (b) The department shall promulgate rules establishing a system and qualifications for issuance of training permits, except as provided in s. 146.51, and specifying the period for which an individual may hold a training permit.

SECTION 157. 146.50 (5) (g) of the statutes is amended to read:

146.50 (5) (g) An Except as provided in s. 146.51, an emergency medical technician license shall be issued to the individual licensed, and the department may not impose a requirement that an individual be affiliated with an ambulance service provider in order to receive an emergency medical technician license or to have an emergency medical technician license renewed.

SECTION 158. 146.50 (6) (a) (intro.) of the statutes is amended to read:

146.50 (6) (a) (intro.) To Except as provided in s. 146.51, to be eligible for an initial license as an emergency medical technician, an individual shall:

SECTION 159. 146.50 (6) (b) 1. of the statutes is amended to read:

146.50 (6) (b) 1. To Except as provided in s. 146.51, to be eligible for a renewal of a license as an emergency medical technician, the licensee shall, in addition to meeting the requirements of par. (a) 1., complete the training, education or examination requirements specified in rules promulgated under subd. 2.

SECTION 160. 146.50 (6) (c) (intro.) of the statutes is amended to read:

146.50 (6) (c) (intro.) To Except as provided in s. 146.51, to be eligible for a license as an ambulance service provider, an individual shall be 18 years of age or older and have such additional qualifications as may be established in rules promulgated by the department, except that no ambulance service provider may be required to take training or an examination or receive education to qualify for licensure or for renewal of licensure. An ambulance service provider shall, as a condition of licensure, provide medical malpractice insurance sufficient to protect all emergency medical technicians who perform for compensation as employees of the ambulance service provider. For renewal of a biennial license as an ambulance service provider, an applicant shall also provide all of the following:

SECTION 161. 146.50 (6g) (a) of the statutes is amended to read:

146.50 (6g) (a) The Except as provided in s. 146.51, the department shall certify qualified applicants for the performance of defibrillation, under certification standards that the department shall promulgate as rules.

SECTION 162. 146.50 (7) of the statutes is amended to read:

146.50 (7) **LICENSING IN OTHER JURISDICTIONS.** The Except as provided in s. 146.51, the department may issue a license as an emergency medical technician, without examination, to any individual who holds a current license or certificate as an emergency medical technician from another jurisdiction if the department finds that the standards for licensing or issuing certificates in the other jurisdiction are at least substantially equivalent to those in this state, and that the applicant is otherwise qualified.

SECTION 163. 146.50 (8) (a) of the statutes is amended to read:

146.50 (8) (a) The Except as provided in s. 146.51, the department shall certify qualified applicants as first responders—defibrillation.

SECTION 164. 146.50 (8) (b) of the statutes is amended to read:

146.50 (8) (b) To be eligible for initial certification as a first responder—defibrillation, except as provided in s. 146.51, an individual shall meet requirements specified in rules promulgated by the department.

SECTION 165. 146.50 (8) (c) of the statutes is amended to read:

146.50 (8) (c) To be eligible for a renewal of a certificate as a first responder—defibrillation, except as provided in s. 146.51, the holder of the certificate shall satisfactorily complete any requirements specified in rules promulgated by the department.

SECTION 166. 146.50 (8) (f) of the statutes is amended to read:

146.50 (8) (f) The Except as provided in s. 146.51, the department may issue a certificate as a first responder—

er-delibrillation, without requiring satisfactory completion of any instruction or training that may be required under par. (b), to any individual who holds a current license or certificate as a first responder from another jurisdiction if the department finds that the standards for licensing or issuing certificates in the other jurisdiction are at least substantially equivalent to the standards for issuance of certificates for first responders-defibrillation in this state, and that the applicant is otherwise qualified.

~~SECTION 167. 146.51~~ of the statutes is created to read:

~~146.51 Denial, nonrenewal and suspension of license, training permit or certification based on certain delinquency in payment.~~ (1) The department shall require each applicant to provide the department with the applicant's social security number, if the applicant is an individual, as a condition of issuing or renewing any of the following:

- (a) A license under s. 146.50 (5) (a).
- (b) A training permit under s. 146.50 (5) (b).
- (c) A certification under s. 146.50 (6g) (a) or (8) (a).

(2) The department of health and family services may not disclose any information received under sub. (1) to any person except to the department of workforce development for the purpose of making certifications required under s. 49.857.

(3) The department of health and family services shall deny an application for the issuance or renewal of a license, training permit or certification specified in sub. (1), shall suspend a license, training permit or certification specified in sub. (1) or may, under a memorandum of understanding under s. 49.857 (2), restrict a license, training permit or certification specified in sub. (1) if the department of workforce development certifies under s. 49.857 that the applicant for or holder of the license, training permit or certification is delinquent in the payment of court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings.

~~SECTION 168.~~ 165.85 (3) (c) of the statutes is amended to read:

165.85 (3) (c) ~~Certify~~ Except as provided under sub. (3m) (a), certify persons as being qualified under this section to be law enforcement, tribal law enforcement, jail or secure detention officers. Prior to being certified under this paragraph, a tribal law enforcement officer shall agree to accept the duties of law enforcement officers under the laws of this state.

~~SECTION 169.~~ 165.85 (3) (cm) of the statutes is amended to read:

165.85 (3) (cm) Decertify law enforcement, tribal law enforcement, jail or secure detention officers who

terminate employment or are terminated ~~or~~, who violate or fail to comply with a rule or order of the board relating to curriculum or training, who fail to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other exoenses related to the support of a child or former spouse or who fail to comply, after appropriate notice, with a subpoena or warrant issued by the deaurtment of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings. The board shall establish procedures for decertification in compliance with ch. 227, ~~except that decertification for failure to pay court-ordered payments of child or family support, maintenance, birth exoenses, medical expenses or other expenses related to the support of a child or former spouse or for failure to comnlv. after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings shall be done as provided under sub. (3m)).~~

~~SECTION 170.~~ 165.85 (3m) of the statutes is created to read:

165.85 (3m) DUTIES RELATING TO SUPPORT ENFORCEMENT. The board shall do all of the following:

(a) As provided in a memorandum of understanding entered into with the department of workforce development under s. 49.857, refuse certification to an individual who applies for certification under this section, refuse recertification to an individual certified under this section or decertify an individual certified under this section if the individual fails to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or if the individual fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings.

(b) ~~Request~~ Request that an individual provide the board with his or her social security number when he or she applies for certification or recertification under this section. If an individual who is requested by the board to provide his or her social security number under this paragraph does not comply with the board's request, the board shall deny the individual's application for certification or recertification. The board may disclose a social security number provided by an individual under this paragraph only to the department of workforce development as provided in a memorandum of understanding entered into with the department of workforce development under s. 49.857.

~~SECTION 171.~~ 1-65.85 (4) (d) of the statutes is amended to read:

165.85 (4) (d) ~~The~~ Except as provided under sub. (3m) (a), the board shall issue certificate evidencing satisfaction of the requirements of pars. (b), (bn) and (c) to

any applicant who presents such evidence, as is required by its rules, of satisfactory completion of requirements equivalent in content and quality to those fixed by the board under the board's authority as set out in pars. (b), (bn) and (c).

SECTION 172. 165.85 (4) (f) of the statutes is amended to read:

165.85 (4) (f) ~~In~~ Except as provided under sub. (3m) (a), and in addition to certification procedures under pars. (a) to (d), the board may certify any person as being a tribal law enforcement officer on the basis of the person's completion of the training requirements for law enforcement officer certification prior to May 6, 1994. The officer must also meet the agreement requirements under sub. (3) (c) prior to certification as a tribal law enforcement officer.

SECTION 173. 170.12 (3) (em) of the statutes is created to read:

170.12 (3) (em) 1. If the applicant is an individual, provide the social security number of the applicant.

2. The board may not disclose any information received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 174. 170.12 (8) of the statutes is renumbered 170.12 (8) (a).

SECTION 175. 170.12 (8) (b) of the statutes is created to read:

170.12 (8) (b) 1. In the case of an applicant who is an individual, ~~the board~~ shall deny an application for an original or renewal permit if the applicant fails to provide the information required under sub. (3) (em) 1., if the applicant fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or if the applicant fails to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857.

2. In the case of a permit holder who is an individual, the board shall restrict or suspend any permit already granted if the permit holder fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or fails to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 176. 217.05 (intro.) of the statutes is renumbered 217.05 (1) (intro.).

SECTION 177. 217.05 (1) to (4) of the statutes are renumbered 217.05 (1) (a) to (d).

SECTION 178. 217.05 (1m) of the statutes is created to read:

217.05 (1m) ~~(a)~~ In addition to the information required under ~~sub. (1)~~, the application shall include, if the applicant is an individual, the applicant's social security number.

(b) The division may not disclose any information received under par. (a) to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 179. 217.06 (4) of the statutes is created to read:

217.06 (4) The applicant has provided the information required under s. 217.05 (1m) (a).

SECTION 180. 217.06 (6) of the statutes is created to read:

217.06 (6) If the applicant is an individual, the applicant has not failed to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings and is not delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 181. 217.09 (1m) of the statutes is created to read:

217.09 (1m) The division shall restrict or suspend any license issued under this chapter to an individual, if the individual fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A licensee whose license is restricted or suspended under this subsection is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this chapter.

SECTION 182. 217.09 (4) of the statutes is amended to read:

217.09 (4) The division shall revoke or suspend only the authorization to operate at the location with respect to which grounds for revocation or suspension apply, but if the division finds that such grounds for revocation or suspension apply to more than one location operated by such licensee, then the division shall revoke or suspend all of the authorizations of the licensee to which such grounds

apply. Suspensions under sub. (1m) shall susuend the authorization to overate at all locations operated by the licensee.

SECTION 183. 218.01 (2) (h) 3. of the statutes is amended to read:

218.01 (2) (h) 3. An applicant or licensee furnishing information under subd. 1. may designate the information as a trade secret, as defined in s. 134.90 (1) (c), or as confidential business information. The licensor shall notify the applicant or licensee providing the information 15 days before any information designated as a trade secret or as confidential business information is disclosed to the legislature, a state agency, as defined in s. 13.62 (2), a local governmental unit, as defined in s. 605.01 (1), or any other person. The applicant or licensee furnishing the information may seek a court order limiting or prohibiting the disclosure. In such cases, the court shall weigh the need for confidentiality of the information against the public interest in the disclosure. A designation under this subdivision does not prohibit the disclosure of a person's name or address, of the name or address of a person's employer or of financial information that relates to a person when requested under s. 49.22 (2m) by the department of workforce development or a county child support agency under s. 59.53 (5).

SECTION 184. 218.01 (2) (ie) of the statutes is created to read:

218.01 (2) (ie) 1. In addition to any other information required under this subsection, an application by an individual for the issuance or renewal of a license described in par. (d) shall include the individual's social security number. The licensor may not disclose a social security number obtained under this subdivision to any person except the department of workforce development for the sole purpose of administering s. 49.22.

The licensor shall deny an application for the issuance or renewal of a license if the information required under subd. 1. is not included in the application.

SECTION 185. 218.01 (2) (ig) of the statutes is created to read:

218.01 (2) (ig) 1. In addition to any other information required under this subsection, an application by an individual for a license described in par. (dr) shall include the individual's social security number.

2. The licensor may not disclose any information received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 186. 218.01 (3) (ag) of the statutes is created to read:

218.01 (3) (ag) A license described in sub. (2) (d) shall be denied, restricted, limited or suspended if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former

spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. No provision of this section that entitles an applicant or licensee to a notice or hearing applies to a denial, restriction, limitation or suspension of a license under this paragraph.

SECTION 187. 218.01 (3) -(am) of the statutes is created to read:

218.01 (3) (am) 1. A licensed described in sub. (2) (dr) shall be denied if the applicant fails to provide the information required under sub. (2) (ig) 1.

2. A license described in sub. (2) (dr) shall be denied, restricted or suspended if the applicant or licensee is an individual who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose application is denied or a licensee whose license is restricted or suspended under this subdivision is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

SECTION 188. 218.02 (2) (a) of the statutes is renumbered 218.02 (2) (a) 1. and amended to read:

218.02 (2) (a) 1. Each adjustment service company shall apply to the division for a license to engage in such business. Application for a separate license for each office of a company to be operated under this section shall be made to the division in writing, under oath, in a form to be prescribed by the division. The division may issue more than one license to the same licensee. If the applicant for a license under this section is an individual, the application shall include the applicant's social security number.

SECTION 189. 218:02 (2) (a) 2. of the statutes is created to read:

218.02 (2) (a) 2. The division may not disclose an applicant's social security number received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 190. 218.02 (3) (e) of the statutes is created to read:

218.02 (3) (e) That, if the applicant is an individual, the applicant has not failed to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support

agency under s. 59.53 (5) and related to paternity or child support proceedings and is not delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 191. 218.02 (6) of the statutes is renumbered 218.02 (6) (a).

SECTION 192. 218.02 (6) (b) of the statutes is created to read:

218.02 (6) (b) In accordance with a memorandum of understanding entered into under s. 49.587, the division shall restrict or suspend a license if the licensee is an individual who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse.

SECTION 193. 218.02 (9) (a) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

218.02 (9) (a) The division may make such rules and require such reports as the division deems necessary for the enforcement of this section. **Sections 217.17, 217.18 and 217.21 (1) and (2) apply to and are available for the purposes of this section. This paragraph does not apply to applications for licenses that are denied or licenses that are restricted or suspended because the applicant or licensee has failed to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse.**

SECTION 194. 218.04 (3) (a) of the statutes is renumbered ~~218.04 (3) (a) 1~~ and amended to read:

~~218.04 (3) (a) 1.~~ Application for licenses under the provisions of this section shall be made to the division in writing, under oath, on a form to be prescribed by the division. All licenses shall expire on June ~~thirtieth~~ **30** next following their date of issue. **If the applicant for a license under this section is an individual, the application shall include the applicant's social security number.**

SECTION 195. 218.04 (3) (a) 2. of the statutes is created to read:

218.04 (3) (a) 2. The division may not disclose an applicant's social security number received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 196. 218.04 (4) (a) of the statutes is amended to read:

218.04 (4) (a) ~~Upon~~ **Except as provided in par. (am), upon** the filing of such application and the payment of such fee, the division shall make an investigation, and if the division finds that the character and general fitness and the financial responsibility of the applicant, and the members thereof if the applicant is a partnership, limited liability company or association, and the officers and directors thereof if the applicant is a corporation, warrant the belief that the business will be operated in compliance with this section the division shall thereupon issue a license to said applicant. Such license is not assignable and shall permit operation under it only at or from the location specified in the license. A nonresident of this state may, upon complying with all other provisions of this section, secure a collection agency license provided the nonresident maintains an active office in this state.

SECTION 197. 218.04 (4) (am) of the statutes is created to read:

218.04 (4) (am) The division may not issue a license under this subsection if, in the case of an applicant who is an individual, the applicant fails to provide his or her social security number, fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose application is denied under this paragraph for delinquent payments or failure to comply with a subpoena or warrant is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

SECTION 198. 218.04 (5) (am) of the statutes is created to read:

218.04 (5) (am) The division shall restrict or suspend a license issued under this section if the division finds that the licensee is an individual who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A licensee whose license is restricted or suspended under this paragraph is entitled to a notice and hearing only as provided in a memorandum

of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

SECTION 199. 218.04 (5) (b) of the statutes is amended to read:

218.04 (5) (b) ~~No~~ **Except** as provided in par. (am), no license shall be revoked or suspended except after a hearing under this section. A complaint stating the grounds for suspension or revocation together with a notice of hearing shall be delivered to the licensee at least 5 days in advance of the hearing. In the event the licensee cannot be found, complaint and notice of hearing may be left at the place of business stated in the license and this shall be deemed the equivalent of delivering the notice of hearing and complaint to the licensee.

SECTION 200. 218.05 (3) (am) of the statutes is created to read:

218.05(3) (am) **1.** In addition to the information required under par. (a), an application for a license under this section by an individual shall contain the applicant's social security number.

2. ~~The division~~ may not disclose an applicant's social security number received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 201. 218.05 (4) (c) of the statutes is created to read:

218.05 (4) (c) In addition to the grounds for denial of a license under par. (a), the division shall deny an application for a license under this section if the applicant is an individual who fails to provide the information required under sub. (3) (am) 1., who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses) medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose application is denied under this paragraph for delinquent payments or failure to comply with a subpoena or warrant is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any notice or hearing under par. (b).

SECTION 202. 218.05 (11) of the statutes is amended to read:

218.05 (11) **RENEWAL.** Every licensee shall, on or before December 20, pay to the division the sum of \$300 as an annual license fee for the next succeeding calendar year and, at the same time, shall file with the division the annual bond and insurance policy or policies in the same amount and of the same character as required by subs. (3) (c) and (6). The division may not renew a license under

this section if the applicant for renewal is an individual who fails to provide the information required under sub. (3) (am) 1. fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose application is denied under this subsection for delinquent payments or failure to comply with a subpoena or warrant is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

SECTION 203. 218.05 (12) (title) of the statutes is amended to read:

218.05 (12) (title) **F&VOCATION; SURRENDER; NOTICE RESTRICTION AND SUSPENSION.**

SECTION 204. 218.05 (12) (am) of the statutes is created to read:

218.05 (12) (am) The division shall restrict or suspend any license issued under this section if the licensee is an individual who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A licensee whose license is restricted or suspended under this paragraph is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

SECTION 205. 218.11 (2) (a) of the statutes is amended to read:

218.11 (2) (a) Application for license and renewal license shall be made to the **licensor** on forms prescribed and furnished by the **licensor**, accompanied by the license fee required under par. (c) or (d). If the applicant is an individual, the application shall include the applicant's social security number. The licensor shall deny an application for the issuance or renewal of a license if an individual has not included his or her social security number in the application.

SECTION 206. 218.11 (2) (am) of the statutes is created to read:

218.11 (2) (am) The licensor may not disclose a social security number obtained under par. (a) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 207. 218.11 (6m) of the statutes is created to read:

218.11 (6m) A license under this section shall be denied, restricted, limited or suspended if an applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 208. 218.11 (7) (a) of the statutes is amended to read:

218.11 (7) (a) The **licensor** may without notice deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. **Within** 30 days after such notice, the applicant may petition the department of administration to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness. If the **licensor** is the department of transportation, the division of hearings and appeals shall conduct the hearing. This paragraph does not apply to denials of applications for licenses under sub. (6m).

SECTION 209. 218.11 (7) (b) of the statutes is amended to read:

218.11 (7) (b) No license may be suspended or revoked except after a hearing thereon. The **licensor** shall give the licensee at least 5 days' notice of the time and place of such hearing. The order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had; except that the **licensor**, when in its opinion the best interest of the public or the trade demands it, may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license. Matters involving suspensions and revocations brought before the **licensor** shall be heard and decided upon by the department of administration. If the **licensor** is the department of transportation, the division of hearings and appeals shall conduct the hearing. This paragraph does not apply to licenses that are suspended under sub. (6m).

SECTION 210. 218.12 (2) (a) of the statutes is amended to read:

218.12 (2) (a) Applications for mobile home salesperson's license and renewals thereof shall be made to the **licensor** on such forms as the **licensor** prescribes and furnishes and shall be accompanied by the license fee required under par. (c) or (d). The application shall include the applicant's social security number. In addition, the application shall require such pertinent information as the **licensor** requires.

SECTION 211. 218.12 (2) (am) of the statutes is created to read:

218.12 (2) (am) 1. The **licensor** shall deny an application for the issuance or renewal of a license if an individual has **not included** his or her social security number in the application.

2. The **licensor** may not disclose a social security number obtained under par. (a) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 212. 218.12 (3m) of the statutes is created to read:

218.12 (3m) A license shall be denied, restricted, limited or suspended if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 213. 218.12 (5) of the statutes is amended to read:

218.12 (5) The provision of s. 218.01 (3) relating to the denial, suspension and revocation of a motor vehicle salesperson's license shall apply to the denial, suspension and revocation of a mobile home salesperson's license so far as applicable, except that such provision does not apply to the denial or suspension of a license under sub. (3m).

SECTION 214. ~~218.21~~ 21 (2) (ag) of the statutes is created to read:

218.21 (2) (ag) If the applicant is an individual, the social security number of the individual.

SECTION 215. 218.21 (2m) of the statutes is created to read:

218.21 (2m) (a) The department shall deny an application for the issuance or renewal of a license if an individual has not included his or her social security number in the application.

(b) The department of transportation may not disclose a social security number obtained under sub. (2) (ag) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 216. 218.22 (3m) of the statutes is created to read:

218.22 (3m) The department shall deny, restrict, limit or suspend a license if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to

comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 217. 218.22 (4) (a) of the statutes is amended to read:

218.22 (4) (a) The **licensor** may without notice deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition the division of hearings and appeals to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness. This paragraph does not apply to denials of applications for licenses under sub. (3m).

SECTION 218. 218.22 (4) (b) of the statutes is amended to read:

218.22 (4) (b) No license shall be suspended or revoked except after a hearing thereon. The **licensor** shall give the licensee at least 5 days' notice of the time and place of such hearing. The order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had; except that the **licensor**, when in its opinion, the best interest of the public or the trade demands it, may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license. Matters involving suspensions and revocations brought before the department shall be heard and decided upon by the division of hearings and appeals. This paragraph does not apply to licenses that are suspended under sub. (3m).

~~SECTION 219.~~ 218.31 (1) (ag) of the statutes is created to read:

218.31 (1) (ag) When the applicant is an individual, the social security number of the individual.

~~SECTION 220.~~ 218.31 (1m) of the statutes is created to read:

218.31 (1m) (a) The department shall deny an application for the issuance or renewal of a license if an individual has not included his or her social security number in the application.

(b) The department of transportation may not disclose a social security number obtained under sub. (1) (ag) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 221. 218.32 (3m) of the statutes is created to read:

218.32 (3m) The department shall deny, restrict, limit or suspend a license if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to

the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 222. 218.32 (4) (a) of the statutes is amended to read:

218.32 (4) (a) The **licensor** may without notice deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition the division of hearings and appeals to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness. This paragraph does not apply to denials of applications for licenses under sub. (3m).

SECTION 223. 218.32 (4) (b) of the statutes is amended to read:

218.32 (4) (b) No license shall be suspended or revoked except after a hearing thereon. The **licensor** shall give the licensee at least 5 days' notice of the time and place of such hearing. The order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had, except that the **licensor**, when in its opinion the best interest of the public or the trade demands it, may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license. Matters involving suspensions and revocations brought before the department shall be heard and decided upon by the division of hearings and appeals. This paragraph does not apply to licenses that are suspended under sub. (3m).

SECTION 224. 218.41 (2) (a) of the statutes is amended to read:

218.41 (2) (a) Application for license shall be made to the department at such time and in such form, and containing such information, as the department requires. If the applicant is an individual, the application shall include the applicant's social security number.

~~SECTION 225.~~ 218.41 (2) (am) of the statutes is created to read:

218.41 (2) (am) 1. The department shall deny an application for the issuance or renewal of a license if an individual has not included his or her social security number in the application.

2. The department of transportation may not disclose a social security number obtained under par. (a) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 226. 218.41 (3m) of the statutes is created to read:

218.41 (3m) A license shall be denied, restricted, limited or suspended if the applicant or licensee is an in-

dividual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 227. 218.41 (4) of the statutes is amended to read:

218.41 (4) The department may without notice deny the application for a license within 30 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Upon request by the applicant whose license has been so denied, the division of hearings and appeals shall set the time and place of hearing a review of such denial, the same to be heard with reasonable promptness. This subsection does not apply to denials of applications for licenses under sub. (3m).

SECTION 228. 218.41 (5) (d) of the statutes is created to read:

218.41 (5) (d) This subsection does not apply to licenses that are suspended under sub. (3m).

SECTION 229. 218.51 (3) (a) of the statutes is amended to read:

218.51 (3) (a) The department shall administer this section and specify the form of the application for a buyer identification card and the information required to be provided in the application. If the applicant is an individual, the application shall include the applicant's social security number.

~~SECTION 230. 218.51 (3) (am) of the statutes is created to read:~~

~~218.51 (3) (am) 1. The department shall deny an application for the issuance or renewal of a buyer identification card if an individual has not included his or her social security number in the application.~~

~~2. The department of transportation may not disclose a social security number obtained under par. (a) to any person except the department of workforce development for the sole purpose of administering s. 49.22.~~

SECTION 231. 218.51 (4m) of the statutes is created to read:

218.51 (4m) The department shall deny, restrict, limit or suspend a license if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as pro-

vided in a memorandum of understanding entered into under s. 49.857.

SECTION 232. 218.51 (5) (a) of the statutes is amended to read:

218.51 (5) (a) The department may without notice deny the application for a buyer identification card within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition the division of hearings and appeals to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness. This paragraph does not apply to denials of applications for licenses under sub. (4m).

SECTION 233. 218.51 (5) (b) of the statutes is amended to read:

218.51 (5) (b) No buyer identification card may be suspended or revoked except after a hearing thereon. The department shall give the cardholder at least 5 days' notice of the time and place of such hearing. The order suspending or revoking a buyer identification card shall not be effective until after 10 days' written notice thereof to the cardholder, after such hearing has been had; except that the department, when in its opinion the best interest of the public or the trade demands it, may suspend a buyer identification card upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the buyer identification card. Matters involving suspensions and revocations brought before the department shall be heard and decided upon by the division of hearings and appeals. This paragraph does not apply to licenses that are suspended under sub. (4m).

SECTION 234. 220.01 (le) of the statutes is created to read:

220.01 (le) "Department" means the department of financial institutions.

SECTION 235. Chapter 224 (title) of the statutes is amended to read:

**CHAPTER 224
MISCELLANEOUS BANKING AND
FINANCIAL INSTITUTIONS
PROVISIONS**

SECTION 236. 224.092 of the statutes is renumbered 224.25.

SECTION 237. 224.093 of the statutes is renumbered 224.26.

SECTION 238. Subchapter II (title) of chapter 224 [precedes 224.251 of the statutes is created to read:

**CHAPTER 224
SUBCHAPTER II
FINANCIAL INSTITUTIONS**

SECTION 239.224.40 of the statutes is created to read:
224.40 Disclosure of financial records for child support enforcement. (1) DEFINITIONS. In this section:

(a) "County child support agency" means a county child support agency under s. 59.53 (5).

(b) "Financial institution" has the meaning given in s. 49.853 (1) (c).

(c) "Financial record" has the meaning given in 12 USC 3401.

(2) **FINANCIAL RECORD MATCHING AGREEMENTS.** A financial institution is required to enter into an agreement with the department of workforce development in accordance with rules promulgated under s. 49.853 (2).

(3) **LIMITED LIABILITY.** A financial institution is not liable for any of the following:

(a) Disclosing a financial record of an individual to the county child support agency attempting to establish, modify or enforce a child support obligation of the individual.

(b) Disclosing information to the department of workforce development or a county child support agency pursuant to the financial record matching program under s. 49.853.

(c) Encumbering or surrendering any assets held by the financial institution in response to instructions provided by the department of workforce development or a county child support agency for the purpose of enforcing a child support obligation.

(d) Any other action taken in good faith to comply with s. 49.853 or 49.854.

~~SECTION 240.~~ Subchapter II of chapter 224 [precedes 224.701 of the statutes is renumbered subchapter III of chapter 224 [precedes 224.701.

~~SECTION 241.~~ 224.72 (2) (c) of the statutes is created to read:

~~224.72 (2) (c) Social security numbers.~~ 1. If the applicant is an individual, the application shall include the social security number of the individual.

~~2.~~ The department of financial institutions may not disclose any information received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

~~SECTION 242.~~ 224.72.. (5) (a) of the statutes is amended to read:

~~224.72 (5) (a) Loan originator and loan solicitor.~~ Upon Except as provided in sub. (7m), upon receiving a properly completed application for registration as a loan originator or loan solicitor and the fee specified in sub. (8) (a), the department shall issue to the applicant a certificate of registration as a loan originator or loan solicitor.

~~SECTION 243.~~ 224.72 (5) (b) 1. of the statutes, as affected by 1997 Wisconsin Acts-27 and 35, is amended to read:

224.72 (5) (b) 1. Upon Except as provided in sub. (7m), upon receiving a properly completed application for registration as a mortgage banker, the fee specified in sub. (8) (b) and satisfactory evidence of compliance with sub. (4), the department shall issue to the applicant a temporary certificate of registration as a mortgage banker. A

temporary certificate of registration is valid for 6 months after the date of issuance.

SECTION 244. 224.72 (5) (b) 2. of the statutes is amended to read:

224.72 (5) (b) 2. If Except as provided in sub. (7m), if within 6 months after the date of issuance of a temporary certificate of registration under subd. 1. the holder of the temporary certificate of registration notifies the department that he or she is acting as a mortgage banker and pays to the department the fee specified in sub. (8) (a), the department shall issue to the person a certificate of registration as a mortgage banker.

SECTION 245. 224.72 (7m) of the statutes is created to read:

224.72 (7m) DENIAL OF APPLICATION FOR ISSUANCE OR RENEWAL OF REGISTRATION. The department may not issue or renew a certificate of registration under this section if the applicant for the issuance or renewal is an individual who has failed to provide the information required under sub. (2) (c) 1., who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose registration is not issued or renewed under this subsection for delinquent payments or failure to comply with a subpoena or warrant is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

SECTION 246. 224.77 (6) of the statutes is created to read:

224.77 (6) RESTRICTION OR SUSPENSION OF REGISTRATION. The department shall restrict or suspend the registration of a mortgage banker, loan originator or loan solicitor if the registrant is an individual who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A registrant whose registration is restricted or suspended under this subsection is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

SECTION 247. 227.03 (4m) of the statutes is created to read:

227.03 (4m) Subchapter III does not apply to any decision of an agency to suspend or restrict or not issue or renew a license if the agency suspends or restricts or does not issue or renew the license pursuant to a memorandum of understanding entered into under s. 49.857.

SECTION 248. 230.13 (1) (intro.) of the statutes is amended to read:

230.13 (1) (intro.) Except as provided in sub. (3) and s. 103.13, the secretary and the administrator may keep records of the following personnel matters closed to the public:

SECTION 249. 230.13 (2) of the statutes is amended to read:

230.13 (2) Unless the name of an applicant is certified under s. 230.25, the secretary and the administrator shall keep records of the identity of an applicant for a position closed to the public, except as provided in sub. (3).

SECTION 250. 230.13 (3) of the statutes is created to read:

230.13 (3) The secretary and the administrator shall provide to the department of workforce development or a county child support agency under s. 59.53 (5) information requested under s. 49.22 (2m) that would otherwise be closed to the public under this section. Information provided under this subsection may only include an individual's name and address, an individual's employer and financial information related to an individual.

SECTION 251. 250.041 of the statutes is created to read:

250.041 Denial, nonrenewal and suspension of registration, license, certification, approval, permit and certificate based on certain delinquency in payment. (1) The department shall require each applicant to provide the department with the applicant's social security number, if the applicant is an individual, as a condition of issuing or renewing any of the following:

(a) A registration under s. 250.05 (5).

(b) A license under s. 252.23 (2) or 252.24 (2).

(c) A certification under s. 254.176 (1) or (3) or **254.20 (2), (3)** or (4).

(d) An approval under s. 254.178 (2) (a).

(e) A permit under s. 254.47 (1), 254.64 (1) (a) or (b) or 255.08 (2).

(f) A certificate under s. 254.71 (2).

(2) The department of health and family services may not disclose any information received under sub. (1) to any person except to the department of workforce development for the purpose of making certifications required under s. 49.857.

(3) The department of health and family services shall deny an application for the issuance or renewal of a registration, license, certification, approval, permit or certificate specified in sub. (1) or may, under a **memoran-**

dum of understanding under s. 49.857 (2), suspend or restrict a registration, license, certification, approval, permit or certificate specified in sub. (1) if the department of workforce development certifies under s. 49.857 that the applicant for or holder of the registration, license, certification, approval, permit or certificate is delinquent in the payment of court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings.

SECTION 252. 250.05 (5) of the statutes is amended to read:

250.05 (5) **REGISTRATION.** ~~The Except as provided in s. 250.041,~~ the department, upon application on forms prescribed by it and payment of the prescribed fee, shall register as a sanitarian any person who has presented evidence satisfactory to the department that standards and qualifications of the department, as established by rule, have been met.

SECTION 253. 250.05 (6) of the statutes is amended to read:

250.05 (6) FEES: RENEWAL OF REGISTRATION; DELINQUENCY AND REINSTATEMENT. A fee fixed by rule of the department shall accompany the application under sub. (5) and, beginning January 1, 1988, a biennial fee of \$25 shall be paid by every registered sanitarian who desires to continue registration. The amounts of the fees may be adjusted by the department by rule. All certificates of registration shall expire on December 31 in each odd-numbered year. ~~The Except as provided in s. 250.041,~~ the department may renew registrations upon application made after January 1 of each even-numbered year if it is satisfied that the applicant has good cause for not making application in December of the immediately preceding year and upon payment of the biennial fee and any additional fees prescribed by the department.

SECTION 254. 250.05 (8) of the statutes is amended to read:

250.05 (8) REVOCATION OF REGISTRATION. The department may, after a hearing held in conformance with ch. 227, revoke or suspend under this section the registration of any sanitarian for practice of fraud or deceit in obtaining the registration or any gross professional negligence, **incompetence** or misconduct.

SECTION 255. 252.23 (2) of the statutes is amended to read:

252.23 (2) DEPARTMENT; DUTY. ~~The Except as provided in s. 250.041,~~ the department shall provide uniform, statewide licensing and regulation of tattooists and uniform, statewide licensing and regulation of tattoo establishments under this section. The department **shall** inspect a tattoo establishment once before issuing a license

for the tattoo establishment under this section and may make additional inspections that the department determines are necessary.

SECTION 256. 252.23 (4) (a) of the statutes is amended to read:

252.23 (4) (a) Standards Except as provided in s. 250.041. standards and procedures, including fee payment to offset the cost of licensing tattooists and tattoo establishments, for the annual issuance of licenses as tattooists or as tattoo establishments to applicants under this section.

SECTION 257. 252.24 (2) of the statutes is amended to read:

252.24 (2) **DEPARTMENT, DUTY.** The Except as provided in s. 250.041. the department shall provide uniform, statewide licensing and regulation of body piercers and uniform, statewide licensing and regulation of body-piercing establishments under this section. The department shall inspect a body-piercing establishment once before issuing a license for the body-piercing establishment under this section and may make additional inspections that the department determines are necessary.

SECTION 258. ~~252.24 (4) (a)~~ of the statutes is amended to read:

252.24 (4) (a) Standards Except as provided in s. 250.041. standards and procedures, including fee payment to offset the cost of licensing body piercers and body-piercing establishments, for the annual issuance of licenses as body piercers or as body-piercing establishments to applicants under this section.

SECTION 259. 254.176 (1) of the statutes is amended to read:

254.176 (1) Except as provided in sub. (2) and s. 250.041. the department may establish by rule certification requirements for any person who performs lead hazard reduction or a lead management activity or who supervises the performance of any lead hazard reduction or lead management activity.

SECTION 260. 254.176 (3) (intro.) of the statutes is amended to read:

254.176 (3) (intro.) The Except as provided in s. 250.041. the department may promulgate rules establishing certification requirements for persons required to be certified under this section. Any rules promulgated under this section:

SECTION 261. 254.176 (3) (a) of the statutes is amended to read:

254.176 (3) (a) Shall include requirements and procedures for issuing, renewing, revoking and suspending under this section certifications issued under this section.

SECTION 262. 254.178 (1) (b) of the statutes is amended to read:

254.178 (1) (b) N&Except as provided in s. 250.041. **no** person may function as an instructor of a lead training course accredited under this section unless the person is approved by the department under this section.

SECTION 263. 254.178 (2) (intro.) of the statutes is amended to read:

254.178 (2) (intro.) The department shall promulgate rules establishing requirements, except as provided in s. 250.041. for accreditation of lead training courses and approval of lead instructors. These rules:

SECTION 264. 254.178 (2) (a) of the statutes is amended to read:

254.178 (2) (a) Shall Except as provided in s. 250.041. shall include requirements and procedures for granting, renewing, revoking and suspending under this section lead training course accreditations and lead instructor approvals.

SECTION 265. 254.178 (4) of the statutes is amended to read:

254.178 (4) After notice and opportunity for hearing, the department may revoke, suspend, deny or refuse to renew under this section any accreditation or approval issued under this section in accordance with the procedures set forth in ch. 227.

SECTION 266. 254.20 (2) (d) of the statutes is amended to read:

254.20 (2) (d) The Except as provided in s. 250.041. the department may establish by rule certification requirements for any person not certified under pars. (a) to (c) who performs any asbestos abatement activity or asbestos management activity or who supervises the performance of any asbestos abatement activity or asbestos management activity.

SECTION 267. 254.20 (3) (a) of the statutes is amended to read:

254.20 (3) (a) The Except as provided in s. 250.041. the department may establish by rule eligibility requirements for persons applying for a certification card required under sub. (2). Any training required by the department under this paragraph may be approved by the department or provided by the department under sub. (8).

SECTION 268. 254.20 (3) (b) of the statutes is amended to read:

254.20 (3) (b) The Except as provided in s. 250.041. the department shall establish the procedure for issuing certification cards under this subsection. In establishing that procedure, the department shall prescribe an application form and establish an examination procedure and may require applicants to provide photographic identification.

SECTION 269. 254.20 (4) of the statutes is amended to read:

254.20 (4) **RENEWAL.** A certification card issued under sub. (3) is valid for one year. The Except as provided in s. 250.041. the department may establish requirements for renewing such a card, including but not limited to additional training.

SECTION 270. 254.20 (6) of the statutes is amended to read:

254.20 (6) **SUSPENSION OR REVOCATION.** The department may, under this section, suspend or revoke a certification card issued under sub. (3) if it determines that the holder of the card is not qualified to be certified.

SECTION 271. 254.20 (7) of the statutes is amended to read:

254.20 (7) **APPEALS.** ~~Any~~ Except as provided in s. 250.041, any suspension, revocation or nonrenewal of a certification card required under sub. (2) or any denial of an application for such a certification card is subject to judicial review under ch. 227.

SECTION 272. 254.47 (1) of the statutes is amended to read:

254.47 (1) ~~The Except as Drowided in s. 250.041,~~ the department or a local health department granted agent status under s. 254.69 (2) shall issue permits to and regulate campgrounds and camping resorts, recreational and educational camps and public swimming pools. No person or state or local government who has not been issued a permit under this section may conduct, maintain, manage or operate a campground and camping resort, recreational camp and educational camp or public swimming pool, as defined by departmental rule.

SECTION 273. 254.47 (2m) of the statutes is amended to read:

254.47 (2m) ~~The Except as provided in s. 250.041,~~ the initial issuance, renewal or continued validity of a permit issued under this section may be conditioned upon the requirement that the permittee correct a violation of this section, rules promulgated by the department under this section or ordinances adopted under s. 254.69 (2) (g), within a period of time that is specified. If the condition is not met **within** the specified period of time, the permit is void.

SECTION 274. 254.47 (3) of the statutes is amended to read:

254.47 (3) Anyone who violates this section or any rule of the department under this section shall be fined not less than \$25 nor more than \$250. Anyone who fails to comply with an order of the department shall forfeit \$10 for each day of noncompliance after the order is served upon or directed to him or her. The department may also, after a hearing under ch. 227, refuse to issue a permit under this section or suspend or revoke a permit under this section for violation of this section or any rule or order the department issues to implement this section.

SECTION 275. 254.64 (1) (c) of the statutes is amended to read:

254.64 (1) (c) ~~No~~ Except as Drowided in s. 250.041, ~~no~~ permit may be issued under this section until all applicable fees have been paid. If the payment is by check or other draft drawn upon an account containing insufficient funds, the permit applicant shall, within 15 days after receipt of notice from the department of the insufficiency, pay by cashier's check or other certified draft, money order or cash the fees, late fees and processing charges that

are specified by rules promulgated by the department. If the permit applicant fails to pay all applicable fees, late fees and processing charges within 15 days after the applicant receives notice of the insufficiency, the permit is void. In an appeal concerning voiding of a permit under this paragraph, the burden is on the permit applicant to show that the entire applicable fees, late fees and processing charges have been paid. During any appeal process concerning payment dispute, operation of the establishment in question is deemed to be operation without a permit.

SECTION 276. 254.64 (1p) of the statutes is amended to read:

254.64 (1p) ~~The Except as provided ins. 250.041,~~ the department may condition the initial issuance, renewal or continued validity of a permit issued under this section on correction by the permittee of a violation of this subchapter, rules promulgated by the department under this subchapter or ordinances or regulations adopted under s. 254.69 (2) (g), within a specified period of time. If the permittee fails to meet the condition within the specified period of time, the permit is void.

SECTION 277. ~~254.71 (2)~~ of the statutes is amended to read:

254.71 (2) ~~The Except as provided in s. 250.041,~~ the department may issue a certificate of food protection practices to an individual who satisfactorily completes a written examination, approved by the department, that demonstrates the individual's basic knowledge of food protection practices or who has achieved comparable compliance.

SECTION 278. 254.71 (3): of the statutes is amended to read:

254.71 (3) Each certificate is valid for 5 years from the date of issuance and, except as provided in s. 250.041, may be renewed by the holder of the certificate if he or she satisfactorily completes a recertification training course approved by the department.

SECTION 279. 254.71 (6) (c) of the statutes is amended to read:

254.71 (6) (c) Establishing procedures for issuance, except as provided in s. 250.041, of certificates of food protection practices, including application submittal and review.

SECTION 280. 255.08 (2) of the statutes is amended to read:

255.08 (2) **PERMITS.** (a) No person may operate a tanning facility without a permit ~~issued by that~~ the department ~~may, except as orowided in s. 250.041,~~ issue under this subsection. The holder of a permit issued under this subsection shall display the permit in a conspicuous place at the tanning facility for which the permit is issued.

(b) Permits issued under this subsection shall expire annually on June 30. ~~A-Except as Drowided in s. 250.041,~~ a permit applicant shall submit an application for a permit to the department on a form provided by the department

with a permit fee established by the department by rule. The application shall include the name and complete mailing address and street address of the tanning facility and any other information reasonably required by the department for the administration of this section.

SECTION 281. 255.08 (13) of the statutes is amended to read:

255.08 (13) DENIAL, SUSPENSION OR REVOCATION OF PERMITS. The department may under this section, after a hearing under ch. 227, deny issuance of a permit to an applicant or suspend or revoke any permit issued under sub. (2) if the applicant or permit holder or his or her employe violates sub. (2), (3), (4), (5), (6), (7), (9) or (11) or any rule promulgated thereunder.

SECTION 282. 280.13 (4) of the statutes is amended to read:

280.13 (4) No order revoking a permit under sub. (2) shall be made until after a public hearing to be held before the department in the county where the permittee has his or her place of business. If the permittee is a nonresident, the hearing shall be at such place as the department designates. At least 10 days prior to the hearing the department shall send written notice of the time and place of the hearing to the permittee and to the permittee's attorney or agent of record by mailing the notice to the last-known address of such persons. The testimony presented and proceedings had at the hearing shall be recorded and preserved as the records of the department. The department shall as soon thereafter as possible make its findings and determination and send a copy to each interested party.

SECTION 283. 281.48 (3) (a) of the statutes is amended to read:

281.48 (3) (a) **License; application.** Every person before engaging in servicing in this state shall submit an application for a license on forms prepared by the department. ~~If Except~~ as m'ovided in s. 299.08. if the department, after investigation, is satisfied that the applicant has the qualifications, experience, understanding of proper servicing practices, as demonstrated by the successful completion of an examination given by the department, and equipment to perform the servicing in a manner not detrimental to public health it shall issue the license. The license fee shall accompany all applications.

SECTION 284. 281.48 (5) (b) of the statutes is amended to read:

281.48 (5) (b) The department may not reissue a license for a period of one year after revocation under par. (a).

SECTION 285. 291.15 (2) (d) of the statutes is amended to read:

291.15 (2) (d) **Use of confidential records.** Except as provided under par. (c) and this paragraph the department or the department of justice may use records and other information granted confidential status under this subsection only in the administration and enforcement of this chapter. The department or the department of justice may

release for general distribution records and other information granted confidential status under this subsection if the owner or operator expressly agrees to the release. The department or the department of justice may release on a limited basis records and other information granted confidential status under this subsection if the department or the department of justice is directed to take this action by a judge or hearing examiner under an order which protects the confidentiality of the records or other information. The department or the department of justice may release to the U.S. environmental protection agency or its authorized representative records and other information granted confidential status under this subsection if the department or the department of justice includes in each release of records or other information a request to the U.S. environmental protection agency or its authorized representative to protect the confidentiality of the records or other information. The department or the department of justice shall provide to the department of workforce development or a county child support agency under s. 59.53 (5) the name and address of an individual, the name and address of the individual's employer and financial information related to the individual that is contained in records or other information granted confidential status under this subsection if requested under s. 49.22 (2m) by the department of workforce development or a county child support agency under s. 59.53 (5).

SECTION 286. 299.08 of the statutes is created to read:

299.08 License denial, nonrenewal, suspension or restriction based on failure to pay support. (1) (a) The department shall require each applicant who is an individual to provide the department with the applicant's social security number as a condition of issuing or renewing any of the following:

1. A registration under s. 280.15.
2. A certification under s. 281.17 (3).
3. A license or certification under s. 281.48 (3).
4. A certification under s. 285.51 (2).
5. A certification under s. 289.42 (1).
6. A license under s. 291.23.
7. A license under s. 299.51 (3) (c).

(b) The department of natural resources may not disclose any information received under par. (a) to any person except to the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

(2) The department shall deny an application for the issuance or renewal of a license, registration or certification specified in sub. (1) (a), or shall suspend a license, registration or certification specified in sub. (1) (a) for failure to make court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or failure to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support

agency under s. 59.53 (5) and relating to paternity or child support proceedings, as required in a memorandum of understanding under s. 49.857.

SECTION 287. 301.45 (7) (a) of the statutes, as affected by 1995 Wisconsin Act 440, is amended to read:

301.45 (7) (a) The department shall maintain information provided under sub. (2). The department shall keep the information confidential except as provided in s. 301.46 ~~and~~, except as needed for law enforcement purposes and except to provide, in response to a request for information under s. 49.22 (2m) made by the department of workforce development or a county child support agency under s. 59.53 (5), the name and address of an individual registered under this section, the name and address of the individual's employer and financial information related to the individual.

SECTION 288. 302.372 (2) (b) of the statutes is amended to read:

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

SECTION 289. 341.51 (4) (am) of the statutes is created to read:

341.51 (4) (am) If the applicant is an individual, the social security number of the individual.

SECTION 290. 341.51 (4g) of the statutes is created to read:

341.51 (4g) (a) The department shall deny an application for the issuance or renewal of registration if an individual has not included his or her social security number in the application.

(b) The department of transportation may not disclose a social security number obtained under sub. (4) (am) to any person except to the department of workforce

development for the sole purpose of administering s. 49.22.

SECTION 291. 341.51 (4m) of the statutes is created to read:

341.51 (4m) A registration shall be denied, restricted, limited or suspended if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 292. 342.06 (1) (eg) of the statutes is created to read:

342.06 (1) (eg) If the applicant is an individual, the social security number of the applicant. The department of transportation may not disclose a social security number obtained under this paragraph to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 293. 342.10 (1) (bm) of the statutes is created to read:

342.10 (1) (bm) Notwithstanding s. 342.02 (2), if the applicant is named in a statewide support lien docket provided under s. 49.854 (2) (b), a notation stating "Per section 49.854 (2) of the Wisconsin Statutes, the state of Wisconsin has a lien on this vehicle for unpaid support."

SECTION 294. 343.14 (2j) of the statutes is created to read:

343.14 (2j) (a) Subject to any exceptions provided for in a memorandum of understanding entered into under s. 49.857 (2), the department shall deny an application for the issuance or renewal of a license if the applicant has not included his or her social security number in the application.

(b) Except as otherwise required to administer and enforce this chapter, the department of transportation may not disclose a social security number obtained from an applicant for a license under sub. (2) (b) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 295. 343.305 (6) (e) of the statutes is created to read:

343.305 (6) (e) 1. In this paragraph, "licensor" means the department, either the department of health and family services or the department of transportation, issuing a permit or laboratory approval under this subsection.

2. a. In addition to any other information required by a licensor, an application by an individual for a permit or laboratory approval under this subsection shall include the individual's social security number. The licensor

may not disclose any information received under this subd. 2. a. to any person except the department of workforce development for the sole purpose of administering s. 49.22.

b. The licenser shall deny an application for the issuance or, if applicable, an application for the renewal of a permit or laboratory approval if the information required under subd. 2. a. is not included in the application.

permit or laboratory approval under this subsection shall be denied, restricted, limited or suspended if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 296. 343.345 of the statutes is created to read:

343.345 Restriction, limitation or suspension of operating privilege. The department shall restrict, limit or suspend a person's operating privilege if the person is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 297. 343.50 (8) (b) of the statutes is amended to read:

343.50 (8) (b) The department shall not disclose any record or other information concerning or relating to an applicant or identification card holder to any person other than a court, district attorney, county corporation counsel, city, village or town attorney, law enforcement agency, the applicant or identification card holder or, if the applicant or identification card holder is under 18 years of age, his or her parent or guardian. Persons entitled to receive any record or other information under this paragraph shall not disclose the record or other information to other persons or agencies. This paragraph does not prohibit the disclosure of a person's name or address, of the name or address of a person's employer or of financial information that relates to a person when requested under s. 49.22 (2m) by the department of workforce development or a county child support agency under s. 59.53 (5).

SECTION 298. 343.61 (2) of the statutes is renumbered 343.61 (2) (a) and amended to read:

~~343.61 (2) (a)~~ **343.61 (2) (a)** Application for a driver school license shall be made in the form and manner prescribed by the department, shall contain such information as is required by the department and shall be accompanied by the required fee. If the applicant is an individual, the application shall include the applicant's social security number.

SECTION 299. 343.61 (2) (b) of the statutes is created to read:

343.61 (2) (b) The department of transportation may not disclose a social security number obtained under par. (a) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 300. 343.62 (2) of the statutes is renumbered ~~343.62 (2)~~ (a) and amended to read:

~~343.62 (2) (a)~~ **343.62 (2) (a)** Application for an instructor's license shall be made in the form and manner prescribed by the department, shall contain such information as is required by the department and shall be accompanied by the required fee. The application shall include the applicant's social security number.

SECTION 301. 343.62 (2) (b) of the statutes is created to read:

343.62 (2) (b) The department of transportation may not disclose a social security number obtained under par. (a) to any person except to the department of workforce development for the sole purpose of administering s. 49.22.

SECTION 302. 343.64 of the statutes is renumbered 343.64 (1).

SECTION 303. ~~343.64~~ (2) of the statutes is created to read:

343.64 (2) The secretary shall deny the application of any individual for the issuance or renewal of a driver school license if the individual has not included his or her social security number in the application.

SECTION 304. 343.65 of the statutes is renumbered 343.65 (1).

SECTION 305. 343.65 (2) of the statutes is created to read:

~~343.65 (2)~~ **343.65 (2)** The secretary shall deny an application for the issuance or renewal of an instructor's license if the applicant has not included his or her social security number in the application.

SECTION 306. 343.66 (6) of the statutes is amended to read:

343.66 (6) The licensee has failed to maintain satisfactory insurance to meet damage claims in the amounts specified by s. 343.64 ~~(7) (1) (g)~~.

SECTION 307. -343.665 of the statutes is created to read:

343.665 Denial, restriction, limitation or suspension of driver school license. The secretary shall deny, restrict, limit or suspend any driver school license issued under s. 343.61 or refuse to issue a renewal for such li-

cense if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 308. 343.675 of the statutes is created to read:

343.675 Denial, restriction, limitation or suspension of instructor's license. The secretary shall deny, restrict, limit or suspend any instructor's license issued under s. 343.62 or refuse to issue a renewal for such license if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, **with** a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 309. 343.68 of the statutes is amended to read:

343.68 Renewal no bar to revocation of license. ~~In~~ Except as provided in ss. 343.665 and 343.675, in reviewing the renewal of a license, the secretary may deny or delay such renewal for causes and violations as prescribed by ss. 343.64 to 343.72 occurring during any prior license period.

SECTION 310. 343.69 of the statutes is amended to read:

343.69 Hearings on license denials and revocations. Before the department denies an application for a driver school license or instructor's license or revokes any such license, the department shall notify the applicant or licensee of **the** pending action and that the division of hearings and appeals will hold a hearing on the pending denial or revocation. The division of hearings and appeals shall send notice of the hearing by registered or certified mail to the last-known address of the licensee or applicant, at least 10 days prior to the date of the hearing. This section does not apply to denials of applications of licenses under s. 343.665 or 343.675.

SECTION 311. 349.19 of the statutes is amended to read:

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

dential use of such department or **officer** and are otherwise subject to s. 346.73, except that this section does not prohibit the disclosure of a person's name or address, of the name or address of a person's employer or of financial information that relates to a person when requested under s. 49.22 (2m) to the department of workforce development or a county child support agency under s. 59.53 (5).

SECTION 312. 440.03 (7) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

440.03 (7) The department shall establish the style, content and format of all credentials and of all forms for applying for any credential issued or renewed under chs. 440 to 480. ~~When establishing the format of credential renewal application forms, the department shall provide~~ All forms shall include a place on the form for the information required under s. 440.08 (2g) (b) sub. (1 1m) (a). Upon request of any person who holds a credential and payment of a \$10 fee, the department may issue a **wall certificate** signed by the governor.

~~SECTION 313.~~ 440.03 (1 1m) of the statutes is created to read:

440.03 (1 1m) (a) Each application form for a credential issued or renewed under chs. 440 to 480 shall provide a space for the department to require each of the following to provide his or her social security number:

1. An applicant for an initial credential or credential renewal. If the applicant is not an individual, the department shall require the applicant to provide its federal employer identification number.
2. An applicant for reinstatement of an inactive license under s. 452.12 (6) (e).

~~(b)~~ The department shall deny an application for an **initial credential** or deny an application for credential renewal or for reinstatement of an inactive license under s. 452.12 (6) (e) if any information required under par. (a) is not included in the application form.

SECTION 314. 440.035 (5) of the statutes is created to read:

440.035 (5) Deny an application for an initial credential granted by the examining board or **affiliated** credentialing board if any information required under s. 440.03 (1 1m) (a) is not included in the application form. An examining board or affiliated credentialing may not disclose a social security number included on an application form except to the department of regulation and licensing or the department of workforce development for purposes of administering s. 49.22, and to the department of revenue for the sole purpose of making the determination required under s. 440.08 (2r).

SECTION 315. 440.08 (2) (c) of the statutes is amended to read:

440.08 (2) (c) ~~Renewal applications shall be submitted to the department on a form provided by the de-~~
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as provided in sub. (3), renewal applications shall include the applicable renewal fee specified in pars. (a) and (b).

SECTION 316. 440.08 (2g) (title) of the statutes is repealed.

SECTION 317. 440.08 (2g) (b) of the statutes, as affected by 1997 Wisconsin Act 27, is repealed.

SECTION 318. 440.08 (2g) (c) of the statutes, as affected by 1997 Wisconsin Act 27, is renumbered 440.03 (1 lm) (c) and amended to read:

440.03 (1lm) (c) ~~Neither the The department nor any examining board or affiliated credentialing board of regulation and licensing, may not~~ disclose a social security number obtained ~~from an applicant for credential renewal on a form established~~ under ~~s. 440.03(7) par. (a)~~ to any person except to the department of workforce development for nut-noses of administering s. 49.22 and, for a social security number obtained under par. (a) 1., the department of revenue for the sole purpose of making the determination required under ~~sub. s. 440.08 (2r).~~

~~SECTION 319.~~ 440.08 (4) (a) of the statutes is amended to read:

440.08 (4) (a) *Generally.* If the department or the interested examining board or affiliated credentialing board, as appropriate, determines that an applicant for renewal has failed to comply with sub. (2) (c) or (3) or with any other applicable requirement for renewal established under chs. 440 to 480 or that the denial of an application for renewal of a credential is necessary to protect the public health, safety or welfare, the department, examining board or affiliated credentialing board may summarily deny the application for renewal by mailing to the holder of the credential a notice of denial that includes a statement of the facts or conduct that warrant the denial and a notice that the holder may, within 30 days after the date on which the notice of denial is mailed, file a written request with the department to have the denial reviewed at a hearing before the department, if the department issued the credential, or before the examining board or affiliated credentialing board that issued the credential. This paragraph does not apply to a denial of an application for credential renewal under s. 440.13 (2) (b).

~~SECTION 320.~~ 440.13 of the statutes is created to read:

440.13 Delinquency in support payments; failure to comply with subpoena or warrant. (1) In this section:

(a) "Credentialing board" means an examining board or an affiliated credentialing board in the department.

(b) "Memorandum of understanding" means a memorandum of understanding entered into by the department of regulation and licensing and the department of workforce development under s. 49.857.

(c) "Support" has the meaning given in s. 49.857 (1) (g).

(2) Notwithstanding any other provision of chs. 440 to 480 relating to issuance of an initial credential or cre-

denial renewal, as provided in the memorandum of understanding:

(a) With respect to a credential granted by the department, the department shall restrict, limit or suspend a credential or deny an application for an initial credential or for reinstatement of an inactive license under s. 452.12 (6) (e) if the credential holder or applicant is delinquent in paying support or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to support or paternity proceedings.

(b) With respect to credential renewal, the department shall deny an application for renewal if the applicant is delinquent in paying support or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to support or paternity proceedings.

(c) With respect to a credential granted by a credentialing board, a credentialing board shall restrict, limit or suspend a credential held by a person or deny an application for an initial credential when directed to do so by the department.

SECTION 321. 440.43 (5) of the statutes is amended to read:

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

SECTION 322. 440.44 (10) of the statutes is amended to read:

440.44 **(10) NONDISCLOSURE.** The department may not disclose information under sub. (9) (a) 1. to any person except to the extent necessary for investigative or law enforcement purposes and except that the department may, if requested under s. 49.22 (2m), disclose information regarding the name, address or employer of or financial information related to an individual to the department of workforce development or a county child support agency under s. 59.53 (5).

SECTION 323. 440.92 (6) (d) of the statutes is amended to read:

440.92 (6) (d) All records described under pars. (b) 2. and (c) and maintained by the department are confidential and are not available for inspection or copying under s. 19.35 (1). This paragraph does not apply to any information regarding the name, address or employer of or financial information related to an individual that is requested under s. 49.22 (2m) by the department of work-

force development or a county child support agency under s. 59.53 (5).

SECTION 324. 440.93 (2) of the statutes is amended to read:

440.93 (2) The department shall determine in each case the period that a limitation, suspension or revocation of a certificate is effective. This subsection does not apply to a limitation or suspension under s. 440.13 (2) (a).

SECTION 325. 442.12 (7) of the statutes is amended to read:

442.12 (7) Upon application in writing and after hearing pursuant to notice, issue a new license to a licensee whose license has been revoked, reinstate a revoked certificate or modify the suspension of any license or certificate which has been suspended. This subsection does not apply to a license or certificate that is suspended under s. 440.13 (2) (c).

SECTION 326. 445.13 (2) of the statutes, as affected by 1995 Wisconsin Act 295, is amended to read:

445.13 (2) No reprimand or order limiting, suspending or revoking a license, certificate of registration or permit, or no assessment of forfeiture, shall be made until after a hearing conducted by the examining board. This subsection does not apply to a license, certificate of registration or permit that is limited or suspended under s. 440.13 (2) (c).

SECTION 327. 446.05 (2) of the statutes is amended to read:

446.05 (2) Upon application and satisfactory proof that the cause of such revocation or suspension no longer exists, the examining board may reinstate any license or registration suspended or revoked by it. This subsection does not apply to a license or registration that is suspended under s. 440.13 (2) (c).

SECTION 328. 448.02 (3) (e) of the statutes is amended to read:

448.02 (3) (e) A person whose license, certificate or limited permit is limited under this subchapter shall be permitted to continue practice upon condition that the person will refrain from engaging in unprofessional conduct; that the person will appear before the board or its officers or agents at such times and places as may be designated by the board from time to time; that the person will fully disclose to the board or its officers or agents the nature of the person's practice and conduct; that the person will fully comply with the limits placed on his or her practice and conduct by the board; that the person will obtain additional training, education or supervision required by the board; and that the person will cooperate with the board.

SECTION 329. 449.07 (3) of the statutes is amended to read:

449.07 (3) Upon application and satisfactory proof that the cause of such revocation or suspension no longer exists, the examining board may reinstate any license or registration by it suspended or revoked. This subsection

does not apply to a license or registration that is suspended under s. 440.13 (2) (c).

SECTION 330. 452.12 (6) (e) (intro.) of the statutes is amended to read:

452.12 (6) (e) (intro.) ~~Beginning on January 1, 1996, the~~ Except as provided in ss. 440.03 (11 m) (b) and 440.13 (2) (a), the department shall reinstate an inactive licensee's original license as follows:

SECTION 331. 459.10 (2) (a) (intro.) of the statutes is amended to read:

459.10 (2) (a) (intro.) An individual whose license or trainee permit is limited by the examining board under this subchapter may continue to practice under the license or permit if the individual does all of the following:

SECTION 332. 459.34 (2m) (a) (intro.) of the statutes is amended to read:

459.34 (2m) (a) (intro.) An individual whose license or limited permit is limited by the examining board under this subchapter may continue to practice under the license or permit if the individual does all of the following:

SECTION 333. 480.24 (3') (intro.) of the statutes is amended to read:

480.24 (3) (intro.) The board may, as a condition of removing a limitation imposed under this chapter on a certificate issued under this chapter or of reinstating a certificate that has been suspended or revoked under this chapter, do any of the following:

SECTION 334. 551.32 (1) (bm) of the statutes is created to read:

~~551.32 (1) (bm)~~ 1. In addition to the information required under par. (b), an application under par. (a) by an individual shall contain the individual's social security number.

2. The division may not disclose any information received under subd. 1. to any person except the department of workforce development in accordance with a memorandum of understanding under s. 49.857.

SECTION 335. 551.34 (1m) of the statutes is created to read:

551.34 (1m) (a) The division shall deny an application for the issuance or renewal of a license under this subchapter if the applicant is an individual who fails to provide his or her social security number, who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose application is denied under this paragraph for delinquent payments or failure to comply with a subpoena or warrant is entitled to a notice and hearing only as provided in a memorandum of understanding entered into

under s. 49.857 and is not entitled to any other notice or hearing under this section.

~~(b)~~ The division shall restrict or suspend a license under this subchapter if the licensee is an individual who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A licensee whose license is restricted or suspended under this paragraph is entitled to a notice and hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to any other notice or hearing under this section.

~~SECTION 336.~~ 562.05 (1c) of the statutes is created to read:

562.05 (1c) If the applicant for a license under this section is an individual, the department may not issue or renew a license if the individual has not provided his or her social security number.

~~SECTION 337.~~ 562.05 (5) (a) 9. of the statutes is created to read:

562.05 (5) (a) 9. The person is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

~~SECTION 338.~~ 562.05 (7) (am) of the statutes is created to read:

562.05 (7) (am) The department shall require each person who is subject to an investigation under par. (a) to provide his or her social security number.

~~SECTION 339.~~ 562.05 (8) (d) of the statutes is created to read:

562.05 (8) (d) If required in a memorandum of understanding entered into under s. 49.857, the department shall suspend or restrict or not renew the license of any person who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or who has failed to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings.*

~~SECTION 340.~~ 562.05 (8m) of the statutes is created to read

562.05 (8m) The department shall disclose the social security number of any applicant for a license to the department of workforce development for the purpose of administering s. 49.22.

~~SECTION 341.~~ 563.28 of the statutes is created to read:

563.28 Suspension or restriction of a supplier's license for delinquent child support payments. (1) If required in a memorandum of understanding entered into under s. 49.857, the department shall suspend or restrict the supplier's license of any person who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or who has failed to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings.

(2) The department shall disclose the social security number of any applicant for a supplier's license to the department of workforce development for the purpose of administering s. 49.22.

~~SECTION 342.~~ 565.30 (5m) of the statutes, as affected by 1997 Wisconsin Act 35, is amended to read:

565.30 (5m) WITHHOLDING OF CHILd SUPPORT, SPOUSAL SUPPORT, MAINTENANCE OR FAMILY SUPPORT. The administrator shall report to the department of workforce development the name, address and social security number of each winner of a lottery prize that is payable in instalments. Upon receipt of the report, the department of workforce development shall certify to the administrator whether any payee named in the report is obligated to provide child support, spousal support, maintenance or family support under s. 767.02 (1) (f) or (g), 767.10, **767.23, 767.25, 767.26, 767.261, 767.458 (3), 767.465 (2m), 767.477, 767.51 (3), 767.62 (4) (a)** or 948.22 (7) or ch. 769 and the amount required to be withheld from the lottery prize under s. 767.265. The administrator shall withhold the certified amount from each payment made to the winner and remit the certified amount to the department of workforce development.

~~SECTION 343.~~ 628.04 (1) (intro.) of the statutes is amended to read:

628.04 (1) CONDITIONS AND QUALIFICATIONS. (intro.) The Except as provided in s. 628.095 or 628.097. the commissioner shall issue a license to act as an agent to any applicant who:

~~SECTION 344.~~ 628.04. (2) of the statutes is amended to read:

628.04 (2) SURPLUS LINES AGENTS OR BROKERS. The Except as provided in s. 628.095 or 628.097. the commissioner may issue a license as an agent or broker authorized to place business under s. 618.41 if the applicant shows to the satisfaction of the commissioner that in addition to the qualifications necessary to obtain a general license under sub. (1), the applicant has the compe-

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tence to deal with the problems of surplus lines insurance. The commissioner may by rule require an agent or broker authorized to place business under s. 618.41 to supply a bond not larger than \$100,000, conditioned upon proper performance of obligations as a surplus lines agent or broker.

SECTION 345. 628.09 (1) of the statutes is amended to read:

628.09 (1) ISSUANCE OF LICENSE. ~~The Except as provided in s. 628.095 or 628.097, the commissioner may issue a temporary license as an intermediary for a period of not more than 3 months to the personal representative of a deceased or mentally disabled intermediary, or to a person designated by an intermediary who is otherwise disabled or has entered active duty in the U.S. armed forces, in order to give time for more favorable sale of the goodwill of a business owned by the intermediary, for the recovery or return of the intermediary, or for the orderly training and licensing of new personnel for the intermediary's business. This subsection does not apply to life insurance agents.~~

SECTION 346. 628.09 (4) of the statutes is amended to read:

628.09 (4) DURATION OF LICENSE. The commissioner may by order revoke a temporary license if the interests of insureds or the public are endangered. ~~4 Except as provided in s. 628.097, a temporary license may be extended beyond the initial period specified under sub. (1), for additional periods of not more than 3 months each, with the total period not to exceed 12 months in the aggregate. A temporary license may not continue after the owner or the personal representative disposes of the business.~~

SECTION 347. 628.095 of the statutes is created to read:

~~**628.095 Social security numbers on license applications or at time of fee payment. (1) REQUIRED ON APPLICATIONS.** An application for a license issued under this subchapter shall contain the social security number of the applicant if the applicant is a natural person.~~

~~**(2) REFUSAL TO ISSUE LICENSE.** The commissioner may not issue a license, including a temporary license, under this subchapter unless the applicant, if a natural person provides his or her social security number.~~

~~**(3) REQUIRED WHEN ANNUAL FEE PAID.** At the time that the annual fee is paid under s. 601.3 l(1) (m), an intermediary who is a natural person shall provide his or her social security number if the social security number was not provided on the application for the license or previously when the annual fee was paid.~~

(4) **DISCLOSURE.** The commissioner shall disclose a social security number obtained under sub. (1) or (3) to the department of workforce development in the administration of s. 49.22, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 348. 628.097 of the statutes is created to read:

628.097 Refusal to issue for failure to pay support or to comply with subpoena or warrant. (1) LICENSES. The commissioner shall refuse to issue to a natural person a license, including a temporary license, under this subchapter if the natural person is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the natural person fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

(2) EXTENSION OF TEMPORARY LICENSE. The commissioner shall refuse to extend a temporary license of a natural person under s. 628.09 (4) if the natural person is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the natural person fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 349. 628.10 (2) (c) of the statutes is created to read:

628.10 (2) (c) Forfailure to pay support or to comply with subpoena or warrant. The commissioner shall suspend or limit the license of an intermediary who is a natural person, or a temporary license of a natural person under s. 628.09, if the natural person is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the natural person fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 350. 628.10 (2) (d) of the statutes is created to read:

628.10 (2) (d) Forfailure to provide social security number. If an intermediary who is a natural person fails to provide a social security number as required under s. 628.095 (3), the commissioner shall suspend or limit the license of the intermediary, effective the day following the last day on which the annual fee under s. 601.31 (1) (m) may be paid, if the commissioner has given the intermediary reasonable notice of when the fee must be paid

to avoid suspension or limitation. If the intermediary provides the social security number within 60 days from the effective date of the suspension, the commissioner shall reinstate the intermediary's license effective as of the date of suspension.

SECTION 351. 632.68 (2) (b) (intro.) of the statutes is amended to read:

632.68 (2) (b) (intro.) A person may apply to the commissioner for a viatical settlement provider license on a form prescribed by the commissioner for that purpose. The application form shall require the applicant, if a natural person, to provide his or her social security number. The fee specified in s. 601.31 (1) (mm) shall accompany the application. After any investigation of the applicant that the commissioner determines is sufficient, the commissioner shall issue a viatical settlement provider license to an applicant that satisfies all of the following:

SECTION 352. 632.68 (2) (b) 2. of the statutes is amended to read:

632.68 (2) (b) 2. Provides complete information on the application, including his or her social security number if the applicant is a natural person.

SECTION 353. 632.68 (2) (bc) of the statutes is created to read:

632.68 (2) (bc) The commissioner shall disclose social security number obtained under par. (b) to the department of workforce development in the administration of s. 49.22, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 354. 632.68 (2) (bm) of the statutes is created to read:

632.68 (2) (bm) Notwithstanding par. (b), the commissioner may not issue a license under this subsection to a natural person who is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 355. 632.68 (2) (G) of the statutes is amended to read:

632.68 (2) (c) If Except as provided in par. (cm), if the commissioner denies an application for a license under this subsection, the applicant may, within 20 days after receiving notice of the denial, demand a hearing. The demand shall be in writing and shall be served on the commissioner by delivering a copy to the commissioner or by leaving it at the commissioner's office. The commissioner shall hold a hearing not less than 10 days nor more than 30 days after service of the demand. Failure

to demand a hearing within the required time constitutes waiver of a hearing.

SECTION 356. 632.68 (2) (cm) of the statutes is created to read:

632.68 (2) (cm) If the commissioner denies an application for a license under this subsection for delinquent payments or for a failure to comply with a subpoena or warrant, the applicant is entitled to notice and a hearing only as provided in a memorandum of understanding entered into under s. 49.857 and is not entitled to a hearing under par. (c).

SECTION 357. 632.68 (2) (e) of the statutes is amended to read:

632.68 (2) (e) Except as provided in sub. (3), a license issued under this subsection shall be renewed annually on the anniversary date upon payment of the fee specified in s. 601.31 (1) (mp) and, if the license holder is a natural person, upon providing his or her social security number if not previously provided on the application for the license or at a previous renewal of the license.

SECTION 358. 632.68 (3) (title) of the statutes is amended to read:

632.68 (3) (title) VIATICAL SETTLEMENT PROVIDER LICENSE; REVOCATION, SUSPENSION, LIMITATION OR REFUSAL TO RENEW

SECTION 359. 632.68 (3) of the statutes is renumbered 632.68 (3) (a), and 632.68 (3) (a) (intro.), as renumbered, is amended to read:

632.68 (3) (a) (intro.) The Except as provided in par. (b), the commissioner may revoke, suspend or refuse to renew a viatical settlement provider license if, after a hearing, the commissioner finds any of the following:

SECTION 360. 632.68 (3) (b) of the statutes is created to read:

632.68 (3) (b) The commissioner shall suspend, limit or refuse to renew a viatical settlement provider license issued to a natural person if the natural person is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the natural person fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 361. 632.68 (4) (b) of the statutes is amended to read:

632.68 (4) (b) A person may apply to the commissioner for a viatical settlement broker license on a form prescribed by the commissioner for that purpose. The application form shall require the applicant, if a natural person, to provide his or her social security number. The fee specified in s. 601.31 (1) (mr) shall accompany the application. The commissioner may not issue a license un-

der this subsection unless the applicant, if a natural person, provides his or her social security number.

SECTION 362. 632.68 (4) (bc) of the statutes is created to read:

632.68 (4) (bc) The commissioner shall disclose a social security number obtained under par. (b) to the department of workforce development in the administration of s. 49.22, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 363. 632.68 (4) (bm) of the statutes is created to read:

632.68 (4) (bm) The commissioner may not issue a license under this subsection to a natural person who is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 364. 632.68 (4) (c) of the statutes is amended to read:

632.68 (4) (c) Except as provided in sub. (5), a license issued under this subsection shall be renewed annually on the anniversary date upon payment of the fee specified in s. 601.31 (1) (ms) and, if the license holder is a natural person, upon providing his or her social security number if not previously provided on the application for the license or at a previous renewal of the license.

SECTION 365. 632.68 (5) (title) of the statutes is amended to read:

632.68 (5) (title) VIATICAL SETTLEMENT BROKER LICENSE; REVOCATION, SUSPENSION, LIMITATION OR REFUSAL TO RENEW.

SECTION 366. 632.68 (5) of the statutes is renumbered 632.68 (5) (a), and 632.68 (5) (a) (intro.), as renumbered, is amended to read:

632.68 (5) (a) (intro.) The Except as provided in par. (b), the commissioner may revoke, suspend or refuse to renew a viatical settlement broker license if, after a hearing, the commissioner finds any of the following:

SECTION 367. 632.68 (5) (b) of the statutes is created to read:

632.68 (5) (b) The commissioner shall suspend, limit or refuse to renew a viatical settlement broker license issued to a natural person if the natural person is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the natural person fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity

or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 368. 632.897 (10) (a) 3. of the statutes is amended to read:

632.897 (10) (a) 3. The fact that the group member or insured does not claim the child as an exemption for federal income tax purposes under 26 USC 151 (c) (1) (B), or as an exemption for state income tax purposes under s. 71.07 (8) (b) or under the laws of another state, if a court order under s. 767.25 (4m) ~~or~~ 767.51 (3m) or 767.62 (4) (b) or the laws of another state assigns responsibility for the child's health care expenses to the group member or insured.

SECTION 369. 633.14 (1) (d) of the statutes is created to read:

633.14 (1) (d) Provides his or her social security number.

SECTION 370. 633.14 (2c) of the statutes is created to read:

633.14 (2c) The commissioner shall disclose a social security number obtained under sub. (1) (d) to the department of workforce development in the administration of s. 49.22, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 371. 633.14 (2m) of the statutes is created to read:

633.14 (2m) Notwithstanding sub. (1), the commissioner may not issue a license under this section if the individual applying for the license is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the individual fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 372. 633.15 (1m) of the statutes is created to read:

633.15 (1m) SOCIAL SECURITY NUMBERS. At an annual renewal, an administrator who is a natural person shall provide his or her social security number if the social security number was not previously provided on the application for the license or at a previous renewal of the license.

SECTION 373. 633.15 (2) (a) (title) of the statutes is amended to read:

633.15 (2) (a) (title) Nonpayment of annual renewal fee or failure to provide social security number.

SECTION 374. 633.15 (2) (a) 1. of the statutes is amended to read:

633.15 (2) (a) 1. If an administrator fails to pay the annual renewal fee as provided under sub. (1) or fails to provide a social security number as required under sub.

(1m), the commissioner shall suspend the administrator's license effective the day following the last day when the annual renewal fee may be paid, if the commissioner has given the administrator reasonable notice of when the fee must be paid to avoid suspension.

SECTION 375. 633.15 (2) (a) 2. of the statutes is amended to read:

633.15 (2) (a) 2. If, within 60 days from the effective date of suspension under subd. 1., an administrator pays the annual renewal fee within 60 days from the effective date of suspension under subd. 1. or Provides the social security number. or both if the suspension was based upon a failure to do both, the commissioner shall reinstate the administrator's license effective as of the date of suspension.

SECTION 376. 633.15 (2) (a) 3. of the statutes is amended to read:

633.15 (2) (a) 3. If payment is not made or the social security number is not rovided within 60 days from the effective date of suspension under subd. 1., the commissioner shall revoke the administrator's license.

SECTION 377. 633.15 (2) (b) 1. (intro.) of the statutes is amended to read:

633.15 (2) (b) 1. (intro.) The Except as provided in par. (c), the commissioner may revoke, suspend or limit the license of an administrator after a hearing if the commissioner makes any of the following findings:

SECTION 378. 633.15 (2) (c) of the statutes is created to read:

633.15 (2) (c) *Failure to pay support or to comply with subpoena or warrant.* The commissioner shall suspend, limit or refuse to renew a license issued under this section to an individual if the individual is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the individual fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 379. 75 1.15 of the statutes is created to read:

751.15 Rules regarding the practice of law. (1)

The supreme court is requested to enter into a memorandum of understanding with the department of workforce development under s. 49.857.

(2) The supreme court is requested to promulgate rules that require each person, as a condition of membership in the state bar, to provide the board of bar examiners with his or her social security number and that prohibit the disclosure of that number to any person except the department of workforce development for the purpose of administering s. 49.22.

(3) -The supreme court is requested to promulgate rules that deny, suspend, restrict or refuse to renew a li-

cense to practice law if the applicant or licensee fails to provide the information required under rules promulgated under sub. (2) or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of workforce development or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or if the department of workforce development certifies that the applicant or licensee has failed to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse.

SECTION 380. 757.69 (1) (n) of the statutes is created to read:

757.69 (1) (n) Hold hearings, make findings and issue orders under s. 49.856 (4).

SECTION 381. 765.09 (2) of the statutes is amended to read:

765.09 (2) No marriage license may be issued unless the application for it is subscribed by the parties intending to intermarry, contains the social security number of each party who has a social security number and is filed with the clerk who issues the marriage license.

SECTION 382. 765.09 (3) of the statutes is amended to read:

765.09 (3) Each party shall present satisfactory, documentary proof of identification and residence and shall swear (or affirm) to the application before the clerk who is to issue the marriage license or the person authorized to accept such applications in the county and state where the party resides. The application shall contain such the social security number of each party, as well as any other informational items as that the department of health and family services directs. The portion of the marriage application form that is collected for statistical purposes only shall indicate that the address of the marriage license applicant may be provided by a county clerk to a law enforcement officer under the conditions specified under s. 765.20 (2). Each applicant under 30 years of age shall exhibit to the clerk a certified copy of a birth certificate, and any applicants shall submit a copy of any judgments or a death certificate affecting the marital status. If such certificate or judgment is unobtainable, other satisfactory documentary proof of the requisite facts therein may be presented in lieu thereof. Whenever the clerk is not satisfied with the documentary proof presented, he or she shall submit the same, for an opinion as to the sufficiency of the proof, to a judge of a court of record in the county of application.

SECTION 383. 765.13 of the statutes is amended to read:

765.13 Form of marriage document. The marriage document shall contain such the social security number of each party, as well as any other informational items as that the department of health and family services determines are necessary and shall agree in the main with the

standard form recommended by the federal agency responsible for national vital statistics. It shall contain a notification of the time limits of the authorization to marry, a notation that the issue of the marriage license shall not be deemed to remove or dispense with any legal disability, impediment or prohibition rendering marriage between the parties illegal, and the signature of the county clerk, who shall acquire the information for the marriage document and enter it in its proper place when the marriage license is issued.

SECTION 384. 767.027 of the statutes is created to read:

767.027 Notice and service of process requirements. (1) In any action under s. 767.02 (1) (i) to enforce a judgment or order with respect to child support, due process requirements related to notice and service of process are satisfied to the extent that the court finds all of the following:

(a) That a diligent effort was made to ascertain the location of the respondent.

(b) That written notice of the action to the respondent was delivered to the most recent residential address or employer address provided by the respondent under s. 767.263 (2) to the clerk of court or support collection designee.

(2) The department shall promulgate rules that specify the process that the department will use under sub. (1) (a) to ascertain the location of the respondent. Notwithstanding sub. (1) (b), the process specified in the rules shall utilize all reasonable means to which the department has access, including electronic means, interfaces with other programs and information provided by the postmaster, for determining the current address of the respondent.

SECTION 385. 767.027 (1) (b) of the statutes, as created by 1997 Wisconsin Act . . . (this act), is amended to read:

767.027 (1) (b) That written notice of the action to the respondent has been delivered to the most recent residential address or employer address provided by the respondent under s. 767.263 (2) to the ~~clerk of court or support collection designee~~ county child support agency under s. ~~69.53~~

SECTION 386. 767.045 (1) (c) (intro.) of the statutes is amended to read:

767.045 (1) (c) (intro.) The attorney responsible for support enforcement under s. 59.53 (6) (a) may request that the court or family court commissioner appoint a guardian ad litem to bring an action or motion on behalf of a minor who is a nonmarital child whose paternity has not been acknowledged under s. 767.62 (1) or a substantially similar law of another state or adjudicated for the purpose of determining the paternity of the child, and the court or family court commissioner shall appoint a guardian ad litem, if any of the following applies:

SECTION 387. 767.078 (1) (a) 1. of the statutes is amended to read:

767.078 (1) (a) 1. Is an action for modification of a child support order under s. 767.32 or an action in which an order for child support is required under s. 767.25 (1) ~~or~~ 767.51 (3) or 767.62 (4) (a).

SECTION 388. 767.078 (2) of the statutes is amended to read:

767.078 (2) Subsection (1) does not limit the authority of a court to issue an order, other than an order under sub. (1), regarding employment of a parent in an action for modification of a child support order under s. 767.32 or an action in which an order for child support is required under s. 767.25 (1) ~~or~~ 767.51 (3) or 767.62 (4) (a).

SECTION 389. 767.085 (1) (b) of the statutes is amended to read:

767.085 (1) (b) The name ~~and~~, birthdate and social security number of each minor child of the parties and each other child born to the wife during the marriage, and whether the wife is pregnant.

SECTION 390. 767.24 (7m) (a) (intro.) of the statutes is amended to read:

767.24 (7m) (a) (intro.) In making an order of legal custody, the court shall ~~require order~~ a parent who is not granted legal custody of a child to provide to the court medical and medical history information that is known to the parent. ~~If the court has joint legal custody, the court shall require each parent to provide to the court medical and medical history information that is known to the parent.~~ The court shall ~~keep the information confidential and may release it only as provided in this subsection~~ send the information to the physician or other health care provider with primary responsibility for the treatment and care of the child, as designated by the parent who is granted legal custody of the child, and advise the physician or other health care provider of the identity of the child to whom the information relates. The information provided shall include all of the following:

SECTION 391. 767.24 (7m) (am) of the statutes is created to read:

767.24 (7m) (am) The physician or other health care provider designated under par. (a) shall keep the ~~information~~ separate from other records kept by the physician or other health care provider. The information shall be assigned an identification number and maintained under the name of the parent who provided the information to the court. The patient health care records of the child that are kept by the physician or other health care provider shall include a reference to that name and identification number. If the child's patient health care records are transferred to another physician or other health care provider or another health care facility, the records containing the information provided under par. (a) shall be transferred along with the child's patient health care records. Notwithstanding s. 146.819, the information provided

under par. (a) need not be maintained by a physician or other health care provider after the child reaches age 18.

SECTION 392. 767.24 (7m) (b) of the statutes is repealed and recreated to read:

767.24 (7m) (b) Notwithstanding ss. 146.81 to 146.835, the information shall be kept confidential, except only as follows:

1. The physician or other health care provider with custody of the information, or any other record custodian at the request of the physician or other health care provider, shall have access to the information if, in the professional judgment of the physician or other health care provider, the information may be relevant to the child's medical condition.

2. The physician or other health care provider may release only that portion of the information, and only to a person, that the physician or other health care provider determines is relevant to the child's medical condition.

SECTION 393. 767.25 (4) of the statutes is amended to read:

767.25 (4) The court shall order either party or both to pay for the support of any child of the parties who is less than 18 years old, or any child of the parties who is less than 19 years old and if the child is pursuing an accredited course of instruction leading to the acquisition of a high school diploma or its equivalent.

SECTION 394. 767.25 (4m) (d) 2. of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

767.25 (4m) (d) 2. Provide family coverage of health care expenses for the child, if eligible for coverage, upon application by the parent, the child's other parent, the department or the county child support agency under s. 59.53 (5), or upon receiving a notice under par. (f) 1.

SECTION 395. 767.25 (4m) (d) 2m. of the statutes is created to read:

767.25 (4m) (d) 2m. Notify the county child support agency under s. 59.53 (5) when coverage of the child under the health benefit plan is in effect and, upon request, provide copies of necessary program or policy **identification** to the child's other parent.

SECTION 396. 767.25 (4m) (f) of the statutes is created to read:

767.25 (4m) (f) 1. If a parent who provides coverage of the health care expenses of a child under an order under this subsection changes employers and that parent has a court-ordered child support obligation with respect to the child, the county child support agency under s. 59.53 (5) shall provide notice of the order to provide coverage of the child's health care expenses to the new employer and to the parent.

2. The notice provided to the parent shall inform the parent that coverage for the child under the new employer's health benefit plan will be in effect upon the employer's receipt of the notice. The notice shall inform the parent that he or she may, within 10 business days after receiving the notice, by motion request a hearing before

the court on the issue of whether the order to provide coverage of the child's health care expenses should remain in effect. A motion under this subdivision may be heard by a family court commissioner. If the parent requests a hearing and the court or family court commissioner determines that the order to provide coverage of the child's health care expenses should not remain in effect, the court shall provide notice to the employer that the order is no longer in effect.

SECTION 397. 767.25 (6) (intro.) of the statutes is amended to read:

767.25 (6) (intro.) A party ordered to pay child support under this section shall pay simple interest at the rate of 1.5% per month on any amount ~~unpaid, commencing the first day of the 2nd month after the month in which the amount was due in arrears that is equal to or greater than the amount of child support due in one month.~~ If the party no longer has a current obligation to pay child support, interest at the rate of 1.5% per month shall accrue on the total amount of child support in arrears, if any. Interest under this subsection is in lieu of interest computed under s. 807.01 (4), 814.04 (4) or 815.05 (8) and is paid to the clerk of court or support collection designee under s. 767.29. Except as provided in s. 767.29 (1m), the clerk of court or support collection designee, whichever is appropriate, shall apply all payments received for child support as follows:

SECTION 398. 767.25 (6) (intro.) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.25 (6) (intro.) A party ordered to pay child support under this section shall pay simple interest at the rate of 1.5% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support, interest at the rate of 1.5% per month shall accrue on the total amount of child support in arrears, if any. Interest under this subsection is in lieu of interest computed under s. 807.01 (4), 814.04 (4) or 815.05 (8) and is paid to the department or its designee under s. 767.29. Except as provided in s. 767.29 (1m), the department or its designee, whichever is appropriate, shall apply all payments received for child support as follows:

SECTION 399. 767.25 (6) (a) of the statutes is amended to read

767.25 (6) (a) First, to payment of child support ~~due within the calendar month during which the payment is withheld from income under s. 767.265 or under similar laws of another state. If payment is not made through income withholding, the clerk or support collection designee, whichever is appropriate, shall first apply child support payments received to payment of child support~~ due within the calendar month during which the payment is received.

SECTION 400. 767.253 of the statutes is amended to read:

767.253 Seek-work orders. In an action for modification of a child support order under s. 767.32 or an action in which an order for child support is required under s. 767.25 (1) or, 767.51 (3) or 767.62 (4) (a), the court may order either or both parents of the child to seek employment or participate in an employment or training program.

SECTION 401. 767.254 (2) (intro.) of the statutes is amended to read:

767.254 (2) (intro.) In an action for revision of a judgment or order providing for child support under s. 767.32 or an action in which an order for child support is required under s. 767.25 (1) ~~or, 767.51 (3) or 767.62 (4) (a)~~, the court shall order an unemployed teenage parent to do one or more of the following:

SECTION 402. 767.261 (intro.) of the statutes is amended to read:

767.261 Family support. (intro.) The court may make a financial order designated "family support" as a substitute for child support orders under s. 767.25 and maintenance payment orders under s. 767.26. A party ordered to pay family support under this section shall pay simple interest at the rate of 1.5% per month on any amount ~~unpaid, commencing the first day of the 2nd month after the month in which the amount was due in arrears that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support,~~ interest at the rate of 1.5% per month shall accrue on the total amount of child support in arrears, if any. Interest under this section is in lieu of interest computed under s. 807.01 (4), 814.04 (4) or 8 15.05 (8) and is paid to the clerk of court or support collection designee under s. 767.29. Except as provided in s. 767.29 (1m), the clerk of court or support collection designee, whichever is appropriate, shall apply all payments received for family support as follows:

SECTION 403. 767.261 (intro.) of the statutes, as affected by 1997 Wisconsin Act 27 and . . . (this act), is repealed and recreated to read:

767.261 Family support. (intro.) The court may make a financial order designated "family support" as a substitute for child support orders under s. 767.25 and maintenance payment orders under s. 767.26. A party ordered to pay family support under this section shall pay simple interest at the rate of 1.5% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. **If the party** no longer has a current obligation to pay child support, interest at the rate of 1.5% per month shall accrue on the total amount of child support in arrears, if any. Interest under this section is in lieu of interest computed under s. 807.01 (4), 8 14.04 (4) or 815.05 (8) and is paid to the department or its designee under s. 767.29. Except as provided in s. 767.29 (1m), the department or its designee, whichever is appropriate, shall apply all payments received for family support as follows:

SECTION 404. 767.261 (1) of the statutes is amended to read:

767.261 (1) First, to payment of family support due ~~within the calendar month during which the payment is withheld from income under s. 767.265 or under similar laws of another state. If payment is not made through income withholding, the clerk or support collection designee, whichever is appropriate, shall first apply family support payments received to payment of family support~~ due within the calendar month during which the payment is received.

SECTION 405. 767.263 (title) of the statutes is amended to read:

767.263 (title) Notice **of change of employer;, change of address+ and change in ability to pay; other information.**

SECTION 406. 767.263 of the statutes is renumbered 767.263 (1).

SECTION 407. 767.263 (1) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.263 (1) Each order for child support, family support or maintenance payments shall include an order that the payer and payee notify the county child support agency under s. 59.53 (5) of any change of address **within** 10 business days of such change. Each order for child support, family support or maintenance payments shall also include an order that the payer notify the county child support agency under s. 59.53 (5), within 10 business days, of any change of employer and of any substantial change in the amount of his or her income such that his or her ability to pay child support, family support or maintenance is affected. The order **shall also** include a statement that clarifies that notification of any substantial change in **the** amount of the payer's income will not result in a change of the order unless a revision of the order is sought.

~~**SECTION 408.**~~ 767.263 (2) of the statutes is created to read:

~~767.263 (2)~~ When an order is entered under sub. (1), **each party shall** provide to the clerk of court or support collection designee his or her social security number, residential and mailing addresses, telephone number, operator's license number and the name, address and telephone number of his or her employer. A party shall advise the clerk of court or support collection designee of any change in the information provided under this subsection **within** 10 business days after the change.

SECTION 409. 767.263 (2) of the statutes, as created by 1997 Wisconsin Act . . . (this act), is amended to read:

767.263 (2) When an order is entered under sub. (1), **each party shall provide to the clerk of court or support collection designee county child support agency under s. 59.53 (5)** his or her social security number, residential and mailing addresses, telephone number, operator's license number and the name, address and telephone num-

Check Stats, need to double check due to 4-1-99 change.

ber of his or her employer. A party shall advise the ~~clerk of court or support collection designee~~ county child support agency under s. 59.53 (5) of any change in the information provided under this subsection within 10 business days after the change.

SECTION 410. 767.265 (1) of the statutes is amended to read:

767.265 (1) Each order for child support under this chapter, for maintenance payments under s. 767.23 or 767.26, for family support under this chapter, for costs ordered under s. 767.51 (3) or 767.62 (4) (a), for support by a spouse under s. 767.02 (1) (f) or for maintenance payments under s. 767.02 (1) (g), each order for a revision in a judgment or order with respect to child support, maintenance or family support payments under s. 767.32, each stipulation approved by the court or the family court commissioner for child support under this chapter and each order for child or spousal support entered under s. 948.22 (7) constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, benefits under ch. 102 or 108, lottery prizes that are payable in installments and other money due or to be due in the future to the clerk of court or support collection designee of the county where the action is filed. The assignment shall be for an amount sufficient to ensure payment under the order or stipulation and to pay any arrearages due at a **periodic** rate not to exceed 50% of the amount of support due under the order or stipulation so long as the addition of the amount toward arrearages does not leave the party at an income below the poverty line established under 42 USC 9902 (2).

SECTION 411. 767.265 (1) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.265 (1) Each order for child support under this chapter, for maintenance payments under s. 767.23 or 767.26, for family support under this chapter, for costs ordered under s. 767.51 (3) or 767.62 (4) (a), for support by a spouse under s. 767.02 (1) (f) or for maintenance payments under s. 767.02 (1) (g), each order for a revision in a judgment or order with respect to child support, maintenance or family support payments under s. 767.32, each stipulation approved by the court or the family court commissioner for child support under this chapter and each order for child or spousal support entered under s. 948.22 (7) constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, benefits under ch. 102 or 108, lottery prizes that **are payable in installments** and other money due or to be due in the future to the department or its designee. The assignment shall be for an amount sufficient to ensure payment under the order or stipulation and to pay any arrearages due at a **periodic** rate not to exceed 50% of the amount of support due under the order or stipulation so long as the addition of the amount toward arrearages does not leave the party at

an income below the poverty line established under 42 USC 9902 (2).

SECTION 412. 767.265 (2h) of the statutes is amended to read:

767.265 (2h) If a court-ordered assignment does not require immediately effective withholding and a payer fails to make a required maintenance, child support, spousal support or family support payment within 10 days after its due date, within 20 days after the payment's due date the court or family court commissioner shall cause the assignment to go into effect by providing notice of the assignment in the manner provided under sub. (2r) and shall send a notice by regular mail to the last-known address of the payer. The notice sent to the payer shall inform the payer that an assignment is in effect and that the payer may, within a **10-day** period, by motion request a hearing on the issue of whether the assignment should remain in effect. The court or family court commissioner shall hold a hearing requested under this ~~section subsection~~ within 10 working days after the date of the request. If at the hearing the payer establishes that the assignment is not proper because of a mistake of fact, the court or family court commissioner may direct that the assignment be withdrawn. ~~If the payer does not request a hearing, the court or family court commissioner shall send notice of the assignment to the person from whom the payer receives or will receive money.~~ Either party may, within 15 working days after the date of the ~~a~~ decision by a family court commissioner under this ~~section subsection~~, seek review of the decision by the court with jurisdiction over the action.

SECTION 413. 767.265 (2r) of the statutes is amended to read:

767.265 (2r) Upon entry of each order for child support, maintenance, family support or support by a spouse and upon approval of each stipulation for child support, unless the court finds that income withholding is likely to cause the payer irreparable harm or unless s. 767.267 applies, the court shall provide notice of the assignment by regular mail or by facsimile machine, as defined in s. 134.72 (1) (a), or other electronic means to the last-known address of the person from whom the payer receives or will receive money. The notice shall provide that the amount withheld may not exceed the maximum amount that is subject to garnishment under 15 USC 1673 (b) (1). ~~The~~ clerk of court or support collection designee, whichever is appropriate, does not receive the money from the person notified, the court shall provide notice of the assignment to any other person from whom the payer receives or will receive money. Notice under this subsection may be a notice of the court, a copy of the executed assignment or a copy of that part of the court order directing payment.

SECTION 414. 767.265 (2r) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.265 (2r) Upon entry of each order for child support, maintenance, family support or support by a spouse and upon approval of each stipulation for child support, unless the court finds that income withholding is likely to cause the payer irreparable harm or unless s. 767.267 applies, the court, family court commissioner or county child support agency under s. 59.53 (5) shall provide notice of the assignment by regular mail or by facsimile machine, as defined in s. 134.72 (1) (a), or other electronic means to the last-known address of the person from whom the payer receives or will receive money. The notice shall provide that the amount withheld may not exceed the maximum amount that is subject to garnishment under 15 USC 1673 (b) (2). If the department or its designee, whichever is appropriate, does not receive the money from the person notified, the court, family court commissioner or county child support agency under s. 59.53 (5) shall provide notice of the assignment to any other person from whom the payer receives or will receive money. Notice under this subsection may be a notice of the court, a copy of the executed assignment or a copy of that part of the court order directing payment.

SECTION 415. 767.265 (3h) of the statutes is amended to read:

767.265 (3h) A person who receives notice of assignment under this section or s. 767.23 (1) (L), 767.25 (4m) (c) or, 767.51 (3m) (c) or 767.62 (4) (b) 3. or similar laws of another state shall withhold the amount specified in the notice from any money that person pays to the payer later than one week after receipt of notice of assignment. Within 5 days after the day the person pays money to the payer, the person shall send the amount withheld to the clerk of court or support collection designee, whichever is appropriate, of the jurisdiction providing notice or, in the case of an amount ordered withheld for health care expenses, to the appropriate health care insurer, provider or plan. With each payment sent to the clerk of court or support collection designee, the person from whom the payer receives money shall report to the clerk or support collection designee the payer's gross income or other gross amount from which the payment was withheld. Except as provided in sub. (3m), for each payment sent to the clerk of court or support collection designee, the person from whom the payer receives money shall receive an amount equal to the person's necessary disbursements, **not to exceed \$3, which shall be deducted from the money to be paid to the payer.** Section 241.09 does not apply to assignments under this section.

SECTION 416. 767.265 (3h) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.265 (3h) A person who receives notice of assignment under this section or s. 767.23 (1) (L), 767.25 (4m)

(c), 767.51 (3m) (c) or 767.62 (4) (b) 3. or similar laws of another state shall withhold the amount specified in the notice from any money that person pays to the payer later than one week after receipt of notice of assignment. Within 5 days after the day the person pays money to the payer, the person shall send the amount withheld to the department or its designee, whichever is appropriate, or, in the case of an amount ordered withheld for health care expenses, to the appropriate health care insurer, provider or plan. With each payment sent to the department or its designee, the person from whom the payer receives money shall report to the department or its designee the payer's gross income or other gross amount from which the payment was withheld. Except as provided in sub. (3m), for each payment sent to the department or its designee, the person from whom the payer receives money shall receive an amount equal to the person's necessary disbursements, not to exceed \$3, which shall be deducted from the money to be paid to the payer. Section 241.09 does not apply to assignments under this section.

SECTION 417. 767.265 (3m) of the statutes is amended to read:

767.265 (3m) Benefits under ch. 108 may be assigned and withheld only in the manner provided in s. 108.13 (4). Any order to withhold benefits under ch. 108 ~~shall be an amount certain may be for a percentage of benefits savable or for a fixed sum. or for a combination of both in the alternative by requiring the withholding of the greater or lesser of either a percentage of benefits payable or a fixed sum.~~ When money is to be withheld from these benefits, no fee may be deducted from the amount withheld and no fine may be levied for failure to withhold the money.

SECTION 418. 767.265 (4) of the statutes is amended to read:

767.265 (4) A withholding assignment or order under this section or s. 767.23 (1) (L), 767.25 (4m) (c) or, 767.51 (3m) (c) or 767.62 (4) (b) 3. has priority over any other assignment, garnishment or similar legal process under state law.

SECTION 419. 767.265 (6) (a) of the statutes is amended to read:

767.265 (6) (a) Except as provided in sub. (3m), if after receipt of notice of assignment the person from whom the payer receives money fails to withhold the money or send the money to the clerk of court or support collection designee or the appropriate health care insurer, provider or plan as provided in this section or s. 767.23 (1) (L), 767.25 (4m) (c) or, 767.51 (3m) (c) or 767.62 (4) (b) 3., the person may be proceeded against under the principal action under ch. 785 for contempt of court or may be proceeded against under ch. 778 and be required to forfeit not less than \$50 nor more than an amount, if the amount exceeds \$50, that is equal to 1% of the amount not withheld or sent.

SECTION 420. 767.265 (6) (a) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.265 (6) (a) Except as provided in sub. (3m), if after receipt of notice of assignment the person from whom the payer receives money fails to withhold the money or send the money to the department or its designee or the appropriate health care insurer, provider or plan as provided in this section or s. 767.23 (1) (L), 767.25 (4m) (c), 767.51 (3m) (c) or 767.62 (4) (b) 3., the person may be proceeded against under the principal action under ch. 785 for contempt of court or may be proceeded against under ch. 778 and be required to forfeit not less than \$50 nor more than an amount, if the amount exceeds \$50, that is equal to 1% of the amount not withheld or sent.

SECTION 421. 767.265 (6) (b) of the statutes is amended to read:

767.265 (6) (b) If an employer who receives an assignment under this section or s. 767.23 (1) (L), 767.25 (4m) (c) or 767.51 (3m) (c) or 767.62 (4) (b) 3. fails to notify the clerk of court or support collection designee, whichever is appropriate, within 10 days after an employe is terminated or otherwise temporarily or permanently leaves employment, the employer may be proceeded against under the principal action under ch. 785 for contempt of court.

SECTION 422. 767.265 (6) (b) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.265 (6) (b) If an employer who receives an assignment under this section or s. 767.23 (1) (L), 767.25 (4m) (c), 767.51 (3m) (c) or 767.62 (4) (b) 3. fails to notify the department or its designee, whichever is appropriate, within 10 days after an employe is terminated or otherwise temporarily or permanently leaves employment, the employer may be proceeded against under the principal action under ch. 785 for contempt of court.

SECTION 423. 767.265 (6) (c) of the statutes is amended to read:

767.265 (6) (c) No employer may use an assignment under this section or s. 767.23 (1) (L), 767.25 (4m) (c) or 767.51 (3m) (c) or 767.62 (4) (b) 3. as a basis for the denial of employment to a person, the discharge of an employe or any disciplinary action against an employe. An employer who denies employment or discharges or disciplines an employe in violation of this paragraph may be fined not more than \$500 and may be required to make full restitution to the aggrieved person, including reinstatement and back pay. Except as provided in this paragraph, restitution shall be in accordance with s. 973.20. An aggrieved person may apply to the district attorney or to the department for enforcement of this paragraph.

SECTION 424. 767.265 (6m) of the statutes is created to read:

767.265 (6m) A county child support agency under s. 59.53 (5) may convert a support amount in an order for

income withholding under this section that is expressed as a percentage of income to the equivalent sum certain amount for purposes of enforcing a child support order in another state under subch. V or VI of ch. 769. Nothing in this subsection authorizes a change, or may be construed to change, the support obligation specified in the underlying child support order.

SECTION 425. 767.27 (2m) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

767.27 (2m) In every action in which the court has ordered a party to pay child support under s. 767.25 or 767.51 or 767.62 (4) or family support under s. 767.261 and the circumstances specified in s. 767.075 (1) apply, the court shall require the party who is ordered to pay the support to annually furnish the disclosure form required under this section and may require that party to annually furnish a copy of his or her most recently filed state and federal income tax returns to the county child support agency under s. 59.53 (5) for the county in which the order was entered. In any action in which the court has ordered a party to pay child support under s. 767.25 or 767.51 or 767.62 (4) or family support under s. 767.261, the court may require the party who is ordered to pay the support to annually furnish the disclosure form required under this section and a copy of his or her most recently filed state and federal income tax returns to the party for whom the support has been awarded. A party who fails to furnish the information as required by the court under this subsection may be proceeded against for contempt of court under ch. 785.

SECTION 426. 767.29 (1m) (intro.) of the statutes is amended to read:

767.29 (1m) (intro.) Notwithstanding ss. 767.25 (6), 767.261 and 767.51 (5p) and 767.62 (4) (g), if the clerk of court or support collection designee receives support or maintenance money that exceeds the amount due in the month in which it is received and that the clerk or support collection designee determines is for support or maintenance due in a succeeding month, the clerk or support collection designee may hold the amount of overpayment that does not exceed the amount due in the next month for disbursement in the next month if any of the following applies:

SECTION 427. 767.29 (1m) (intro.) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.29 (1m) (intro.) Notwithstanding ss. 767.25 (6), 767.261, 767.51 (5p) and 767.62 (4) (g), if the department or its designee receives support or maintenance money that exceeds the amount due in the month in which it is received and that the department or its designee determines is for support or maintenance due in a succeeding month, the department or its designee may hold the amount of overpayment that does not exceed the amount due in the next month for disbursement in the next month if any of the following applies:

SECTION 428. 767.29 (3) of the statutes is renumbered 767.29 (3) (a).

SECTION 429. 767.29 (3) (b) of the statutes is created to read:

767.29 (3) (b) If a child who is the beneficiary of support under a judgment or order is placed by court order in a child caring institution, juvenile correctional institution or state mental institution, the right of the child to support during the period of the child's confinement, including any right to unpaid support accruing during that period, is assigned to the state. If the judgment or order providing for the support of a child who is placed in a child caring institution, juvenile correctional institution or state mental institution includes support for one or more other children, the support that is assigned to the state shall be the proportionate share of the child placed in the institution, except as otherwise ordered by the court or family court commissioner on the motion of a party.

SECTION 430. 767.295 (2) (a) (intro.) of the statutes is amended to read:

767.295 (2) (a) (intro.) In an action for modification of a child support order under s. 767.32, an action in which an order for child support is required under s. 767.25 (1) ~~or~~ 767.51 (3) ~~or~~ 767.62 (4) (a) or a contempt of court proceeding to enforce a child support or family support order in a county that contracts under s. 49.36 (2), the court may order a parent who is not a custodial parent to register for a work experience and job training program under s. 49.36 if all of the following conditions are met:

SECTION 431. 767.295 (2) (c) of the statutes is amended to read:

767.295 (2) (c) If the court enters an order under par. (a), it shall order the parent to pay child support equal to the amount determined by applying the percentage standard established under s. 49.22 (9) to the income a person would earn by working 40 hours per week for the federal minimum hourly wage under 29 USC 206 (a) (1) or equal to the amount of child support that the parent was ordered to pay in the most recent determination of support under this chapter. The child support obligation ordered under this paragraph continues until the parent makes timely payment in full for 3 consecutive months or until the person participates in the program under s. 49.36 for 16 weeks, whichever comes first. The court shall provide in its order that the parent must make child support payments calculated under s. 767.25 (lj) or (lm) ~~or~~ 767.51 (4m) or (5) ~~or~~ 767.62 (4) (d) 1. ~~or~~ (e) after the obligation to make payments ordered under this paragraph ceases.

SECTION 432. 767.30 (1) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

767.30 (1) If the court orders any payment for support under s. 48.355 (2) (b) 4., 48.357 (5m), 48.363 (2), 938.183 (4), 938.355 (2) (b) 4., 938.357 (5m) or 938.363 (2), support or maintenance under s. 767.08, child support, family support or maintenance under s. 767.23,

child support under s. 767.25, maintenance under s. 767.26, family support under s. 767.261, attorney fees under s. 767.262, child support or a child's health care expenses under s. 767.477, paternity obligations under s. 767.458 (3), 767.51 ~~or~~ 767.62 (4), support arrearages under s. 767.293 or child or spousal support under s. 948.22 (7), the court may provide that any payment be paid in the amounts and at the times that it considers expedient.

SECTION 433. 767.303 (1) of the statutes is amended to read:

767.303 (1) If a person fails to pay a payment ordered for support under s. 767.077, support under s. 767.08, child support or family support under s. 767.23, child support under s. 767.25, family support under s. 767.261, revised child or family support under s. 767.32, child support under s. 767.458 (3), child support under s. 767.477, child support under s. 767.51, child support under s. 767.62 (4) (a), child support under ch. 769 or child support under s. 948.22 (7), the payment is 90 or more days past due and the court finds that the person has the ability to pay the amount ordered, the court may suspend the person's operating privilege, as defined ins. 340.01 (40), until the person pays all arrearages in full or makes payment arrangements that are satisfactory to the court, except that the suspension period may not exceed 5 years. If otherwise eligible, the person is eligible for an occupational license under s. 343.10 at any time.

SECTION 434. 767.305 of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

767.305 Enforcement; contempt proceedings. In all cases where a party has incurred a financial obligation under s. 48.355 (2) (b) 4., 48.357 (5m), 48.363 (2), 767.23, 767.25, 767.255, 767.26, 767.261, 767.262, 767.293, 767.458 (3), 767.477, 767.51, 767.62 (4), 938.183 (4), 938.355 (2) (b) 4., 938.357 (5m) or 938.363 (2) and has failed within a reasonable time or as ordered by the court to satisfy such obligation, and where the wage assignment proceeding under s. 767.265 and the account transfer under s. 767.267 are inapplicable, impractical or unfeasible, the court may on its own initiative, and shall on the application of the receiving party, issue an order requiring the payer to show cause at some reasonable time therein specified why he or she should not be punished for such misconduct as provided in ch. 785.

SECTION 435. 767.32 (1) (b) 4. of the statutes is amended to read:

767.32 (1) (b) 4. A difference between the amount of child support ordered by the court to be paid by the payer and the amount that the payer would have been required to pay based on the percentage standard established by the department under s. 49.22 (9) if the court did not use the percentage standard in determining the child support payments and did not provide the information required under s. 46.10 (14) (d), 767.25 (1n) ~~or~~ 767.51 (5d) ~~or~~ 767.62 (4) (f), whichever is appropriate.

SECTION 436. ~~767.32~~ (2m) of the statutes is amended to read:

767.32 **(2m)** Upon request by a party, the court may modify the amount of revised child support payments determined under sub. (2) if, after considering the factors listed in s. 767.25 (1m) or, ~~767.51 (5) or 767.62 (4) (e)~~, as appropriate, the court finds, by the greater weight of the credible evidence, that the use of the percentage standard is unfair to the child or to any of the parties.

SECTION 437. ~~767.32~~ (2s) of the statutes is amended to read:

767.32 (2s) In an action under sub. (1), the court may not approve a stipulation for the revision of a judgment or order with respect to an amount of child support or family support unless the stipulation provides for payment of an amount of child support or family support that is determined in the manner required under s. 46.10 (14), ~~767.25 or 767.51 or 767.62 (4)~~, whichever is appropriate.

SECTION 438. ~~767.37~~ (1) (a) of the statutes is amended to read:

~~767.37~~ **(1)** (a) In any action affecting the family, if the court ~~orders~~ maintenance payments or other allowances for a party or children or retains jurisdiction in such matters, the written judgment shall include a provision that disobedience of the court order with respect to the same is punishable under ch. 785 by commitment to the county jail or house of correction until such judgment is complied with and the costs and expenses of the proceedings are paid or until the party committed is otherwise discharged, according to law. The written judgment in any action affecting the family shall include the social security numbers of the parties and of any child of the parties. The findings of fact and conclusions of law and the written judgment shall be drafted by the attorney for the moving party, and shall be submitted to the court and filed with the clerk of the court within 30 days after judgment is granted; but if the respondent has been represented by counsel, the findings, conclusions and judgment shall first be submitted to respondent's counsel for approval and if the family court commissioner has appeared at the trial of the action, such papers shall also be sent to the family court commissioner for approval. After any necessary approvals are obtained, the findings of fact, conclusions of law and judgment shall be submitted to the court. Final stipulations of the parties may be appended to the judgment and incorporated by reference therein.

SECTION 439. ~~767.45~~ (1) (intro.) of the statutes is amended to read:

767.45 (1) (intro.) The following persons may bring an action or motion, including an action or motion for declaratory judgment, for the purpose of determining the paternity of a child or for the purpose of rebutting the presumption of paternity under s. 891.405 or 891.41 **(1)**:

SECTION 440. 767.45 (1) (c) of the statutes is amended to read:

767.45 **(1)** (c) 4 ~~Unless s. 767.62 (1) applies, a man~~ presumed to be the child's father under s. 891.405 or 891.41 **(1)**.

SECTION 441. 767.45 (1) (k) of the statutes is amended to read:

767.45 **(1)** (k) In conjunction with the filing of a petition for visitation with respect to the child under s. 767.245 (3), a parent of a person who has filed a declaration of paternal interest under s. 48.025 or with respect to the child or a parent of a person who, before April 1, 1998, signed and filed a statement acknowledging paternity under s. 69.15 (3) **(b)** 3. with respect to the child.

SECTION 442. 767.45 (5) **(b)** of the statutes is amended to read:

767.45 (5) **(b)** An action under this section may be joined with any other action for child support and shall be governed by the procedures specified in s. 767.05 relating to child support, except that the title of the action shall be "In re the paternity of A.B." The petition shall state the name and date of birth of the child if born or that the mother is pregnant if the child is unborn, the name of any alleged father, whether or not an action by any of the parties to determine the paternity of the child or rebut the presumption of paternity to the child has at any time been commenced, or is pending before any judge or court commissioner, in this state or elsewhere. If a paternity judgment has been rendered, or if a paternity action has been dismissed, the petition shall state the court which rendered the judgment or dismissed the action, and the date and the place the judgment was granted if known. The petition shall also give notice of a party's right to request a genetic test under s. ~~49.225~~ or 767.48.

SECTION 443. 767.45 (5m) of the statutes is amended to read:

767.45 **(5m)** Except as provided in ss. 767.458 (3), 767.465 (2) and ~~(2m), 767.477, 767.62~~ and 769.401, unless a man is ~~either~~ presumed the child's father under s. 891.41 ~~or (1), is~~ adjudicated the child's father either under s. 767.51 or by final order or judgment of a court of competent jurisdiction in another state or has acknowledged himself to be the child's father under s. 767.62 (1) or a substantially similar law of another state, no order or temporary order may be entered for child support, legal custody or physical placement until the man is adjudicated the father using the procedure set forth in ss. 767.45 to 767.60. Except as provided in ss. ~~767.477, 767.62~~ and 769.401, the exclusive procedure for establishment of child support obligations, legal custody or physical placement rights for a man who is ~~neither not~~ presumed the child's father under s. 891.41 ~~nor (1),~~ adjudicated the father or acknowledged under s. 767.62 (1) or a substantially similar law of another state to be the father is by an action under ss. 767.45 to 767.60 or under s. 769.701. No person may waive the use of this procedure. If a pre-

sumption under s. 891.41 (1) exists, a party denying paternity has the burden of rebutting the presumption.

SECTION 444. 767.45 (6m) of the statutes is amended to read:

767.45 (6m) The attorney designated under sub. (6) (a) shall commence an action under this section on behalf of the state within 6 months after receiving notification under s. 69.03 (15) that no father is named on the birth certificate of a child who is a resident of the county if paternity has not been acknowledged under s. 767.62 (1) or a substantially similar law of another state or adjudicated, except in situations under s. 69.14 (1) (g) and (h) and as provided by the department by rule.

SECTION 445. 767.45 (6p) of the statutes is repealed.

SECTION 446. 767.455 (5g) (form) 2. of the statutes is amended to read:

767.455 (5g) (form) 2. You have the right to be represented by an attorney. If you are unable to afford an attorney, the court will appoint one for you only ~~upon one or more of the genetic tests taken during the proceedings showing if the results of one or more genetic tests show~~ that you are excluded as the father and that the statistical probability of your being the father is less than 99.0%. In order to determine whether you are entitled to have an attorney appointed for you, you may call the following telephone number

SECTION 447. 767.455 (5g) (form) 3. of the statutes is amended to read:

767.455 (5g) (form) 3. You may request genetic tests which will indicate the probability that you are or are not the father of the child. The court or county child support agency will order genetic tests on request by you, the state or any other party. Any person who refuses to take court-ordered genetic tests may be punished for contempt of court.

SECTION 448. 767.455 (5g) (form) 7. of the statutes is amended to read:

767.455 (5g) (form) 7. If you fail to appear at any stage of the proceeding, including a scheduled court-ordered genetic test, the court will enter a default judgment finding you to be the father. A default judgment will take effect 30 days after it is served on or mailed to you at your address on file with the court, unless within those 30 days you present to the court evidence of good cause for your failure to appear or your failure to have undergone a court-ordered genetic test. You need not appear at the time and place specified in the summons if you complete the attached waiver of **first** appearance statement and deliver it to the court by the date specified in the waiver of first appearance statement.

SECTION 449. 767.455 (5r) (form) 2. of the statutes is amended to read:

767.455 (5r) (form) 2. I understand that I will be notified by the court of all future stages in the proceeding and agree to appear at those stages. If I fail to appear at any stage, including a scheduled court-ordered genetic test,

the court will enter a default judgment finding me to be the father. A default judgment will take effect 30 days after it is served on or mailed to me, unless within those 30 days I present to the court evidence of good cause for my failure to appear or my failure to have undergone a court-ordered genetic test.

SECTION 450. 767.458 (1) (c) of the statutes is amended to read:

767.458 (1) (c) Except as provided under sub. (1m) and s. 767.463, the respondent may request the administration of genetic tests which either demonstrate that he is not the father of the child or which demonstrate the probability that he is or is not the father of the child;

SECTION 451. 767.458 (1) (d) of the statutes is amended to read:

767.458 (1) (d) Except as provided ~~under sub. in~~ subs. (1m) and (2) and s. 767.463, the court will order genetic tests upon the request of any party; and

SECTION 452. 767.458 (2) of the statutes is amended to read:

767.458 (2) At the first appearance, if it appears from a sufficient petition or affidavit of the child's mother ~~or an alleged father. or from sworn testimony of the child's mother or an alleged father.~~ that there is probable cause to believe that any of the males named has had sexual intercourse with the mother during a possible time of the child's conception, the court may, or upon the request of any party shall, order any of the named persons to submit to genetic tests. The tests shall be conducted in accordance with s. 767.48. The court is not required to order a person who has undergone a genetic test under s. 49.225 to submit to another genetic test under this subsection unless a party requests additional tests under s. 767.48 (2).

SECTION 453. 767.458 (3) of the statutes is amended to read:

767.458 (3) At the first appearance, if a statement acknowledging paternity under s. 69.15 (3) (b) 1. or 3. that was signed and filed before April 1, 1998. is on file, the court may enter an order for child support, legal custody or physical placement and, if the respondent who filed the statement does not dispute his paternity, may enter a judgment of paternity.

SECTION 454. 767.463 of the statutes is created to read:

767.463 Dismissal if adjudication not in child's best interest. Except as provided in s. 767.458 (1m), at any time in an action to establish the paternity of a child, upon the motion of a party or guardian ad litem, the court or court commissioner under s. 757.69 (3) (g) may, with respect to a man, refuse to order genetic tests, if genetic tests have not yet been taken, and dismiss the action if the court or court commissioner determines that a judicial determination of whether the man is the father of the child is not in the best interest of the child.

SECTION 455. 767.465 (1m) of the statutes is created to read:

767.465 (1m) JUDGMENT WHEN MOTHER FAILS TO APPEAR. Notwithstanding sub. (1), a court may enter an order adjudicating the alleged father, or man alleging that he is the father, to be the father of the child under s. 767.5 1 if the mother of the child fails to appear at the **first** appearance, unless the first appearance is not required under s. 767.457 (2), scheduled genetic test, pretrial hearing or trial if sufficient evidence exists to establish the man as the father of the child.

SECTION 456. 767.465 (2) (a) of the statutes is amended to read:

767.465 (2) (a) Except as provided in sub. (2m), if a respondent is the alleged father and fails to appear at the first appearance, unless the first appearance is not required under s. 767.457 (2), scheduled court-ordered genetic test, pretrial hearing or trial, the court shall enter an order adjudicating the respondent to be the father and appropriate orders for support, legal custody and physical placement. The orders shall be either served on the respondent or mailed by regular, registered or certified mail, to the last-known address of the respondent. The orders shall take effect 30 days after service or 30 days after the date on which the orders were mailed unless, within that time, the respondent presents to the court or court commissioner under s. 757.69 (3) (g) evidence of good cause for failure to appear or failure to have undergone a court-ordered genetic test.

SECTION 457. 767.466 (intro.) of the statutes is amended to read:

767.466 Motion to reopen judgment based on statement acknowledging paternity. (intro.) A judgment which adjudicates a person to be the father of a child and which was based upon a statement acknowledging paternity that was signed and filed before April 1, 1998, may, if no trial was conducted, be reopened under any of the following circumstances:

SECTION 458. 767.47 (1) (c) of the statutes is amended to read:

767.47 (1) (c) Genetic test results under ss. 49.225, 767.48 or 885.23.

SECTION 459. 767.47 (3) of the statutes is amended to read:

767.47 (3) ~~In~~ Except as provided in s. 767.48 (4), in an action against an alleged father, evidence offered by him with respect to an identified man who is not subject to the jurisdiction of the court concerning that man's sexual intercourse with the mother at or about the presumptive time of conception of the child is admissible in evidence only after the alleged father has undergone genetic tests and made the results available to the court genetic tests as provided in s. 767.48.

SECTION 460. 767.47 (8) of the statutes is amended to read:

767.47 (8) The party bringing an action for the purpose of determining paternity or for the purpose of declaring the nonexistence of paternity presumed under s.

891.405 or 891.41 (1) shall have the burden of proving the issues involved by clear and satisfactory preponderance of the evidence.

SECTION 461. 767.47 (11) of the statutes is created to read:

767.47 (11) Bills for services or articles related to the pregnancy, childbirth or genetic testing may be admitted into evidence and are prima facie evidence of the costs incurred for such services or articles.

SECTION 462. 767.475 (1) of the statutes is renumbered 767.475 (1) (a) and amended to read:

767.475 (1) (a) Except as provided in ~~s. 767.045 (1) (e) par. (b)~~, the court may appoint a guardian ad litem for the child and shall appoint a guardian ad litem for a minor parent or minor who is alleged to be a parent in a paternity proceeding unless the minor parent or the minor alleged to be the parent is represented by an attorney.

SECTION 463. 767.475 (1) (b) of the statutes is created to read:

767.475 (1) (b) The court shall appoint a guardian ad litem for the child if s. 767.045 (1) (a) or (c) applies or if the court has concern that the child's best interest is not being represented.

SECTION 464. 767.475 (2) of the statutes is amended to read:

767.475 (2) Presumption of paternity shall be as provided in ss. 891.39, 891.405 and 891.41 (1).

SECTION 465. 767.477 of the statutes is created to read:

767.477 Temporary orders. (1) At any time during the **pendency** of an action to establish the paternity of a child, if genetic tests show that the alleged father is not excluded and that the statistical probability of the alleged father's parentage is 99.0% or higher, on the motion of a party, the court shall make an appropriate temporary order for the payment of child support and may make a temporary order assigning responsibility for and directing the manner of payment of the child's health care expenses.

(2) Before making any temporary order under sub. (1), the court shall consider those factors that the court is required under s. 767.5 1 to consider when granting a final judgment on the same subject matter. If the court makes a temporary child support order that deviates from the amount of support that would be required by using the percentage standard established by the department under s. 49.22 (9), the court shall comply with the requirements of s. 767.51 (5d).

SECTION 466. 767.48 (1) (a) of the statutes is amended to read:

767.48 (1) (a) The court may, and upon request of a party shall, require the child, mother, any male for whom **there is** probable cause to believe that he had sexual intercourse with the mother during a possible time of the child's conception, or any male witness who testifies or will testify about his sexual relations with the mother at

a possible time of conception to submit to genetic tests. Probable cause of sexual intercourse during a possible time of conception may be established by a sufficient petition or affidavit of the child's mother or an alleged father, filed with the court, or after an examination under oath of a complainant party or witness, when the court determines such an examination is necessary. The court is not required to order a person who has undergone a genetic test under s. 49.225 to submit to another test under this paragraph unless a party requests additional tests under sub. (2).

SECTION 467. 767.48 (1) (b) of the statutes is renumbered 767.48 (1) (b) (intro.) and amended to read:

767.48 (1) (b) (intro.) The genetic tests shall be performed by an expert qualified as an examiner of genetic markers present on the cells of the specific body material to be used for the tests, appointed by the court. A report completed and certified by the court-appointed expert stating genetic test results and the statistical probability of the alleged father's paternity based upon the genetic tests is admissible as evidence without expert testimony and may be entered into the record at the trial or pretrial hearing if, at all of the following apply:

1. At least 10 days before the trial or pretrial hearing, the party offering the report files it with the court and notifies all other parties of that filing.

SECTION 468. 767.48 (1) (b) 2. of the statutes is created to read:

767.48 (1) (b) 2. At least 10 days before the trial or pretrial hearing, the department or county child support agency under s. 59.53 (5) notifies the alleged father of the results of the genetic tests and that he may object to the test results by submitting an objection in writing to the court no later than the day before the hearing.

SECTION 469. 767.48 (1) (b) 3. of the statutes is created to read:

767.48 (1) (b) 3. The alleged father, after receiving the notice under subd. 2., does not object to the test results in the manner provided in the notice under subd. 2.

SECTION 470. 767.48 (1m) of the statutes is amended to read:

767.48 (1m) Under sub. (1), if the If genetic tests ordered under this section or s. 49.225 show that the alleged father is not excluded and that the statistical probability of the alleged father's parentage is 99.0% or higher, the alleged father shall be rebuttably presumed to be the child's parent.

SECTION 471. 767.48 (4) of the statutes is amended to read:

767.48 (4) Whenever the results of the genetic tests exclude the an alleged father as the father of the child, this evidence shall be conclusive evidence of nonpaternity and the court shall dismiss the any naternity action with respect to that alleged father. Whenever the results of the genetic tests exclude any male witness from possible paternity, the tests shall be conclusive evidence of nonpat-

ernity of the male witness. Testimony relating to sexual intercourse or possible sexual intercourse of the mother with any person excluded as a possible father, as a result of a genetic test, is inadmissible as evidence. If any party refuses to submit to a genetic test, this fact shall be disclosed to the fact finder. ~~This refusal~~ Refusal to submit to a genetic test ordered by the court is a contempt of the court for failure to produce evidence under s. 767.47 (5). If the action was brought by the child's mother but she refuses to submit herself or the child to genetic tests, the action shall be dismissed.

SECTION 472. **767.48 (5)** (a) of the statutes is amended to read:

767.48 (5) (a) At Except as provided in par. (b), at the close of the proceeding the court may order either or both parties to reimburse the county if the court finds that they have sufficient resources to pay the costs of the genetic tests.

SECTION 473. **767.48 (5) (b)** of the statutes is amended to read:

767.48 (5) (b) If 2 or more identical series of genetic tests are performed upon the same person, regardless of whether the tests were ordered under this section or s. 49.225 or 767.458 (2), the court may shall require the person requesting the 2nd or subsequent series of tests to pay for it in advance, unless the court finds that the person is indigent.

SECTION 474. 767.51 (1) of the statutes is amended to read:

767.51 (1) ~~The A~~ judgment or order of the court determining the existence or nonexistence of paternity is determinative for all purposes.

SECTION 475. 767.51 (2) of the statutes is amended to read:

767.51 (2) The clerk of court shall file with the state registrar, within 30 days after the entry of the order or a judgment or order determining paternity, a report showing the names, dates and birth places of the child and the father and the maiden name of the mother on a form designated by the state registrar, along with the fee set forth in s. 69.22 (5), which the clerk of court shall collect.

SECTION 476. 767.51 (2) of the statutes, as affected by 1997 Wisconsin Act . . . (this act), is amended to read:

767.51 (2) The clerk of court shall file with the state registrar within 30 days after the entry of a judgment or order determining paternity, a report showing the names, dates and birth places of the child and the father, the social security numbers of the mother, father and child and the maiden name of the mother on a form designated by the state registrar, along with the fee set forth in s. 69.22 (5), which the clerk of court shall collect.

SECTION 477. 767.51 (3) of the statutes is amended to read:

767.51 (3) ~~The A~~ judgment or order determining paternity may contain any other provision directed against the appropriate party to the proceeding, concerning the

duty of support, the legal custody and guardianship of the child, periods of physical placement, the furnishing of bond or other security for the payment of the judgment, or any other matter in the best interest of the child. Unless the court orders otherwise, if there is no presumption of paternity under s. 891.41 (1) the mother shall have sole legal custody of the child. The court shall order either party or both to pay for the support of any child of the parties who is less than 18 years old, or any child of the parties who is less than 19 years old and if the child is pursuing an accredited course of instruction leading to the acquisition of a high school diploma or its equivalent. The judgment or order may direct the father to pay or contribute to the reasonable expenses of the mother's pregnancy and confinement during pregnancy and may direct either party to pay or contribute to the costs of genetic tests, attorney fees and other costs. Contributions to the costs of genetic tests shall be paid to the county which paid for the genetic tests.

SECTION 478. 767.51 (3m) (d) 2. of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:

767.51 (3m) (d) 2. Provide family coverage of health care expenses for the child, if eligible for coverage, upon application by the parent, the child's other parent, the department or the county child support agency under s. 59.53 (5), or upon receiving a notice under par. (f) 1.

SECTION 479. 767.51 (3m) (d) 2m. of the statutes is created to read:

767.51 (3m) (d) 2m. Inform the county child support agency under s. 59.53 (5) when coverage of the child under the health benefit plan is in effect and, upon request, provide copies of necessary program or policy identification to the child's other parent.

SECTION 480. 767.51 (3m) (f) of the statutes is created to read:

767.51 (3m) (f) 1. If a parent who provides coverage of the health care expenses of a child under an order under this subsection changes employers and that parent has a court-ordered child support obligation with respect to the child, the county child support agency under s. 59.53 (5) shall provide notice of the order to provide coverage of the child's health care expenses to the new employer and to the parent.

2. The notice provided to the parent shall inform the parent that coverage for the child under the new employer's health benefit plan will be in effect upon the employer's receipt of the notice. The notice shall inform the parent that he or she may, within 10 business days after receiving the notice, by motion request a hearing before the court on the issue of whether the order to provide coverage of the child's health care expenses should remain in effect. A motion under this subdivision may be heard by a family court commissioner. If the parent requests a hearing and the court or family court commissioner determines that the order to provide coverage of the child's health care expenses should not remain in effect, the

court shall provide notice to the employer that the order is no longer in effect.

SECTION 481. 767.51 (3r) (a) (intro.) of the statutes is amended to read:

767.51 (3r) (a) (intro.) In making an order of legal custody under sub. (3), the court shall **require order a parent** who is not granted legal custody to provide to the court medical and medical history information that is known to the parent. ~~If the court orders joint legal custody, the court shall require each parent to provide to the court medical and medical history information that is known to the parent.~~ The court shall ~~keep the information confidential and may release it only as provided in this subsection~~ send the information to the physician or other health care provider with primary responsibility for the treatment and care of the child, as designated by the parent who is granted legal custody of the child, and advise the physician or other health care provider of the identity of the child to whom the information relates. The information provided shall include all of the following:

SECTION 482. 767.51 (3r) (am) of the statutes is created to read:

767.51 (3r) (am) The physician or other health care provider designated under par. (a) shall keep the information separate from other records kept by the physician or other health care provider. The information shall be assigned an identification number and maintained under the name of the parent who provided the information to the court. The patient health care records of the child that are kept by the physician or other health care provider shall include a reference to that name and identification number. If the child's patient health care records are transferred to another physician or other health care provider or another health care facility, the records containing the information provided under par. (a) shall be transferred with the child's patient health care records. Notwithstanding s. 146.819, the information provided under par. (a) need not be maintained by a physician or other health care provider after the child reaches age 18.

SECTION 483. 767.51 (3r) (b) of the statutes is recreated and recreated to read:

767.51 (3r) (b) Notwithstanding ss. 146.81 to 146.835, the information shall be kept confidential, except only as follows:

1. The physician or other health care provider with custody of the information, or any other record custodian at the request of the physician or other health care provider, shall have access to the information if, in the professional judgment of the physician or other health care provider, the information may be relevant to the child's medical condition.

2. The physician or other health care provider may release only that portion of the information, and only to a person, that the physician or other health care provider determines is relevant to the child's medical condition.

SECTION 484. 767.51 (5p) (intro.) of the statutes is amended to read:

767.51 (5p) (intro.) A party ordered to pay child support under this section shall pay simple interest at the rate of 1.5% per month on any amount ~~unpaid, commencing the first day of the 2nd month after the month in which the amount was due~~ in arrears that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support, interest at the rate of 1.5% per month shall accrue on the total amount of child support in arrears, if any. Interest under this subsection is in lieu of interest computed under s. 807.01 (4), 814.04 (4) or 815.05 (8) and is paid to the clerk of court or support collection designee under s. 767.29. Except as provided in s. 767.29 (1m), the clerk of court or support collection designee, whichever is appropriate, shall apply all payments received for child support as follows:

SECTION 485. 767.51 (5p) (intro.) of the statutes, as affected by 1997 Wisconsin Acts 27 and . . . (this act), is repealed and recreated to read:

767.51 (5p) (intro.) A party ordered to pay child support under this section shall pay simple interest at the rate of 1.5% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support, interest at the rate of 1.5% per month shall accrue on ~~the~~ total amount of child support in arrears, if any. Interest under this subsection is in lieu of interest computed under s. 807.01 (4), 814.04 (4) or 815.05 (8) and is paid to the department or its designee under s. 767.29. Except as provided ins. 767.29 (1m), the department or its designee, whichever is appropriate, shall apply all payments received for child support as follows:

SECTION 486. 767.51 (5p) (a) of the statutes is amended to read:

767.51 (5p) (a) First, to payment of child support ~~due within the calendar month during which the payment is withheld from income under s. 767.265 or under similar laws of another state. If payment is not made through income withholding, the clerk or support collection designee, whichever is appropriate, shall first apply child support payments received to payment of child support~~ due within the calendar month during which the payment is received.

SECTION 487. 767.52 (2m) of the statutes, as affected by 1997 Wisconsin Act 35, is amended to read:

767.52 (2m) Representation by an attorney appointed under sub. (1) shall be provided only after the results of any genetic tests ~~that were ordered by the court~~ have been completed and only if all of the results fail to show that the alleged father is excluded and fail to give rise to the rebuttable presumption under s. 767.48 (1m) that the alleged father is the father of ~~the~~ child.

SECTION 488. 767.62 of the statutes is repealed and recreated to read:

767.62 Voluntary acknowledgment of paternity.

(1) CONCLUSIVE DETERMINATION OF PATERNITY. A statement acknowledging paternity that is on file with the state registrar under s. 69.15 (3) (b) 3. after the last day on which a person may timely rescind the statement, as specified in s. 69.15 (3m), is a conclusive determination, which shall be of the same effect as a judgment, of paternity.

(2) RESCISSION OF ACKNOWLEDGMENT. (a) A Statement acknowledging paternity that is filed with the state registrar under s. 69.15 (3) (b) 3. may be rescinded as provided in s. 69.15 (3m) by a person who signed the statement as a parent of the child who is the subject of the statement.

(b) If a statement acknowledging paternity is timely rescinded as provided in s. 69.15 (3m), a court or family court commissioner may not enter an order specified in sub. (4) with respect to the man who signed the statement as the father of the child unless ~~the~~ man is adjudicated ~~the~~ child's father using the procedures set forth in ss. 767.45 to 767.60.

(3) ACTIONS WHEN PATERNITY ACKNOWLEDGED. (a) Unless ~~the~~ statement acknowledging paternity has been ~~timely~~ rescinded, an action affecting the family ~~concerning~~ custody, child support or physical placement rights may be brought with respect to persons who, with respect to a child, jointly signed and filed with the state registrar under s. 69.15 (3) (b) 3. as parents of the child a statement acknowledging paternity.

(b) Except as provided in s. 767.045, in an action specified in par. (a) the court or family court commissioner may appoint a guardian ad ~~litem~~ for the child and shall appoint a guardian ad ~~litem~~ for a party who is a minor, unless the minor party is represented by an attorney.

(4) ORDERS WHEN PATERNITY ACKNOWLEDGED. (a) In an action under sub. (3) (a), if the persons who signed and filed the statement acknowledging paternity as parents of the child had notice of the hearing, the court or family court commissioner may make an order that contains any provision directed against the appropriate party to the proceeding concerning the duty of support, the legal custody or guardianship of the child, periods of physical placement, the furnishing of bond or other security for the payment of amounts under the order or any other matter in the best interest of the child. Unless the court orders otherwise, if there is no presumption of paternity under s. 891.41 (1) the mother shall have sole legal custody of the child. The court or family court commissioner shall order either party or both to pay for ~~the~~ support of any child of the parties who is less than 18 years old, or any child of the parties who is less than 19 years old if the child is pursuing an accredited course of instruction ~~lead-~~

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ing to the acquisition of a high school diploma or its equivalent. The order may direct the father to pay or contribute to the reasonable expenses of the mother's pregnancy and confinement during pregnancy and may direct either party to pay or contribute to the costs of attorney fees or other costs.

(b) 1. In this paragraph, "health insurance" does not include medical assistance provided under subch. IV of ch. 49.

2. In addition to ordering child support for a child under par. (a), the court or family court commissioner shall specifically assign responsibility for and direct the manner of payment of the child's health care expenses. In assigning responsibility for a child's health care expenses, the court or family court commissioner shall consider whether a child is covered under a parent's health insurance policy or plan at the time the court enters an order under this paragraph, the availability of health insurance to each parent through an employer or other organization, the extent of coverage available to a child and the costs to the parent for the coverage of the child. A parent may be required to initiate or continue health care insurance coverage for a child under this subdivision. If a parent is required to do so, he or she shall provide copies of necessary program or policy identification to the other parent and is liable for any health care costs for which he or she receives direct payment from an insurer. This paragraph may not be construed to limit the authority of the court or family court commissioner to enter or modify support orders containing provisions for payment of medical expenses, medical costs, or insurance premiums that are in addition to and not inconsistent with this paragraph.

3. a. In directing the manner of payment of a child's health care expenses, the court or family court commissioner may order that payment, including payment for health insurance premiums, be withheld from income and sent to the appropriate health care insurer, provider or plan, as provided in s. 767.265 (3h), or sent to the clerk of court or support collection designee, whichever is appropriate, for disbursement to the person for whom the payment has been awarded if that person is not a health care insurer, provider or plan. If the court or family court commissioner orders income withholding and assignment for the payment of health care expenses, the court or family court commissioner shall send notice of assignment in the manner provided under s. 767.265 (2r) and may include that notice of assignment with a notice of assignment under s. 767.265. The clerk of court shall keep a record of all moneys received and disbursed by the clerk for health care expenses that are directed to be paid to the clerk and the support collection designee shall keep a record of all moneys received and disbursed by the support collection designee for health care expenses that are **directed** to be paid to the support collection designee.

b. If the court or family court commissioner orders a parent to initiate or continue health insurance coverage

for a child under a health insurance policy that is available to the parent through an employer or other organization but the court or family court commissioner does not specify the manner in which payment of the health insurance premiums shall be made, the clerk of court may provide notice of assignment in the manner provided under s. 767.265 (2r) for the withholding from income of the amount necessary to pay the health insurance premiums. That notice of assignment may be sent with or included as part of any other notice of assignment under s. 767.265, if appropriate. A person who receives the notice of assignment shall send the withheld health insurance premiums to the appropriate health care insurer, provider or plan, as provided in s. 767.265 (3h).

4. If the court or family court commissioner orders a parent to provide coverage of the health care expenses of the parent's child and the parent is eligible for family coverage of health care expenses under a health benefit plan that is provided by an employer on an insured or on a self-insured basis, the employer shall do all of the following:

a. Permit the parent to obtain family coverage of health care expenses for the child, if eligible for coverage, without regard to any enrollment period or waiting period restrictions that may apply.

b. Provide family coverage of health care expenses for the child, if eligible for coverage, upon application by the parent, the child's other parent, the department or the county child support agency under s. 59.53 (5), or upon receiving a notice under subd. 6.

bm. Inform the county child support agency under s. 59.53 (5) when coverage of the child under the health benefit plan is in effect and, upon request, provide copies of necessary program or policy identification to the child's other parent.

c. After the child has coverage under the employer's health benefit plan, and as long as the parent is eligible for family coverage under the employer's health benefit plan, continue to provide coverage for the child unless the employer receives satisfactory written evidence that the order of the court or family court commissioner is no longer in effect or that the child has coverage of health care expenses under another health insurance policy or health benefit plan that provides comparable coverage of health care expenses.

5. a. If a parent who has been ordered by a court or family court commissioner to provide coverage of the health care expenses of a child who is eligible for medical assistance under subch. IV of ch. 49 receives payment from a 3rd party for the cost of services provided to the child but does not pay the health care provider for the services or reimburse the department or any other person who paid for the services on behalf of the child, the department may obtain a judgment against the parent for the amount of the 3rd party payment.

b. Section 767.265 (4) applies to agarnishment based on a judgment obtained under subd. 5. a.

6. a. If a parent who provides coverage of the health care expenses of a child under an order under this paragraph changes employers and that parent has a court-ordered child support obligation with respect to the child, the county child support agency under s. 59.53 (5) shall provide notice of the order to provide coverage of the child's health care expenses to the new employer and to the parent.

b. The notice provided to the parent shall inform the parent that coverage for the child under the new employer's health benefit plan will be in effect upon the employer's receipt of the notice. The notice shall inform the parent that he or she may, within 10 business days after receiving the notice, by motion request a hearing before the court on the issue of whether the order to provide coverage of the child's health care expenses should remain in effect. A motion under this subd. 6. b. may be heard by a family court commissioner. If the parent requests a hearing and the court or family court commissioner determines that the order to provide coverage of the child's health care expenses should not remain in effect, the court shall provide notice to the employer that the order is no longer in effect.

(c) 1. In making an order of legal custody under par. (a), the court shall order a parent who is not granted legal custody to provide to the court medical and medical history information that is known to the parent. The court **shall** send the information to the physician or other health care provider with primary responsibility for the treatment and care of the child, as designated by the parent who is granted legal custody of the child, and advise the physician or other health care provider of the identity of the child to whom the information relates. The information provided shall include all of the following:

a. The known medical history of the parent providing the information, including specific information about stillbirths or congenital anomalies in the parent's family, and the medical histories, if known, of the parents and siblings of the parent and any sibling of the child who is a child of the parent, except that medical history information need not be provided for a sibling of the child if the parent or other person who is granted legal custody of the child also has legal custody, including joint legal custody, of that sibling.

b. A report of any medical examination that the parent providing the information had within one year before the date of the order.

2. The physician or other health care provider designated under subd. 1. shall keep the information separate from other records kept by the physician or other health care provider. The information shall be assigned an identification number and maintained under the name of the parent who provided the information to the court. The patient health care records of the child that are kept by the

physician or other health care provider shall include a reference to that name and identification number. If the child's patient health care records are transferred to another physician or other health care provider or another health care facility, the records containing the information provided under subd. 1. shall be transferred with the child's patient health care records. Notwithstanding s. 146.819, the information provided under subd. 1. need not be maintained by a physician or other health care provider after the child reaches age 18.

3. Notwithstanding ss. 146.81 to 146.835, the information shall be kept confidential, except only as follows:

a. The physician or other health care provider with custody of the information, or any other record custodian at the request of the physician or other health care provider, shall have access to the information if, in the professional judgment of the physician or other health care provider, the information may be relevant to the child's medical condition.

b. The physician or other health care provider may release only that portion of the information, and only to a person, that the physician or other health care provider determines is relevant to the child's medical condition.

(d) 1. Except as provided in par. (e), the court or family court commissioner shall determine child support payments under par. (a) by using the percentage standard established by the department under s. 49.22 (9).

2. In determining child support payments under par. (a), the court or family court commissioner may consider all relevant financial information or other information relevant to the parent's earning capacity, including information reported under s. 49.22 (2m) to the department or the county child support agency under s. 59.53 (5).

3. Support orders under par. (a) ordinarily shall be for periodic payments which may vary in amount if appropriate. The payment amount may be expressed as a percentage of the parent's income or as a fixed sum, or as a combination of both in the alternative by requiring payment of the greater or lesser of either a percentage of the parent's income or a fixed sum. The father's liability for past support of the child **shall** be limited to support for the period after the birth of the child.

(e) Upon request by a party, the court or family court commissioner may modify the amount of child support payments determined under par. (d) if, after considering the following factors, the court or family court commissioner finds by the greater weight of the credible evidence that use of the percentage standard is unfair to the child or to the requesting party:

1. The needs of the child.

2. The physical, mental and emotional health needs of the child, including any costs for health insurance as provided for under par. (b).

3. The standard of living and circumstances of the parents, including whether a parent receives maintenance

payments under s. 767.26 and the needs of each party in order to support himself or herself at a level equal to or greater than that established under 42 USC 9902 (2).

4. The relative financial means of the parents.

5. The earning capacity of each parent, based on each parent's education, training and work experience and based on the availability of work in or near the parent's community.

6. The need and capacity of the child for education, including higher education.

7. The age of the child.

8. The financial resources and the earning ability of the child.

9. Any physical custody arrangement ordered or decided upon.

10. Extraordinary travel expenses incurred in exercising the right to periods of physical placement.

11. The responsibility of the parents for the support of others.

12. The value of services contributed by the custodial parent.

13. The best interests of the child.

14. Any other factors that the court or family court commissioner in each case determines are relevant to the best interests of the child.

(f) If the court or family court commissioner finds under par. (e) that use of the percentage standard is **unfair** to the child or the requesting party, the court or family court commissioner shall state in writing or on the record the amount of support that would be required by using the percentage standard, the amount by which the court's or family court commissioner's order deviates from that amount, the reasons for finding that use of the percentage standard is unfair to the child or the party, the reasons for the amount of the modification and the basis for the modification.

(g) A party ordered to pay child support under this subsection shall pay simple interest at the rate of 1.5% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support, interest at the rate of 1.5% per month shall accrue on the total amount of child support in arrears, if any. Interest under this paragraph is in lieu of interest computed under s. 807.01 (4), 814.04 (4) or 815.05 (8) and is paid to the clerk of court or support collection designee under s. 767.29. Except as provided in s. 767.29 (1m), the clerk of court or support collection designee, whichever is appropriate, shall apply all payments received for child support as follows:

1. First, to payment of child support due within the calendar month during which the payment is received.

2. Second, to payment of unpaid child support due before the payment is received.

3. Third, to payment of interest accruing on unpaid child support.

(5) **VOIDING DETERMINATION.** (a) A determination of paternity that arises under this section may be voided at any time upon a motion or petition stating facts that show fraud, duress or a mistake of fact. Except for good cause shown, any orders entered under sub. (4) shall remain in effect during the **pendency** of a proceeding under this paragraph.

(b) If a court in a proceeding under par. (a) determines that the man is not the father of the child, the court shall vacate any order entered under sub. (4) with respect to the man. The court shall notify the state registrar, in the **man**-ner provided in s. 69.15 (1) (b), to remove **the man's** name as the father of the child from the child's birth certificate. No paternity action may thereafter be brought against the man with respect to the child.

(6) **APPLICABILITY.** (a) This section does not apply unless all of the following apply to the statement acknowledging paternity:

1. The statement is made on a form prescribed by the state registrar for use beginning on April 1, 1998.

2. The statement was signed and filed on or after April 1, 1998.

3. The statement contains an attestation clause showing that both parties, before signing the statement, received oral and written notice of the legal consequences of, the rights and responsibilities arising from and the alternatives to, signing the statement.

(b) Parties who signed and filed a statement acknowledging paternity before April 1, 1998, may sign and file a new statement that fulfills the requirements under par. (a). Such a statement supersedes any statement previously filed with the state registrar and has the effects specified in this section.

(c) The notice requirements under s. 69.15 (3) (b) 3. apply to this section beginning with forms for the acknowledgment of paternity that are prescribed by the state registrar on April 1, 1998.

SECTION 489. 767.62 (4) (b) 3. a. of the statutes, as affected by 1997 Wisconsin Act . . . (this act), is repealed and recreated to read:

767.62 (4) (b) 3. a. In directing the manner of payment of a child's health care expenses, the court or family court commissioner may order that payment, including payment for health insurance premiums, be withheld from income and sent to the appropriate health care insurer, provider or plan, as provided in s. 767.265 (3h), or sent to the department or its designee, whichever is appropriate, for disbursement to the person for whom the payment has been awarded if that person is not a health care insurer, provider or plan. If the court or family court commissioner orders income withholding and assignment for the payment of health care expenses, the court or family court commissioner shall send notice of assignment in the manner provided under s. 767.265 (2r) and may include that notice of assignment with a notice of assignment under s. 767.265. The department or its designee,

whichever is appropriate, shall keep a record of all moneys received and disbursed by the department or its designee for health care expenses that are directed to be paid to the department or its designee.

SECTION 490. 767.62 (4) (g) (intro.) of the statutes, as affected by 1997 Wisconsin Act . . . (this act), is repealed and recreated to read:

767.62 (4) (g) (intro.) A party ordered to pay child support under this subsection shall pay simple interest at the rate of 1.5% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support, interest at the rate of 1.5% per month shall accrue on the total amount of child support in arrears, if any. Interest under this paragraph is in lieu of interest computed under s. 807.01 (4), 814.04 (4) or 815.05 (8) and is paid to the department or its designee unders. 767.29. Except as provided ins. 767.29 (1m). the department or its designee, whichever is appropriate, shall apply all payments received for child support as follows:

SECTION 491. 802.12 (3) (d) 1. of the statutes is amended to read:

802.12 (3) (d) 1. Custody and physical placement under s. ~~767.24, 767.458 (3), 767.51 (3) or 767.62 (4) (a).~~

SECTION 492. 802.12 (3) (d) 3. of the statutes is amended to read:

802.12 (3) (d) 3. Child support under s. 767.25 ~~or s., 767.458 (3), 767.51 or 767.62 (4) (a).~~

SECTION 493. 808.075 (4) (d) 9. of the statutes is amended to read:

808.075 (4) (d) 9. Enforcement of payments under s. 767.30 ~~or, 767.51 or 767.62 (4).~~

SECTION 494. 808.075 (4) (d) 10. of the statutes is amended to read:

808.075 (4) (d) 10. Enforcement of orders under s. 767.305 ~~or, 767.51 or 767.62 (4).~~

SECTION 495. 808.075 (4) (d) 11. of the statutes is amended to read:

808.075 (4) (d) 11. Enforcement or modification of assignments under s. 767.25 (4m), 767.265 ~~or, 767.51 (3m) or 767.62 (4) (b) 3.~~

SECTION 496. 852.05 (2) of the statutes is amended to read:

852.05 (2) Property of a nonmarital child passes in accordance with s. 852.01 except that the father or the father's kindred can inherit only if the father has been adjudicated to be the father in a paternity proceeding under ch. 767 or by final order or judgment of a court of competent jurisdiction in another state or has been determined to be the father under s. 767.62 (1) or a substantially similar law of another state.

SECTION 497. 885.01 (5) of the statutes is created to read:

885.01 (5) By the department of workforce development or a county child support agency under s. 59.53 (5)

in the administration of ss. 49.145, 49.19, 49.22, 49.46 and 49.47 and programs carrying out the purposes of 7 USC 2011 to 2029.

SECTION 498. 891.39 (1) (a) of the statutes is amended to read:

891.39 (1) (a) Whenever it is established in an action or proceeding that a child was born to a woman while she was the lawful wife of a specified man, any party asserting in such action or proceeding that the husband was not the father of the child shall have the burden of proving that assertion by a clear and satisfactory preponderance of the evidence. In all such actions or proceedings the husband and the wife are competent to testify as witnesses to the facts. The court or judge in such cases shall appoint a guardian ad litem to appear for and represent the child whose paternity is questioned. Results of a genetic test, as defined in s. 767.001 (1m), showing that a man other than the husband is not excluded as the father of the child and that the statistical probability of the man's parentage is 99.0% or higher constitute a clear and satisfactory preponderance of the evidence of the assertion under this paragraph, even if the husband is unavailable to submit to genetic tests, as defined in s. 767.001 (1m).

SECTION 499. 891.405 of the statutes is amended to read:

891.405 Presumption of paternity based on acknowledgment. A man is presumed to be the natural father of a child if he and the mother have acknowledged paternity under s. 69.15 (3) (b) 1. or 3. and no other man is presumed to be the father under s. 891.41 (1).

SECTION 500. 891.41 of the statutes is renumbered 891.41 (1), and 891.41 (1) (b), as renumbered, is amended to read:

891.41 (1) (b) He and the child's natural mother were married to each other after the child was born but he and the child's natural mother had a relationship with one another during the period of time within which the child was conceived and no other man has been adjudicated to be the father or presumed to be the father of the child under ~~sub. (1) par. (a).~~

SECTION 501. 891.41 (2) of the statutes is created to read:

891.41 (2) In a legal action or proceeding, a presumption under sub. (1) is rebutted by results of a genetic test, as defined in s. 767.001 (1m), that show that a man other than the man presumed to be the father under sub. (1) is not excluded as the father of the child and that the statistical probability of the man's parentage is 99.0% or higher, even if the man presumed to be the father under sub. (1) is unavailable to submit to genetic tests, as defined in s. 767.001 (1m).

SECTION 502. 895.48 (title) of the statutes is amended to read:

895.48 (title) Civil liability exemption; emergency care, ~~health care at athletic events and health care,~~

hazardous substances and information concerning paternity.

SECTION 503. 895.48 (3) of the statutes is created to read:

895.48 (3) Any member of the staff of a hospital who is designated by the hospital and trained by the department of workforce development under s. 69.14 (1) (cm) and who in good faith provides to a child's available parents written information that is provided by the department of workforce development and oral information or an audio or video presentation about the form that is prescribed by the state registrar under s. 69.15 (3) (b) 3. and about the significance and benefits of, and alternatives to, establishing paternity, under the requirements of s. 69.14 (1) (cm), is immune from civil liability for his or her acts or omissions in providing that oral information or audio or video presentation and written information.

SECTION 504. 938.02 (13) of the statutes is amended to read:

938.02 (13) "Parent" means either a biological parent, a husband who has consented to the artificial insemination of his wife under s. 891.40, or a parent by adoption. If the juvenile is a nonmarital child who is not adopted or whose parents do not subsequently intermarry under s. 767.60, "parent" includes a person adjudged in a judicial proceeding acknowledged under s. 767.62 (1) or a substantially similar law of another state or adjudicated to be the biological father. "Parent" does not include any person whose parental rights have been terminated.

SECTION 505. 948.22 (4) (b) of the statutes, as affected by 1997 Wisconsin Act 35, is amended to read:

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

SECTION 506. 977.06 (4) (bm) of the statutes is created to read:

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

SECTION 507. 977.06 (4) (c) of the statutes is amended to read:

977.06 (4) (c) ~~Paragraph (b) does~~ Paragraphs (b) and (bm) do not limit the authority of the state public defender to release a copy of the a statement, affidavit or other information regarding financial eligibility under s. 977.07 under other circumstances.

SECTION 508. Laws of 1937, chapter 201, section 11, as last amended by chapter 267, laws of 1963, is amended to read:

[Laws of 1937, chapter 201] Section 11. ~~All Except as urovided in section 49.852 of the statutes, as created by 1997 Wisconsin Act (this act), and subject to section 767.265 of the statutes, as affected by 1997 Wisconsin Act (this act),~~ all moneys and assets of the retirement system and all benefits and allowances, and every portion thereof, both before and after payment to any beneficiary, granted under the retirement system shall be exempt from any state, county or municipal tax, and from attachment or garnishment process, and shall not be seized, taken, detained or levied upon by virtue of any executions, or any process or proceeding whatsoever issued out of or by any court of this state, for the payment and ratification in whole or in part of any debt, claim, damage, demand or judgment against any member of or beneficiary under the retirement system, and no member of or beneficiary under the retirement system shall have any right to assign his benefit or allowance, or any part thereof, either by way of mortgage or otherwise, provided, however, that the annuity and pension board may at its option and under rules and regulations promulgated by it permit retired members to assign a portion of their retirement allowance for the regular monthly payment of medical, surgical and hospital care. The exemption from taxation contained herein shall not apply with respect to any tax on income.

SECTION 509. Laws of 1937, chapter 201, section 21b is created to read:

[Laws of 1937, chapter 201] Section 21b. Notwithstanding SECTION 21, no county may enact an ordinance that prevents a retirement system from complying with section 49.852 of the statutes, as created by 1997 Wisconsin Act (this act).

SECTION 510. 1997 Wisconsin Act 27, section 631 is repealed.

SECTION 511. 1997 Wisconsin Act 27, section 639b is repealed.

SECTION 512. 1997 Wisconsin Act 27, section 833 is repealed.

SECTION 513. 1997 Wisconsin Act 27, section 909b is repealed.

SECTION 514. 1997 Wisconsin Act 27, section 9426 (8) is amended to read:

[1997 Wisconsin Act 27] Section 9426 (8) **CENTRALIZED RECEIPT AND DISBURSEMENT OF SUPPORT AND MAINTENANCE.** The treatment of sections 20.445 (3) (a), (ja), (k),

~~and (q) and (r), 20.855 (7) (j), 25.17 (1) (tm), 25.68, 49.24~~
(1) (by SECTION 1882n), 49.855 (1), (2), (3) (by SECTION 1992m), (4), (4m) (b) (by SECTION 1995m) and (c) and (5), **565.30 (5), 767.001 (7), 767.025 (3)** and (4), 767.25 (4m) (c) 1. and (6) (intro.) and (a), 767.261 (intro.) and (1), 767.262 (4) (b), **767.263, 767.265 (1), (2r), (3h)**, (6) (a) and (b) and (7), 767.267 (1), (2) and (5), 767.29 (1m) (intro.) and (d) and (2), 767.32 (1r), 767.51 (3m) (c) 1. and (5p) (intro.) and (a), **769.319 and 814.61 (12)** (cm) of the statutes, the repeal of sections 20.445 (3) (g), 59.40 (2) (h), 59.53 (5m), 814.61 (12) (b) and 814.612 of the statutes, the renumbering and amendment of sections 59.53 (5) and 767.29 (1) of the statutes, the amendment of section 49.175 (1) (intro.) of the statutes, the creation of sections 59.53 (5) (b) and 767.29 (1) (b), (d) and (f) of the statutes and SECTION 9226 (1) of this act take effect on the date stated in the notice published by the department of workforce development in the Wisconsin Administrative Register under section 767.29 (1) (f) of the statutes, as created by this act, or on October 1, 1999, whichever is earlier.

SECTION 9145. Nonstatutory provisions; supreme court.

(1) **STATE BAR MEMBERSHIP; FAILURE TO PAY SUPPORT OR PROVIDE SOCIAL SECURITY NUMBER.** The supreme court is requested to promulgate rules under section 75 1.15 of the statutes, as created by this act, so that those rules are effective beginning on April 1, 1998, or on the effective date of this subsection, whichever is later.

SECTION 9155. Nonstatutory provisions; workforce development.

(1) **FINANCIAL RECORD MATCHING PROGRAM.** The department of workforce development shall submit in proposed form the rules required under section 49.853 of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 13th month beginning after the effective date of this subsection.

(2) **STATEWIDE CONCERN.** Notwithstanding chapter 201, laws of 1937, section 21, as created by chapter 405, laws of 1965, the treatment of section 49.852 of the statutes and chapter 201, laws of 1937, sections 11 and **21b**, is a matter of statewide concern and is not a matter of local affair or government, whether a retirement system is affected or otherwise.

(3) **GENERAL RULES; SUPPORT ENFORCEMENT PROGRAM.** The department of workforce development shall submit in proposed form the rules required under section 49.858 (2) of the statutes, as created by this act, and section 767.027 (2) of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 4th month beginning after the effective date of this subsection.

SECTION 9156. Nonstatutory provisions; other.

(1) **LAC DU FLAMBEAU APPROVALS; FAILURE TO PAY SUPPORT OR PROVIDE SOCIAL SECURITY NUMBER.** The Lac

du Flambeau band of the Lake Superior Chippewa is requested to enact tribal laws or ordinances under section 29.138 (5m) of the statutes, as created by this act, so that those laws or ordinances are effective beginning on April 1, 1998, or on the effective date of this subsection, whichever is later.

SECTION 9301. Initial applicability; administration.

(1) **LICENSE DENIAL, RESTRICTION, LIMITATION AND SUSPENSION.** The treatment of sections **218.11 (2) (a)** and (am), (6m) and (7) (a) and **218.12 (2) (a)** and (am), (3m) and (5) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to license applications received by the department of administration on the effective date of this subsection and the treatment of sections **218.11 (6m)** and (7) (a) and (b) and **218.12 (3m)** and (5) of the statutes (with respect to denying, restricting, limiting or suspending a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(2) **GAMING LICENSES.** The treatment of section 562.05 (1c) and (7) (am) of the statutes first applies to applications for licenses that are received by the department of administration under that section on the effective date of this subsection.

SECTION 9304. Initial applicability; agriculture, trade and consumer protection.

(1) **LICENSE DENIAL FOR FAILURE TO PAY SUPPORT.** The treatment of sections **93.06 (8)**, **93.11 (1)**, **93.135**, **93.35 (10)**, **94.65 (3) (c) 1.**, **94.66 (8)**, **95.72 (2) (c) 5.** and **99.02 (1)** of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications for initial or renewal licenses, registrations or registration certificates that are received on the effective date of this subsection and (with respect to denial of or refusal to renew a license, registration or registration certificates for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

SECTION 9310. Initial applicability; commerce.

(1) **LICENSE DENIAL, RESTRICTION AND SUSPENSION.** The treatment of section 101.02 (21) (b) and (c) (with respect to information required on applications and with respect to refusal to issue or renew a license for failure to pay support) of the statutes first applies to applications for licenses or license renewals that are received on the effective date of this subsection and the treatment of section 101.02 (21) (c) and (d) of the statutes (with respect to refusal to issue or renew a license and with respect to license restriction or suspension for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

SECTION 9311. Initial applicability; corrections.

(1) **LICENSE WITHHOLDING, SUSPENSION OR RESTRICTION FOR FAILURE TO PAY CHILD SUPPORT OR COMPLY WITH A SUBPOENA OR WARRANT.** The treatment of section 48.715 (6) of the statutes and the repeal and recreation of section 48.66 (1) (with respect to denial of or refusal to renew a license for failure to pay expenses related to the support of a child or former spouse) of the statutes first apply to applications received by the department of corrections on the effective date of this subsection and (with respect to denial of or refusal to renew a license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(2) **SOCIAL SECURITY NUMBER ON LICENSE APPLICATIONS.** The treatment of section 48.66 (2m) of the statutes first applies to applications received by the department of corrections on the effective date of this subsection.

SECTION 9318. Initial applicability; ethics board.

(1) **DISCLOSURE OF SOCIAL SECURITY NUMBERS; NONISSUANCE, NONACCEPTANCE AND SUSPENSION OF LICENSES AND REGISTRATIONS FOR FAILURE TO PAY SUPPORT.** The treatment of sections 13.63 (1) and 13.64 (2) of the statutes (with respect to information required on applications, nonissuance of licenses or nonacceptance of registration statements for failure to pay support) and the treatment of sections 13.64 (1) (a) and 19.55 (2) (d) of the statutes first apply with respect to applications for licensure under section 13.63 of the statutes and registration statements filed under section 13.64 of the statutes on the effective date of this subsection.

(2) **NONISSUANCE OF LOBBYING LICENSES AND NONACCEPTANCE OF REGISTRATION STATEMENTS FOR FAILURE TO COMPLY WITH SUBPOENAS OR WARRANTS.** The treatment of sections 13.63 (1) and 13.64 (2) (with respect to nonissuance of licenses or nonacceptance of registration statements for failure to comply with a subpoena or warrant) of the statutes first applies with respect to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(3) **SUSPENSION OF LOBBYING LICENSES FOR FAILURE TO COMPLY WITH SUBPOENAS OR WARRANTS.** The treatment of sections 13.63 (1) and 13.64 (2) (with respect to suspension of licenses and registrations for failure to comply with a subpoena or warrant) of the statutes first applies with respect to subpoenas or warrants that are issued on the effective date of this subsection.

SECTION 9319. Initial applicability; financial institutions.

(1) **LICENSES AND LIABILITY FOR DELINQUENT SUPPORT.**

(a) **Licensed lenders.**

1. The treatment of section 138.09 (3) (a) and (am) of the statutes, the renumbering of section 138.09 (1m) of the statutes and the creation of section 138.09 (1m) (b) of the statutes first apply to applications for the issuance of

a license received on the effective date of this subdivision.

2. The treatment of section 138.09 (3) (a) and (am) of the statutes, the renumbering of section 138.09 (1m) and (4) of the statutes and the creation of section 138.09 (1m) (b) and (4) (b) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(b) **Insurance premium finance companies.**

1. The treatment of section 138.12 (3) (d), (4) (a) and (b) 4. and 6. and (5) (am) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications for the issuance or renewal of a license received on the effective date of this subdivision.

2. The treatment of section 138.12 (3) (d), (4) (a) and (b) 4. and 6. and (5) (am) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(c) **Sellers of checks.**

1. The treatment of sections 217.05 (intro.) and (1m) and 217.06 (4) and (6) of the statutes and the renumbering of section 217.05 (1) to (4) of the statutes first apply to applications for the issuance of a license received on the effective date of this subdivision.

2. The treatment of sections 217.05 (intro.) and (1m), 217.06 (4) and (6) and 217.09 (1m) of the statutes and the renumbering of section 217.05 (1) to (4) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(d) **Sales finance companies.**

1. The treatment of section 218.01 (2) (ig) and (3) (am) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications for the issuance of a license received on the effective date of this subdivision.

2. The treatment of section 218.01 (2) (ig) and (3) (am) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(e) **Adjustment service companies.**

1. The treatment of section 218.02 (3) (e) and (9) (a) of the statutes, the renumbering and amendment of section 218.02 (2) (a) of the statutes and the creation of section 218.02 (2) (a) 2. of the statutes (with respect to information required on applications and with respect to

the denial of applications) first apply to applications for the issuance of a license received on the effective date of this subdivision.

2. The treatment of section 218.02 (3) (e) and (9) (a) of the statutes, the renumbering and amendment of section 218.02 (2) (a) of the statutes, the renumbering of section 218.02 (6) of the statutes and the creation of section 218.02 (2) (a) 2. and (6) (b) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(f) Collection agencies, collectors and solicitors.

1. The treatment of section 218.04 (4) (a) and (am) of the statutes, the renumbering and amendment of section 218.04 (3) (a) of the statutes and the creation of section 218.04 (3) (a) 2. of the statutes (with respect to information required on applications and with respect to the denial of applications) first apply to applications for the issuance or renewal of a license received on the effective date of this subdivision.

2. The treatment of section 218.04 (4) (a) and (am) and (5) (am) of the statutes, the renumbering and amendment of section 218.04 (3) (a) of the statutes and the creation of section 218.04 (3) (a) 2. of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(g) Community currency exchanges.

1. The treatment of section 218.05 (3) (am), (4) (c) and (11) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications for the issuance or renewal of a license received on the effective date of this subdivision.

2. The treatment of section 218.05 (3) (am), (4) (c), (11) and (12) (title) and (am) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(h) Mortgage bankers, loan originators and loan solicitors.

1. The treatment of section 224.72 (2) (c), (5) (a) and (b) 1. and 2. and (7m) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications for the issuance or renewal of a certificate of registration received on the effective date of this subdivision.

2. The treatment of sections 224.72 (2) (c), (5) (a) and (b) 1. and 2. and (7m) and 224.77 (6) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

(i) Broker-dealers, agents and investment advisers.

1. The treatment of sections 551.32 (1) (bm) and 551.34 (1 m) of the statutes first applies to applications for the issuance or renewal of a license received on the effective date of this subdivision.

2. The treatment of sections 551.32 (1) (bm) and 551.34 (1m) of the statutes (with respect to denying, restricting or suspending a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subdivision.

SECTION 9322. Initial applicability; health and family services.

(1) **CERTIFICATE, LICENSE, PERMIT, REGISTRATION AND APPROVAL DENIAL, NONRENEWAL, SUSPENSION OR RESTRICTION.** The treatment of sections 49.45 (2) (a) II., 49.48, 146.50 (5) (a), (b) and (g), (6) (a) (intro.), (b) 1. and (c) (intro.), (6g) (a), (7) and (8) (a), (b), (c) and (f), 146.51, 250.041, 250.05 (5) and (6), 252.23 (2) and (4) (a), 252.24 (2) and (4) (a), 254.176 (1) and (3) (intro.) and (a), 254.178 (1) (b), (2) (intro.) and (a) and (4), 254.20 (2) (d), (3) (a) and (b), (4) and (7), 254.47 (1), (2m) and (3), 254.64 (1) (c) and (lp), 254.71 (2), (3) and (6) (c) and 255.08 (2) and (13) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications for initial or renewal certificates, licenses, training permits, registrations and approvals that are received by the department of health and family services on the effective date of this subsection and the treatment of sections 49.45 (2) (a) 11. and 12., 49.48, 146.50 (5) (a), (b) and (g), (6) (a) (intro.), (b) 1. and (c) (intro.), (6g) (a), (7) and (8) (a), (b), (c) and (f), 146.51, 250.041, 250.05 (5), (6) and (8), 252.23 (2) and (4) (a), 252.24 (2) and (4) (a), 254.176 (1) and (3) (intro.) and (a), 254.178 (1)(b), (2) (intro.) and (a) and (4), 254.20 (2) (d), (3) (a) and (b), (4), (6) and (7), 254.47 (1), (2m) and (3), 254.64 (1) (c) and (lp), 254.71 (2), (3) and (6) (c) and 255.08 (2) and (13) of the statutes (with respect to denying, not renewing, suspending or restricting a certificate, license, permit, registration or approval for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(2) **SOCIAL SECURITY NUMBERS ON CERTAIN REPORTS, VITAL RECORDS AND LICENSE APPLICATIONS.**

(a) **Divorce reports.** The treatment of section 69.17 of the statutes first applies to forms for reporting divorces that are supplied by the state registrar on the effective date of this paragraph.

(b) **Marriage license applications.** The treatment of section 765.09 (2) and (3) of the statutes first applies to marriage license applications that are received on the effective date of this paragraph.

(c) **Marriage documents.** The treatment of section 765.13 of the statutes first applies to marriage documents

issued from marriage license applications that are received on the effective date of this paragraph.

(3) **LABORATORY APPROVAL AND PERMIT DENIAL, RESTRICTION, LIMITATION AND SUSPENSION.** The treatment of section 343.305 (6) (e) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to laboratory approval and permit applications received by the department of health and family services on the effective date of this subsection and the treatment of section 343.305 (6) (e) of the statutes (with respect to denying, restricting, limiting or suspending a laboratory approval or permit for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(4) **LICENSE OR CERTIFICATION WITHHOLDING, SUSPENSION OR RESTRICTION FOR FAILURE TO PAY CHILD SUPPORT OR COMPLY WITH A SUBPOENA OR WARRANT.** The treatment of sections 48.66 (1), 48.69, 48.715 (6) and 48.72 of the statutes (with respect to denial of or refusal to renew a license for failure to pay expenses related to the support of a child or former spouse) first applies to applications received by the department of health and family services on the effective date of this subsection and (with respect to denial of or refusal to renew a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(5) **SOCIAL SECURITY NUMBERS ON LICENSE OR CERTIFICATION APPLICATIONS.** The treatment of section 48.66 (2) and (2m) of the statutes first applies to license or certification applications received by the department of health and family services on the effective date of this subsection.

SECTION 9326. Initial applicability; insurance.

(1) **SOCIAL SECURITY NUMBERS ON CERTAIN LICENSE APPLICATIONS OR RENEWALS.**

(a) *Application for agent's license.* The treatment of sections 628.04 (1) (intro) and (2), 628.09 (1) and 628.095 (1) and (2) of the statutes first applies to license applications that are received on the effective date of this paragraph.

(b) *Renewal of agent's license.* The treatment of sections 628.095 (3) and 628.10 (2) (d) of the statutes first applies to annual fees under section 601.3 l(1) (m) of the statutes that are payable on the effective date of this paragraph.

(c) *Application for viatical settlement provider's or broker's license.* The treatment of section 632.68 (2) (b) (intro.) and 2. and (4) (b) of the statutes first applies to license applications that are received on the effective date of this paragraph.

(d) *Renewal of viatical settlement provider's or broker's license.* The treatment of section 632.68 (2) (e) and (4) (c) of the statutes first applies to license renewals that occur on the effective date of this paragraph.

(e) *Application for administrator's license.* The treatment of section 633.14 (1) (d) of the statutes first applies to license applications that are received on the effective date of this paragraph.

(f) *Renewal of administrator's license.* The treatment of section 633.15 (1m) and (2) (a) (title), 1., 2. and 3. of the statutes first applies to license renewals that occur on the effective date of this paragraph.

(2) **REFUSAL TO ISSUE OR RENEW CERTAIN LICENSES FOR FAILURE TO PAY SUPPORT OR COMPLY WITH A SUBPOENA OR WARRANT.**

(a) *Issuance of agent's license and extension of temporary license.* The treatment of sections 628.09 (4) and 628.097 of the statutes first applies to license applications and applications for extensions of temporary licenses that are received on the effective date of this paragraph and (with respect to not issuing a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

(b) *Issuance of viatical settlement provider's or broker's license.* The treatment of section 632.68 (2) (bm), (c) and (cm) and (4) (bm) of the statutes first applies to license applications that are received on the effective date of this paragraph and (with respect to not issuing a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

(c) *Issuance of administrator's license.* The treatment of section 633.14 (2m) of the statutes first applies to license applications that are received on the effective date of this paragraph and (with respect to not issuing a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

(d) *Renewal of viatical settlement provider's or broker's license.* The renumbering and amendment of section 632.68 (3) and (5) of the statutes (with respect to renewing a license), the amendment of section 632.68 (3) (title) and (5) (title) of the statutes (with respect to renewing a license) and the creation of section 632.68 (3) (b) and (5) (b) of the statutes (with respect to renewing a license) first apply to license renewals that occur on the effective date of this paragraph and (with respect to refusing to renew a license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

(e) *Renewal of administrator's license.* The treatment of section 633.15 (2) (c) of the statutes (with respect to renewing a license) first apply to license renewals that occur on the effective date of this paragraph and (with respect to refusing to renew a license for failure to comply with a subpoena or warrant) first applies to failures to

comply with subpoenas or warrants that are issued on the effective date of this paragraph.

(3) SUSPENSION OF CERTAIN LICENSES FOR FAILURE TO COMPLY WITH A SUBPOENA OR WARRANT.

(a) *Agent's license.* The treatment of section 628.10 (2) (c) of the statutes (with respect to suspending or limiting a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

(b) *Viatical settlement provider's or broker's license.* The renumbering and amendment of section 632.68 (3) and (5) of the statutes (with respect to suspending or limiting a license for failure to comply with a subpoena or warrant), the amendment of section 632.68 (3) (title) and (5) (title) of the statutes and the creation of section 632.68 (3) (b) and (5) (b) of the statutes (with respect to suspending or limiting a license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

(c) *Administrator's license.* The treatment of section 633.15 (2) (c) of the statutes (with respect to suspending or limiting a license for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

SECTION 9336. Initial applicability; natural resources.

(1) **APPROVAL DENIALS FOR SUPPORT DELINQUENCY.** The treatment of sections 29.09 (1 lm), 29.1085 (3) (c) 1. and 2., 29.134 (3), 29.135 (3), 29.145 (1c) (intro.), 29.33 (2) (d), 29.521 (2) (a) and (c) 1., 29.544 (3), 29.574 (3), 29.575 (3) and 29.578 (4), (5) and (14) (am) and (b) (intro.) of the statutes (with respect to information required on applications and with respect to denial of applications) first applies to applications for issuing or renewing approvals that are received on the effective date of this subsection and (with respect to denial of or refusal to renew an approval for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(2) **LICENSE DENIAL FOR FAILURE TO PAY SUPPORT.** The treatment of sections 281.48 (3) (a) and (5) (b) and 299.08 of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications for initial or renewal licenses, registrations or certifications that are received on the effective date of this subsection and (with respect to denial of or refusal to renew a license, registration or certification for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

SECTION 9339. Initial applicability; public instruction.

(1) **LICENSE DENIAL, RESTRICTION AND SUSPENSION.**

(a) The treatment of section 118.19 (1r) (with respect to information required on applications and with respect to refusal to renew or revalidate a license or permit for failure to pay support) of the statutes first applies to applications for licenses or permits, for license or permit renewals or for license revalidations that are received on the effective date of this paragraph.

(b) **The treatment of sections 115.315 and 118.19 (1r) of the statutes (with respect to refusal to renew or revalidate a license or permit and with respect to license suspension or restriction for failure to comply with a subpoena or warrant) first applies to a failure to comply with a subpoena or warrant issued on, the effective date of this paragraph.**

SECTION 9341. Initial applicability; regulation and licensing.

(1) **DELINQUENCY IN PAYING SUPPORT.** The treatment of sections 440.03 (7) and (1 lm), 440.035 (5), 440.08 (2) (c), (2g) (title), (b) and (c) and (4) (a), 440.13 and 452.12 (6) (e) (intro.) of the statutes (with respect to information required on applications and with respect to the denial of applications) first applies to applications received by the department of regulation and licensing or a credentialing board on the effective date of this subsection.

(2) **FAILURE TO COMPLY WITH SUBPOENA OR WARRANT.** The treatment of sections 440.08 (4) (a), 440.13, 440.93 (2), 442.12 (7), 445.13 (2), 446.05 (2), 448.02 (3) (e), 449.07 (3), 452.12 (6) (e) (intro.), 459.10 (2) (a) (intro.), 459.34 (2m) (a) (intro.) and 480.24 (3) (intro.) of the statutes (with respect to restricting, limiting or suspending a credential or denying an application for issuance of an initial credential, reinstatement of an inactive license or renewal of a credential) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

SECTION 9348. Initial applicability; transportation.

(1) **LICENSE, PERMIT AND REGISTRATION DENIAL, RESTRICTION, LIMITATION AND SUSPENSION.** The treatment of sections 218.01 (2) (ie) and (3) (ag), 218.11 (2) (a) and (am), (6m) and (7) (a), 218.12 (2) (a) and (am), (3m) and (5), 218.21 (2) (ag) and (2m), 218.22 (3m) and (4) (a), 218.31 (1) (ag) and (1m), 218.32 (3m) and (4) (a), 218.41 (2) (a) and (am), (3m) and (4), 218.51 (3) (a) and (am), (4m) and (5) (a), 341.51 (4) (am), (4g) and (4m), 343.14 (2j), 343.305 (6) (e), 343.66 (6), 343.665, 343.675, 343.68 and 343.69 of the statutes (with respect to information required on applications and with respect to the denial of applications), the renumbering of sections 343.64 and 343.65 of the statutes (with respect to information required on applications and with respect to the denial of applications), the renumbering and amend-

ment of sections 343.61 (2) and 343.62 (2) of the statutes (with respect to information required on applications and with respect to the denial of applications) and the creation of 343.61 (2) (b), 343.62 (2) (b), 343.64 (2) and 343.65 (2) of the statutes (with respect to information required on applications and with respect to the denial of applications) first apply to license, permit and registration applications received by the department of transportation on the effective date of this subsection and the treatment of sections 218.01 (3) (ag), 218.11 (6m) and (7) (a) and (b), 218.12 (3m) and (5), 218.22 (3m) and (4) (a) and (b), 218.32 (3m) and (4) (a) and (b), 218.41 (3m), (4) and (5) (d), 218.51 (4m) and (5) (a) and (b), 341.51 (4m), 343.305 (6) (e), 343.345, 343.665, 343.675, 343.68 and 343.69 of the statutes (with respect to denying, restricting, limiting or suspending a license, permit or registration for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

SECTION 9349. Initial applicability; treasurer.

(1) LOG-RAISING PERMITS.

(a) *Applications.* The treatment of section 170.12 (3) (em) of the statutes, the renumbering of section 170.12 (8) of the statutes and the creation of section 170.12 (8) (b) of the statutes (with respect to information required on applications and with respect to the denial of applications) first apply to applications for the issuance or renewal of permits received on the effective date of this paragraph.

(b) *Compliance with subpoena or warrant.* The treatment of section 170.12 (3) (em) of the statutes, the renumbering of section 170.12 (8) of the statutes and the creation of section 170.12 (8) (b) of the statutes (with respect to denying, restricting or suspending a permit for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

SECTION 9355. Initial applicability; workforce development.

(1) SOCIAL SECURITY NUMBERS ON CERTAIN REPORTS, RECORDS AND JUDGMENTS.

(a) *Statements acknowledging paternity.* The treatment of section 69.15 (3) (d) of the statutes first applies to forms for statements acknowledging paternity that are prescribed by the state registrar on the effective date of this paragraph.

(b) *Judgments in actions affecting the family.* The treatment of section 767.37 (1) (a) of the statutes first applies to written judgments that are submitted to the court on the effective date of this paragraph.

(c) *Paternity determination reports.* The treatment of section 767.5 1 (2) of the statutes (with respect to requiring certain social security numbers) first applies to forms for reporting paternity determinations that are designated by the state registrar on the effective date of this paragraph.

(2) LICENSE, PERMIT OR CERTIFICATE WITHHOLDING, SUSPENSION OR RESTRICTION FOR FAILURE TO PAY CHILD SUPPORT OR COMPLY WITH A SUBPOENA OR WARRANT. The treatment of sections 102.17 (1) (c) and (cm), 103.005 (lo), 103.275 (2) (b) (intro.) and (bm) and (7) (b) and (c), 103.92 (3) and (6) and 104.07 (l), (2) and (5) of the statutes, the renumbering of section 103.91 (4) of the statutes, the renumbering and amendment of section 105.13 of the statutes and the creation of sections 103.91 (4) (b) and 105.13 (2) of the statutes (with respect to denial of or refusal to renew a certificate or license for failure to pay expenses related to the support of a child or former spouse) first apply to license, permit or certification applications received by the department of workforce development on the effective date of this subsection and (with respect to denial or refusal to renew a certificate or license for failure to comply with a subpoena or warrant) first apply to failures to comply with subpoenas or warrants that are issued on the effective date of this subsection.

(3) SOCIAL SECURITY NUMBERS ON LICENSE, PERMIT OR CERTIFICATION APPLICATIONS. The treatment of sections 102.17 (1) (cg), 103.275 (2) (bg), 104.07 (4) and 105.06 (lm) of the statutes, the renumbering and amendment of sections 103.91 (2) and 103.92 (1) of the statutes and the creation of sections 103.91 (2) (b) and 103.92 (1) (b) of the statutes first apply to license, permit or certification applications received by the department of workforce development on the effective date of this subsection.

(4) MISCELLANEOUS REVISIONS TO ACTIONS AFFECTING THE FAMILY. The treatment of sections 767.085 (1) (b) and 767.465 (lm) of the statutes first applies to actions affecting the family, including an action to enforce or modify a judgment or order in an action affecting the family previously granted, that are commenced on the effective date of this subsection.

(5) REPORTING GROSS INCOME WITH WITHHELD CHILD SUPPORT. The amendment of section 767.265 (3h) with respect to reporting gross income of the statutes first applies to child support payments withheld on the effective date of this subsection.

(6) ADDITIONAL SIGNATURES ON STATEMENTS ACKNOWLEDGING PATERNITY. The treatment of section 69.15 (3) (b) 3. of the statutes first applies to forms for the acknowledgement of paternity that are prescribed by the state registrar for use on the effective date of this subsection.

SECTION 9356. Initial applicability; other.

(1) CERTIFICATION, DECERTIFICATION OR RECERTIFICATION OF LAW ENFORCEMENT OFFICERS BY LAW ENFORCEMENT STANDARDS BOARD.

(a) The treatment of section 165.85 (3) (cm) and (3m) of the statutes (with respect to information required to be submitted with an application and with respect to the refusal to certify or recertify an individual for failure to pay support) first applies to applications for certification or

recertification received by the law enforcement standards board on the effective date of this paragraph.

(b) The treatment of section 165.85 (3) (cm) and (3m) of the statutes (with respect to the refusal to certify or recertify an individual or the decertification of an individual for failure to comply with a subpoena or warrant) first applies to failures to comply with subpoenas or warrants that are issued on the effective date of this paragraph.

SECTION 9400. Effective dates; general. Except as otherwise provided in SECTIONS 9401 to 9456 of this act, this act takes effect on the day after publication.

SECTION 9401. Effective dates; administration.

(1) **LICENSE DENIAL, RESTRICTION, LIMITATION AND SUSPENSION.** The treatment of sections 218.11 (2) (a) and (am), (6m) and (7) (a) and (b) and 218.12 (2) (a) and (am), (3m) and (5) of the statutes and SECTION 9301 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(2) **LICENSES.** The treatment of sections 227.03 (4m), 562.05 (1c), (5) (a) 9., (7) (am), (8) (d) and (8m) and 563.28 of the statutes and SECTION 9301 (2) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9404. Effective dates; agriculture, trade and consumer protection.

(1) **LICENSE DENIAL FOR FAILURE TO PAY SUPPORT.** The treatment of sections 93.06 (8), 93.11 (1), 93.135, 93.35 (10), 94.65 (3) (c) 1., 94.66 (8), 95.72 (2) (c) 5., 99.02 (1) and 127.17 (2) (a), (b), (c) 1., (d) and (e) 1. of the statutes and SECTION 9304 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9410. Effective dates; commerce.

(1) **LICENSE DENIAL, RESTRICTION AND SUSPENSION.** The treatment of section 101.02 (21) of the statutes and SECTION 93 10 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9418. Effective dates; ethics board.

(1) **DISCLOSURE OF SOCIAL SECURITY NUMBERS; NONISUANCE, NONACCEPTANCE AND SUSPENSION OF LICENSES AND REGISTRATIONS.** The treatment of sections 13.63 (l), 13.64 (1) (a) and (2) and 19.55 (2) (d) of the statutes and SECTION 9318 of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9419. Effective dates; financial institutions.

(1) **LICENSES AND LIABILITY FOR DELINQUENT SUPPORT.**

(a) **Licensed lenders.** The treatment of section 138.09 (3) (a) and (am) of the statutes, the renumbering of section 138.09 (lm) and (4) of the statutes, the creation of section 138.09 (lm) (b) and (4) (b) of the statutes and SECTION 9319 (1) (a) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(b) **Insurance premium finance companies.** The treatment of section 138.12 (3) (d), (4) (a) and (b) 4. and

6. and (5) (am) of the statutes and SECTION 9319 (1) (b) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(c) **Sellers of checks.** The treatment of sections 217.05 (intro.) and (lm), 217.06 (4) and (6) and 217.09 (lm) of the statutes, the renumbering of section 217.05 (1) to (4) of the statutes and SECTION 9319 (1) (c) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(d) **Sales finance companies.** The treatment of section 218.01 (2) (ig) and (3) (am) of the statutes and SECTION 93 19 (1) (d) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(e) **Adjustment service companies.** The treatment of section 218.02 (3) (e) and (9) (a) of the statutes, the renumbering and amendment of section 218.02 (2) (a) of the statutes, the renumbering of section 218.02 (6) of the statutes, the creation of section 218.02 (2) (a) 2. and (6) (b) of the statutes and SECTION 93 19 (1) (e) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(f) **Collection agencies, collectors and solicitors.** The treatment of section 218.04 (4) (a) and (am) and (5) (am) of the statutes, the renumbering and amendment of section 218.04 (3) (a) of the statutes, the creation of section 218.04 (3) (a) 2. of the statutes and SECTION 9319 (1) (f) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(g) **Community currency exchanges.** The treatment of section 218.05 (3) (am), (4) (c), (11) and (12) (title) and (am) of the statutes and SECTION 9319 (1) (g) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(h) **Mortgage bankers, loan originators and loan solicitors.** The treatment of sections 224.72 (2) (c), (5) (a) and (b) 1. and 2. and (7m) and 224.77 (6) of the statutes and SECTION 9319 (1) (h) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(i) **Broker-dealers, agents and investment advisers.** The treatment of sections 551.32 (1) (bm) and 551.34 (lm) of the statutes and SECTION 9319 (1) (i) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9422. Effective dates; health and family services.

(1) **SOCIAL SECURITY NUMBERS ON CERTAIN REPORTS, VITAL RECORDS AND LICENSE APPLICATIONS.** The treatment of sections 69.17, 765.09 (2) and (3) and 765.13 of the statutes and SECTION 9322 (2) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(2) **LICENSE OR CERTIFICATION WITHHOLDING, SUSPENSION OR RESTRICTION FOR FAILURE TO PAY SUPPORT.** The treatment of section 48.715 (6) of the statutes and SEC-

TION 9322 (4) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(3) **LABORATORY APPROVAL AND PERMIT DENIAL, RESTRICTION, LIMITATION AND SUSPENSION.** The treatment of section 343.305 (6) (e) of the statutes and SECTION 9322 (3) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(4) **CERTIFICATE, LICENSE, PERMIT, REGISTRATION AND APPROVAL DENIAL, NONRENEWAL, SUSPENSION OR RESTRICTION.** The treatment of sections 49.45 (2) (a) ll., 49.48, 146.50 (5) (a), (b) and (g), (6) (a) (intro.), (b) 1. and (c) (intro.), (6g) (a), (7) and (8) (a), (b), (c) and (f), 146.51, 250.041, 250.05 (5) and (6), 252.23 (2) and (4) (a), 252.24 (2) and (4) (a), 254.176 (1) and (3) (intro.) and (a), 254.178 (1) (b), (2) (intro.) and (a) and (4), 254.20 (2) (d), (3) (a) and (b), (4) and (7), 254.47 (1), (2m) and (3), 254.64 (1) (c) and (lp), 254.71 (2), (3) and (6) (c) and 255.08 (2) and (13) of the statutes and SECTION 9322 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9426. Effective dates; insurance.

(1) **SOCIAL SECURITY NUMBERS ON LICENSE APPLICATIONS.** The treatment of sections 628.095, 632.68 (2) (b) (intro.) and 2., (bc) and (e) and (4) (b), (bc) and (c), 633.14 (1) (d) and (2c) and 633.15 (lm) and (2) (a) (title), 1., 2. and 3. of the statutes and SECTION 9326 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(2) **LICENSE WITHHOLDING, SUSPENSION OR RESTRICTION FOR FAILURE TO PAY SUPPORT OR COMPLY WITH A SUBPOENA OR WARRANT.** The treatment of sections 628.04 (1) (intro.) and (2), 628.09 (1) and (4), 628.097, 628.10 (2) (c) and (d), 632.68 (2) (bm), (c) and (cm) and (4) (bm), 633.14 (2m) and 633.15 (2) (b) 1. (intro.) and (c) of the statutes, the renumbering and amendment of section 632.68 (3) and (5) of the statutes, the amendment of section 632.68 (3) (title) and (5) (title) of the statutes, the creation of section 632.68 (3) (b) and (5) (b) of the statutes and SECTION 9326 (2) and (3) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9436. Effective dates; natural resources.

(1) **APPROVAL. DENIALS FOR SUPPORT DELINQUENCY.** The treatment of sections 29.09 (llm), 29.1085 (3) (c) 1. and 2., 29.134 (3), 29.135 (3), 29.145 (lc) (intro.), 29.33 (2) (d), 29.521 (2) (a) and (c) 1., 29.544 (3), 29.573 (2), 29.574 (3), 29.575 (3) and (4), 29.578 (4), (5), (11) and (14) (am) and (b) (intro.) and 29.585 (1) and (3) of the statutes and SECTION 9336 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(2) **LICENSE DENIAL FOR FAILURE TO PAY SUPPORT.** The treatment of sections 280.13 (4), 281.48 (3) (a) and (5) (b) and 299.08 of the statutes and SECTION 9336 (2) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9439. Effective dates; public instruction.

(1) **LICENSE DENIAL, RESTRICTION AND SUSPENSION.** The treatment of sections 115.315 and 118.19 (lr) of the statutes and SECTION 9339 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9441. Effective dates; regulation and licensing.

(1) **DELINQUENCY IN PAYING SUPPORT.** The treatment of sections 440.03 (7) and (llm), 440.035 (5), 440.08 (2) (c) and (2g) (title), (b) and (c), 448.02 (3) (e), 459.10 (2) (a) (intro.), 459.34 (2m) (a) (intro.) and 480.24 (3) (intro.) of the statutes and SECTION 9341 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9448. Effective dates; transportation.

(1) **LICENSE, PERMIT AND REGISTRATION DENIAL, RESTRICTION, LIMITATION AND SUSPENSION.** The treatment of sections 218.01 (2) (ie) and (3) (ag), 218.21 (2) (ag) and (2m), 218.22 (3m) and (4) (a) and (b), 218.31 (1) (ag) and (lm), 218.32 (3m) and (4) (a) and (b), 218.41 (2) (a) and (am), (3m), (4) and (5) (d), 218.51 (3) (a) and (am), (4m) and (5) (a) and (b), 341.51 (4) (am), (4g) and (4m), 343.14 (2j), 343.345, 343.66 (6), 343.665, 343.675, 343.68 and 343.69 of the statutes, the renumbering and amendment of sections 343.61 (2) and 343.62 (2) of the statutes, the creation of sections 343.61 (2) (b), 343.62 (2) (b), 343.64 (2) and 343.65 (2) of the statutes and SECTION 9348 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9449. Effective dates; treasurer.

(1) **LOG-RAISING PERMITS.** The treatment of section 170.12 (3) (em) of the statutes, the renumbering of section 170.12 (8) of the statutes, the creation of section 170.12 (8) (b) of the statutes and SECTION 9349 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9455. Effective dates; workforce development.

(1) **SOCIAL SECURITY NUMBERS ON CERTAIN REPORTS, RECORDS AND JUDGMENTS.** The treatment of sections 69.15 (3) (d), 767.37 (1) (a) and 767.51 (2) (by SECTION 476) of the statutes and SECTION 9355 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(2) **LICENSE, PERMIT OR CERTIFICATE WITHHOLDING, SUSPENSION OR RESTRICTION FOR FAILURE TO PAY SUPPORT.**

The treatment of sections 102.17 (1) (c) and (cm), 103.005 (10), 103.275 (2) (b) (intro.) and (bm) and (7) (b) and (c), 103.92 (3) and (6) and 104.07 (1), (2) and (5) of the statutes, the renumbering of section 103.91 (4) of the statutes, the renumbering and amendment of section 105.13 of the statutes, the creation of sections 103.91 (4) (b) and 105.13 (2) of the statutes and SECTION 9355 (2)

of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(3) **SOCIAL SECURITY NUMBERS ON LICENSE, PERMIT OR CERTIFICATE APPLICATIONS.** The treatment of sections 102.17 (1) (cg), 103.275 (2) (bg), 104.07 (4) and 105.06 (1m) of the statutes, the renumbering and amendment of sections 103.91 (2) and 103.92 (1) of the statutes, the creation of sections 103.91 (2) (b) and 103.92 (1) (b) of the statutes and SECTION 9355 (3) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

(4) **FINANCIAL RECORD MATCHING PROGRAM AND CHILD SUPPORT LIENS.** The treatment of sections 20.445 (1) (L), 25.17 (1) (tm), 49.853, 49.854, 224.092, 224.093 and 224.40 and chapter 224 (title) of the statutes, the renumbering of subchapter II of chapter 224 of the statutes and the creation of sections 20.445 (3) (k) and (r) and 25.68 and subchapter II (title) of chapter 224 of the statutes take effect on April 1, 1998.

(5) **CENTRALIZED RECEIPT AND DISBURSEMENT OF CHILD SUPPORT.** The repeal and recreation of sections 20.445 (3) (k) and (r) and 25.68 of the statutes takes effect on the date stated in the notice published by the department of workforce development in the Wisconsin Administrative Register under section 767.29 (1) (f) of the statutes, as created by 1997 Wisconsin Act 27, or on October 1, 1999, whichever is earlier.

(6) **MODIFICATIONS RELATED TO CENTRALIZED RECEIPT AND DISBURSEMENT.** The amendment of sections 767.027 (1) (b) and 767.263 (2) of the statutes and the repeal and recreation of sections 767.25 (6) (intro.), 767.261 (intro.), 767.263 (1), 767.265 (1), (2r), (3h) and (6) (a) and (b), 767.29 (1m) (intro.), 767.51 (5p) (intro.) and 767.62 (4) (b) 3. a. (by SECTION 489) and (g) (intro.) (by SECTION 490) of the statutes take effect on the date stated in the no-

notice published by the department of workforce development in the Wisconsin Administrative Register under section 767.29 (1) (f) of the statutes, or on October 1, 1999, whichever is earlier.

(7) **NOTIFICATION TO NEW EMPLOYER OF PARENT'S OBLIGATION TO PROVIDE HEALTH CARE COVERAGE FOR A CHILD.** The treatment of sections 767.25 (4m) (d) 2. and 2m. and (f) and 767.51 (3m) (d) 2. and 2m. and (f) of the statutes takes effect on April 1, 1998.

(8) **VOLUNTARY ACKNOWLEDGMENT OF PATERNITY.** The treatment of sections 20.921 (2) (a), 48.02 (13), 48.42 (4) (b) 2., 48.837 (4) (e), 48.91 (2), 49.25 (3) (a) 8., 66.184, 69.15 (3) (b) 3. and (3m), 69.22 (5) (a) 3., 102.27 (2) (a), 120.13 (2) (g), 565.30 (5m), 632.897 (10) (a) 3., 767.045 (1) (c) (intro.), 767.078 (1) (a) 1. and (2), 767.253, 767.254 (2) (intro.), 767.265 (4) and (6) (c), 767.27 (2m), 767.295 (2) (a) (intro.) and (c), 767.30 (1), 767.303 (1), 767.305, 767.32 (1) (b) 4., (2m) and (2s), 767.45 (1) (c) and (k), (5m), (6m) and (6p), 767.458 (3), 767.466 (intro.), 767.62 (by SECTION 488), 802.12 (3) (d) 1. and 3., 808.075 (4) (d) 9., 10. and 11., 852.05 (2) and 938.02 (13) of the statutes, the amendment of sections 767.265 (1), (3h) and (6) (a) and (b) and 767.29 (1m) (intro.) of the statutes and SECTION 9355 (6) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.

SECTION 9456. Effective dates; other.

(1) **CERTIFICATION, DECERTIFICATION OR RECERTIFICATION OF LAW ENFORCEMENT OFFICERS BY LAW ENFORCEMENT STANDARDS BOARD.** The treatment of section 165.85 (3) (c) and (cm), (3m) and (4) (d) and (f) of the statutes and SECTION 9356 (1) of this act take effect on April 1, 1998, or on the day after publication, whichever is later.