

1999 DRAFTING REQUEST

Senate Joint Resolution

Received: **03/17/99**

Received By: **rmarchan**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **julie**

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

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **Memorials - Congress to**

Extra Copies: **PJD
MGG**

Pre Topic:

No specific pre topic given

Topic:

Memorializing congress to allow states to track child support payment by method other than social security number.

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 03/23/99	jgeller 03/23/99		_____			
/1			jfrantze 03/24/99	_____	lrb_docadmin 03/24/99	lrb_docadmin 03/25/99	

FE Sent For:

<END>

1999 DRAFTING REQUEST

Senate Joint Resolution

Received: **03/17/99**

Received By: **rmarchan**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **julie**

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

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **Memorials - Congress to**

Extra Copies: **PJD
MGG**

Pre Topic:

No specific pre topic given

Topic:

Memorializing congress to allow states to track child support payment by method other than social security number.

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 03/23/99	jgeller 03/23/99		_____			
/1			jfrantze 03/24/99	_____	lrb_docadmin 03/24/99		

FE Sent For:

<END>

1999 DRAFTING REQUEST

Senate Joint Resolution

Received: 03/17/99

Received By: **rmarchan**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **julie**

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

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **Memorials - Congress to**

Extra Copies: **PJD
MGG**

Pre Topic:

No specific pre topic given

Topic:

Memorializing congress to allow states to track child support payment by method other than social security number.

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	1 3/23 jlg	3/23 Jb	3/24 Jb / Hl			

FE Sent For:

<END>

Relating to: the federal Social Security Act (42 USCS Sec. 405) of 1997.

Whereas, the U.S. Congress passed the social security act of 1997 on **** including a section addressing the states collection of child support; and

Whereas, the federal social security act included instructions authorizing the states to collect the social security number of any and all who apply for a state license, including a state hunting or fishing license, and to use this information to better collect delinquent child support payments; and

Whereas; penalty for non-compliance would be the loss of over \$370 million dollars in federal TANF and federal child support funds; and

Whereas; the U.S. Congress gave no options for a state compliance other than to mandate that the social security number be required for all licenses; and

Whereas; the U.S. Congress makes the inherent assumption that the states do not have a current adequate system for collection of delinquent support; and

Whereas; an individuals social security number should not be used as a means of identification unless absolutely necessary; and

Whereas; delinquent child support collection rates have little or no correlation to the social security number requirement, instead diligent investigation efforts within the state means better collection; and

therefore be it Resolved by the Senate and concurred by the Assembly, That the Wisconsin Legislature requests the US Congress reconsider the requirement of the Social Security Act of 1997 that the states implement mandatory release of an individuals social security number before eligibility for a state license, and urge the U.S Congress to allow states to increase collection of delinquent child support payments through other means by allowing states other options for compliance with the federal law without financial penalty; and,

be it further Resolve that the Senate Chief Clerk shall provide a copy of this resolution to the President of the United States, the Speaker of the U.S. House of Representatives, the majority leader of the U.S. Senate and each member of Wisconsin's congressional delegation.



State of Wisconsin
1999 - 2000 LEGISLATURE

1
LRB-2518

RJM:...

SOON

JLg

~~PRELIMINARY DRAFT NOT READY FOR INTRODUCTION~~

PMNR

1999 SENATE JOINT RESOLUTION

1 **Relating to:** urging [✓] Congress to enact legislation that would allow states to increase
2 collection of child support through means other than requiring an individual to
3 provide his or her social security number as a condition of obtaining certain
4 licenses.

5 Whereas, in 1996 Congress passed and the ^{plain} President signed the ^{federal} Personal
6 Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA); and

7 Whereas, PRWORA contained numerous provisions intended to strengthen
8 state laws relating to collection of child support; and

9 Whereas, PRWORA requires states to implement procedures under which the
10 state may withhold, suspend or restrict the use of driver's licenses, professional and
11 occupational licenses and recreational licenses, including hunting and fishing
12 licenses, of individuals owing [✓] past-due child support or failing, after receiving
13 appropriate notice, to comply with [✓] subpoenas or warrants relating to paternity or
14 child support proceedings; and

1 Whereas, the mechanism for enforcement under PRWORA is an individual's
2 social security number; and

3 Whereas, these procedures for the use of an individual's social security number
4 do not ensure adequate state collection of child support; rather, diligent investigation
5 efforts within the state result in increased collections; and

6 Whereas, in requiring these procedures for the use of an individual's social
7 security number, Congress has assumed that each state does not have a current
8 adequate system for collecting child support; and

9 Whereas, an individual should not be required to disclose his or her social
10 security number unless absolutely necessary; and

11 Whereas, 1997 Wisconsin Acts 27 and 191 implemented these procedures for
12 the use of an individual's social security number to comply with PRWORA; and

13 Whereas, the failure of Wisconsin to implement these procedures for the use of
14 an individual's social security number would have resulted in the loss of
15 approximately ^{\$370,000,000}~~\$370 million~~ in federal funding; ✓ now, therefore, be it

16 *Resolved by the* ✓ *senate, the assembly concurring, That* ✓ the Wisconsin
17 legislature urges ~~the~~ Congress to enact legislation that would remove the
18 requirement that states use an individual's social security number to collect child
19 support and that would allow states to increase collection of child support through
20 other means without financial penalty; ✓ and, be it further

21 *Resolved, That* ✓ the ✓ senate chief clerk shall send copies of this joint resolution
22 to the President, ✓ the ✓ speaker of the U.S. ✓ House of Representatives, the majority
23 leader of the U.S. ✓ Senate and all of the members of the congressional delegation from
24 this state.

25

(END) ✓

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 3/24/99

To: Senator Erpenbach

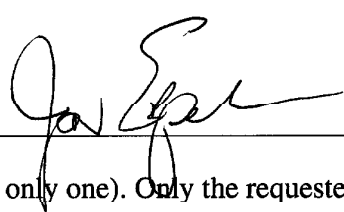
Relating to LRB drafting number: LRB-2518

Topic

Memorializing congress to allow states to track child support payment by method other than social security number.

Subject(s)

Memorials - Congress to

1. **JACKET** the draft for introduction _____ 

in the **Senate** or the **Assembly** _____ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Robert J. Marchant, Legislative Attorney
Telephone: (608) 261-4454