

**1999 DRAFTING REQUEST**

**Bill**

Received: **01/5/99**

Received By: **gibsom**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Grinde**

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

Drafter: **gibsom**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - fish and game**

Extra Copies:

**Topic:**

DOA:.....Grinde - Approval list sales by department of natural resources

**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>
/1	gibsom 01/12/99	ptellez 01/12/99	ismith 01/13/99	_____	lrb_docadmin 01/13/99		State
/2	gibsom 01/28/99	ptellez 01/28/99	jfrantze 01/28/99	_____	lrb_docadmin 01/28/99		State
/3	gibsom 01/28/99	ygeller 01/28/99	ismith 01/29/99	_____	gretskl 01/29/99		State
/4	gibsom 02/2/99	ygeller 02/2/99	jfrantze 02/3/99	_____	lrb_docadmin 02/3/99		State
/5	gibsom 02/8/99		jfrantze 02/9/99	_____	lrb_docadmin 02/9/99		State

FE Sent For:

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/4	gibsom 02/2/99	ygeller 02/2/99	jfrantze 02/3/99	_____	lrb_docadmin 02/3/99		State

FE Sent For:

15 3/8 jlg  
 6/2/99  
 J/hh  
 3/9  
 <END>

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FE Sent For:

*A 2/2 jg* *2/2* *2/2*  
 2/2  
 <END>

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Received: **01/5/99**

Received By: **gibson**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Grinde**

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

Drafter: **gibson**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - fish and game**

Extra Copies:

**Topic:**

DOA:.....Grinde - Approval list sales by department of natural resources

**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>
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/2	gibson 01/28/99	ptellez 01/28/99	jfrantze 01/28/99	_____	lrb_docadmin 01/28/99		State

FE Sent For:

*1/31/99 JG*

*IS  
1/29/99*

*IS/HH  
1/29/99  
<END>*

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Identical to LRB:

For: **Administration-Budget**

By/Representing: **Grinde**

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/1	gibsom 01/12/99	ptellez 01/12/99	ismith 01/13/99	_____	lrh_docadmin 01/13/99		State

FE Sent For: *1/2 pt 1/28/99*  
*2 jlg 1/28* *Jo 1/28* *Jo KM*  
*<END>*  
*1/28*

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1?	gibsom	1/1 pgt 1/12/99 1/1 jlg/k	IS 1/3/99	IS/HP 1/3/99			


FE Sent For:

<END>

**CORRESPONDENCE MEMORANDUM**STATE OF WISCONSIN  
Department of Administration

**Date:** December 31, 1998

**To:** Steve Miller  
Chief, Legislative Reference Bureau

**From:** Kirsten Grinde   
Policy and Budget Analyst, State Budget Office

**Subject:** FY 1999-2001 Budget Statutory Language Proposal

The following is an additional statutory language proposal for the FY1999-2001 biennial budget. I have indicated my priority ranking below.

The intent of this request is to allow the Department of Natural Resources to charge a fee above the cost of reproduction for automated license issuing system-generated lists of persons to whom approvals have been issued.

Proposed statutory language changes and background information are attached.

<u>Issue</u>	<u>Status</u>	<u>Analyst</u>	<u>Priority</u>
Sale of Approval Lists	Proposal attached	Kirsten	High

If you have any questions, please contact me at 266-7973.

cc: Dave Schmiedicke



**1999-2001 Statutory Language Proposals**

Division: Customer Assistance and External Relations

Bureau: Customer Service and Licensing

Issue/Topic: Permit DNR to Sell License Lists from the Automated Licensing System

Proposed Change: Amend s. 23.165 to include the sale of lists of persons who have been issued approvals under chapter 29 from the automated license issuance system (ALIS). Allow the Department to charge a fee that is consistent with fees charged on the private market for lists of equivalent quality and allow the Department to use all revenues collected to help support operation of the ALIS system. In recognition of the need to protect customer privacy, specify that no list sold shall contain customer phone numbers or the names and addresses of customers under the age of 18. Finally, in recognition of customer preference, require the Department to offer customers an opportunity to remove their names from any lists sold under s. 23.165. (A preliminary draft is attached.)

Explanatory Note: The ALIS system will create for the first time an accurate and complete list of all DNR customers who purchase recreational licenses and permits under chapter 29. These lists have substantial value on the private market, and DNR contacts with other states with automated licensing systems indicate that list sales generate significant revenue. The Department also has contacted the list broker who handles buying and selling of lists for the Lands End Company, and this broker estimated that DNR could collect between \$100,000 and \$150,000 annually. This revenue is essential to help fund the ALIS system and relieve some of the pressure on the Fish and Wildlife Account. It also provides a valid alternative funding source because businesses will potentially be able to increase profits when using DNR information. The alternative is to leave current statutory language intact and meet the anticipated increase in demand at the current minimal charges.

Desired Effective Date: Upon passage of the budget

Contact Person: Joy Stewart 266-2159

**23.165. Promotional activities; other publications and lists.** (1) PUBLICATIONS. The department may produce, issue, reprint and sell publications not published on a periodic basis that pertain to fish and game, forests, parks, environmental quality and other similar subjects of general information.

(1m) PHOTOGRAPHS, SLIDES, VIDEOTAPES, ARTWORK. The department may produce, issue, reprint and sell photographs, slides, videotapes, and artwork if they pertain to fish and game, forests, parks, environmental quality and other similar subjects of general information.

(2) ADVERTISING SPACE. The department may advertise and sell advertising space in its publications. Any advertising shall be consistent with the goals, purposes and functions of the department.

(3) PROMOTIONAL ACTIVITIES. The department may promote, through the sale of merchandise or otherwise, advertise or otherwise publicize department programs, department publications, and all properties, lands, facilities, waterways, projects and other areas subject to the jurisdiction or control of the department. The promotion, advertising and publicizing shall be consistent with the goals, purposes and functions of the department.

(4) SUBSCRIBER LISTS. Notwithstanding s. 19.35, the department may refuse to reveal names and addresses of persons on any publication subscriber list. The department may charge a fee to recover the actual costs for providing or for the use of a publication subscriber list. No person who obtains or uses a publication subscriber list from the department may refer to the department or the publication as the source of names or addresses unless the person clearly indicates that the provision of or permission to use the subscriber list in no way indicates the department's knowledge, involvement, approval, authorization or connection with the person or the person's activities.

*what is it?*

(4m) LICENSEE AND APPROVAL LISTS. The department may produce and sell lists of the persons who have been issued approvals under chapter 29. ~~Notwithstanding s. 19.35, the department shall refuse to reveal the identifying information of any person to whom an approval is issued under chapter 29 if requested by such person. The department may refuse to reveal the telephone number, drivers license number and department identification number of any person who has been issued an approval under chapter 29 and the identifying information of any person under 18 years of age. The department may charge a fee for providing such identifying information. No person who obtains or uses the identifying information provided by the department may refer to the department as the source of the identifying information unless the person clearly indicates that the provision of or permission to use the identifying information in no way indicates the department's knowledge, involvement, approval, authorization or connection with the person or the person's activities. "Identifying information" means name, address or demographic information.~~ *age, sex*

*name address list*

*No*

*is this demog. info?*

*license #? SSN?*

(5) COSTS. Notwithstanding ss. 20.908 and 35.78 (2), any price set or fee charged by the department in selling a publication, photograph, slide, videotape, artwork, list or promotional merchandise shall be at least equal to the amount necessary to cover the production, promotional, storage, handling, collection and distribution costs of the publication, photograph, slide, videotape, artwork, list or promotional merchandise.

(5m) USE OF MONEYS. The department shall use the moneys collected under this section for the costs specified in sub. (5). If the moneys collected under this section exceed the amount necessary for the costs specified in sub. (5), the department shall use the excess from sales of licensee and approval lists to support the fish and wildlife licensing program and the excess from all other sales for educational and informational activities concerning conservation and the environment. Any fees collected under subsection (4m) shall be deposited in the conservation fund and credited to the appropriation account under s. 20.370(9)(mu).

*2020537 exp. appropriation including sales & services*

*(9)(hu)*

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**(6) REPORT TO LEGISLATURE.** The department shall annually submit a report concerning the activities, receipts and disbursements under this section for the preceding fiscal year to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172(3).

## Gibson-Glass, Mary

---

**From:** StewaJ@mail01.dnr.state.wi.us  
**Sent:** Monday, January 11, 1999 11:05 AM  
**To:** Gibson-Glass, Mary  
**Cc:** kirsten.grinde@doa.state.wi.us; StewaJ@mail01.dnr.state.wi.us;  
AndryT@mail01.dnr.state.wi.us  
**Subject:** Questions on the Statutory Language Draft for ALIS License List S ales



License Sales  
Language for Ali..

I followed up with Tim A. after your call this morning. He came over and we reviewed the draft you are looking at.

First, to answer your question, the exclusions under s. 23.165(4m) in the draft do apply to the open records law, so you were correct.

Also we discovered that when I sent over our original drafting request, I had failed to include one edit in section (4m) that Tim had asked me to make which may have added to the confusion. So I made that change plus Tim added a couple edits that make help make it clearer.

Here is the changed draft. The only changes compared to what you have are made in Section (4m).

<<License Sales Language for Alis W95.doc>>

**23.165. Promotional activities; other publications and lists.** (1) PUBLICATIONS. The department may produce, issue, reprint and sell publications not published on a periodic basis that pertain to fish and game, forests, parks, environmental quality and other similar subjects of general information.

(1m) PHOTOGRAPHS, SLIDES, VIDEOTAPES, ARTWORK. The department may produce, issue, reprint and sell photographs, slides, videotapes, and artwork if they pertain to fish and game, forests, parks, environmental quality and other similar subjects of general information.

(2) ADVERTISING SPACE. The department may advertise and sell advertising space in its publications. Any advertising shall be consistent with the goals, purposes and functions of the department.

(3) PROMOTIONAL ACTIVITIES. The department may promote, through the sale of merchandise or otherwise, advertise or otherwise publicize department programs, department publications, and all properties, lands, facilities, waterways, projects and other areas subject to the jurisdiction or control of the department. The promotion, advertising and publicizing shall be consistent with the goals, purposes and functions of the department.

(4) SUBSCRIBER LISTS. Notwithstanding s. 19.35, the department may refuse to reveal names and addresses of persons on any publication subscriber list. The department may charge a fee to recover the actual costs for providing or for the use of a publication subscriber list. No person who obtains or uses a publication subscriber list from the department may refer to the department or the publication as the source of names or addresses unless the person clearly indicates that the provision of or permission to use the subscriber list in no way indicates the department's knowledge, involvement, approval, authorization or connection with the person or the person's activities.

(4m) LICENSEE AND APPROVAL LISTS. <sup>shall</sup> The department may produce and sell lists of the persons who have been issued approvals under chapter 29. Notwithstanding s. 19.35, the department shall refuse to reveal the identifying information of any person to whom an approval is issued under chapter 29 if requested by such person or if the person is under 18 years of age. The department may charge a fee for providing identifying information of other persons. The department may refuse to reveal the telephone number, drivers license number and department identification number of any person who has been issued an approval under chapter 29. No person who obtains or uses the identifying information provided by the department may refer to the department as the source of the identifying information unless the person clearly indicates that the provision of or permission to use the identifying information in no way indicates the department's knowledge, involvement, approval, authorization or connection with the person or the person's activities. "Identifying information" means name, address or demographic information.

(5) COSTS. Notwithstanding ss. 20.908 and 35.78 (2), any price set or fee charged by the department in selling a publication, photograph, slide, videotape, artwork, list or promotional merchandise shall be at least equal to the amount necessary to cover the production, promotional, storage, handling, collection and distribution costs of the publication, photograph, slide, videotape, artwork, list or promotional merchandise.

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State of Wisconsin  
1999 - 2000 LEGISLATURE

RMR  
LRB-1578/§1  
MGG.f.g.t....  
+  
jlg

(soon) D-Note

DOA:.....Grinde – Approval list sales by department of natural resources  
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT <sup>No gen. cat.</sup> ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

NATURAL RESOURCES ✓  
FISH, GAME AND WILDLIFE ✓ } information about

Under current law, state agencies, including the department of natural resources (DNR), must release certain information to a third party upon that party's request. This bill limits this requirement as it applies to holders of fish and game licenses, stamps and other approvals (approval holders) as follows:

1. DNR may not release any information about approval holders who are under the age of 18 or about approvals holders who request that DNR not release any such information.
2. DNR may release the names, addresses and demographic information about all other approval holders. The department may produce and sell lists of the names and addresses of these approval holders.
3. DNR may not release telephone numbers, driver's license numbers or approval numbers or identification numbers given to approval holders by DNR under any circumstances.

The bill prohibits any person using information about approval holders from referring to DNR as the information's source unless the person states that the use of the information does not indicate DNR's approval or connection with the person's activities.

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

delete extra space

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

1 SECTION 1. 20.370 (9) (hu) of the statutes is amended to read:

2 20.370 (9) (hu) *Handling fees*. All moneys received under s. ss. 29.242 and  
3 29.556 for the handling of approvals by the department under s. 29.566 production  
4 and other costs for approval lists produced under s. 29.242 and for licensing and aids  
5 administration.

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 287d to 356, 3202 (26) (a), (39) (a), (c), (dm), (f); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248.

Fix component

6 SECTION 2. 23.16 (3) of the statutes is amended to read:

7 23.16 (3) SUBSCRIBER LISTS. <sup>(intro.)</sup> The department may refuse to reveal names and  
8 addresses of persons on any magazine or periodical subscriber list. The department  
9 may charge a fee to recover the actual costs for providing or for the use of any  
10 magazine or periodical subscriber list. No person who obtains or uses any magazine  
11 or periodical subscriber list from the department may refer to the department, the  
12 magazine or the periodical as the source of names or addresses unless the person  
13 clearly indicates states that the provision of, or permission to use, the subscriber list  
14 in no way indicates the any of the following:

renumbered 23.16 (3) (intro.) and

15 plain

(a) The department's knowledge, involvement, approval, authorization or  
16 connection with the person or the person's activities.

History: 1975 c. 224; 1977 c. 418; 1979 c. 221; 1981 c. 335 s. 26; 1983 a. 27; 1989 a. 31 ss. 650km, 650L, 684c, 684e, 684i; Stats. 1989 s. 23.16; 1991 a. 39; 1997 a. 248.

17 SECTION 3. 23.16 (3) (b) of the statutes is created to read:



1           23.16 (3) (b) The department's knowledge, approval or authorization of the  
2 person's activities.

renumbered 23.165(4)(intro.) and

3           **SECTION 4.** 23.165 (4) of the statutes is amended to read:

4           23.165 (4) **SUBSCRIBER LISTS.** (intro.) Notwithstanding s. 19.35, the department may  
5 refuse to reveal names and addresses of persons on any publication subscriber list.

6           The department may charge a fee to recover the actual costs for providing or for the  
7 use of a publication subscriber list. No person who obtains or uses a publication  
8 subscriber list from the department may refer to the department or the publication  
9 as the source of names or addresses unless the person clearly indicates states that  
10 the provision of, or permission to use, the subscriber list in no way indicates the any  
11 of the following:

12           (a) The department's knowledge, involvement, ~~approval, authorization~~ or  
13 connection with the person or the person's activities.

History: 1989 a. 31; 1991 a. 39.

14           **SECTION 5.** 23.165 (4) (b) of the statutes is created to read:

15           23.165 (4) (b) The department's knowledge, approval or authorization of the  
16 person's activities.

17           **SECTION 6.** 29.24<sup>2</sup> of the statutes is created to read:

18           **29.242 Release of information regarding license holders; sale of**  
19 **approval lists.** (1) **DEFINITION** <sup>s</sup> In this section:

20           (a) "Approval holder" means a person who has been issued an approval under  
21 this chapter.

22           (b) "Demographic information" includes age and gender.

23           (c) "Other identifying information" means information collected by the  
24 department for issuing approvals under this chapter and includes a person's

1 telephone number, driver's license number and identification number given by the  
2 department to that person for the purpose issuing approvals.

3 (2) NAMES; ADDRESSES APPROVAL LISTS. (a) Except as provided in par. (b), the  
4 department may reveal the names and addresses and demographic information of  
5 approval holders. The department may produce and charge a fee for lists of the  
6 names and addresses of these approval holders.

7 (b) Notwithstanding s. 19.35, the department may not reveal any of the  
8 following:

9 1. The name, address or demographic information of an approval holder upon  
10 the request of the approval holder.

11 2. The name, address or demographic information of a person under the age of  
12 18.

13 (3) OTHER IDENTIFYING INFORMATION. (a) Notwithstanding s. 19.35, the  
14 department may not reveal other identifying information of any approval holder.

15 (4) FEES. Notwithstanding ss. ~~20.908~~<sup>20.908</sup> and 35.78 (2), any fee charged by the  
16 department under sub. (2) shall be at least equal to the amount necessary to cover  
17 the actual costs of producing, collecting, storing, handling and distributing the lists.

18 (5) DISCLAIMERS. No person who obtains or uses information provided by the  
19 department under sub. (2) may refer to the department as the source of the  
20 information unless the person clearly states that the provision of, or the permission  
21 to use, the information in no way indicates any of the following:

22 (a) The department's involvement or connection with the person or the person's  
23 activities.

24 (b) The department's knowledge, approval or authorization of the person's  
25 activities.

1           (6) USE OF MONEYS. Any fees collected under sub. (4) shall be deposited in the  
2 conservation fund and credited to the appropriation account under s. 20.370 (9) (hu).

3           (7) REPORT TO LEGISLATURE. The department shall annually submit a report  
4 concerning the activities, receipts and disbursements under this section for fiscal

5 year 1999–2000, and each fiscal year thereafter, to the chief clerk of each house of

6 the legislature for distribution to the appropriate standing committees under s. 13.172

7 (3).

8

(END)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1578<sup>1</sup>dn  
MGG.p.g.T....

↓  
jlg

1. I realize that this draft may not totally reflect DNR's intent, but please use this as a preliminary draft for further changes.
2. This draft only allows DNR to charge fees for approval lists. OK?
3. I did some clean-up drafting in ss. 23.16(3) and 23.165 (4) because the sentences were confusing and grammatically incorrect.

Mary Gibson-Glass  
Senior Legislative Attorney  
267-3215

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1578/1dn  
MGG:pgt&jlg:ijs

January 13, 1999

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Senior Legislative Attorney  
267-3215

## Gibson-Glass, Mary

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**From:** StewaJ@mail01.dnr.state.wi.us  
**Sent:** Wednesday, January 27, 1999 10:39 AM  
**To:** Gibson-Glass, Mary; Grinde, Kirsten  
**Cc:** StewaJ@mail01.dnr.state.wi.us; FelkeS@mail01.dnr.state.wi.us;  
DavisM@mail01.dnr.state.wi.us  
**Subject:** Feedback on Draft 1578/1; Sales of License Lists

Mary, I know that you wanted feedback by phone so you have a person you can talk to directly and ask questions. The main function of this e-mail is to make sure that I give the same info to both you and Kirsten. I tried to call you this AM and discovered that you are out and then back in tomorrow so I will call you first thing in the AM on Thursday.

We have only two points of clarification on the draft. It was very thorough.

1. Page 2, line 4. It says that the moneys received from the sale of license lists will be used for "licensing and aids administration." We are not sure what you mean by aids administration. Technically interpreted, that would be Divisions 5 & 6, Conservation and Environmental Aids. We will not be using any of this money for these divisions. We are wondering if it would not be better to drop the words "and aids" and just say the money would be used for "licensing administration" or even better for the "licensing program."

2. Page 4, line 4. It says that "the department may produce and charge a fee for lists of the names and addresses of these approval holders." Since we are allowed to collect demographic information too, does this mean that we cannot charge a fee for lists of demographic information? We are wondering if it would not be better to say, "The department may produce and charge a fee for lists of the names, addresses, and demographic information of these approval holders."

That is it.

I am sorry that I did not call you yesterday. I read the draft and got copies out to everyone. But Tim Andryk was the key reviewer and he wasn't able to get it reviewed and back to me until this morning. None of the rest of us had any changes.

~~OTAS~~



State of Wisconsin  
1999 - 2000 LEGISLATURE

soon

LRB-1578/2  
MGG:pgt&jlg:ijs  
177 RMR

DOA:.....Grinde - Approval list sales by department of natural resources  
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT <sup>don't generate.</sup> relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**NATURAL RESOURCES**

**FISH, GAME AND WILDLIFE**

Under current law, state agencies, including the department of natural resources (DNR), must release certain information to a third party upon that party's request. This bill limits this requirement as it applies to information about holders of fish and game licenses, stamps and other approvals (approval holders) as follows:

1. DNR may not release any information about approval holders who are under the age of 18 or about approval holders who request that DNR not release any such information.

2. DNR may release the names, <sup>and of,</sup> addresses and demographic information about all other approval holders. The department may produce and sell lists of the names, ~~addresses of these approval holders,~~ <sup>and demographic information</sup>

3. DNR may not release telephone numbers, driver's license numbers or approval numbers or identification numbers given to approval holders by DNR under any circumstances.

The bill prohibits any person using information about approval holders from referring to DNR as the information's source unless the person states that the use of the information does not indicate DNR's approval or connection with the person's activities.

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

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

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SECTION 1. 20.370 (9) (hu) of the statutes is amended to read:  
 20.370 (9) (hu) ~~Handling fees~~ *Handling and approval list fees.* All moneys received under s. ss. 29.242 and 29.556 for the handling of approvals by the department under s. ~~29.242~~ *29.556 licensing and for* production and other costs for approval lists produced under s. 29.242 ~~and for licensing and for administration.~~ *and for licensing and for*

SECTION 2. 23.16 (3) of the statutes is renumbered 23.16 (3) (intro.) and amended to read:

23.16 (3) SUBSCRIBER LISTS. (intro.) The department may refuse to reveal names and addresses of persons on any magazine or periodical subscriber list. The department may charge a fee to recover the actual costs for providing or for the use of any magazine or periodical subscriber list. No person who obtains or uses any magazine or periodical subscriber list from the department may refer to the department, the magazine or the periodical as the source of names or addresses unless the person clearly indicates states that the provision of, or permission to use, the subscriber list in no way indicates the any of the following:

(a) The department's knowledge, involvement, approval, authorization or connection with the person or the person's activities.

SECTION 3. 23.16 (3) (b) of the statutes is created to read:  
23.16 (3) (b) The department's knowledge, approval or authorization of the person's activities.



1           **SECTION 4.** 23.165 (4) of the statutes is renumbered 23.165 (4) (intro.) and  
2 amended to read:

3           23.165 (4) **SUBSCRIBER LISTS.** (intro.) Notwithstanding s. 19.35, the department  
4 may refuse to reveal names and addresses of persons on any publication subscriber  
5 list. The department may charge a fee to recover the actual costs for providing or for  
6 the use of a publication subscriber list. No person who obtains or uses a publication  
7 subscriber list from the department may refer to the department or the publication  
8 as the source of names or addresses unless the person clearly indicates states that  
9 the provision of, or permission to use, the subscriber list in no way indicates the any  
10 of the following:

11           (a) The department's knowledge, involvement, approval, authorization or  
12 connection with the person or the person's activities.

13           **SECTION 5.** 23.165 (4) (b) of the statutes is created to read:

14           23.165 (4) (b) The department's knowledge, approval or authorization of the  
15 person's activities.

16           **SECTION 6.** 29.242 of the statutes is created to read:

17           **29.242 Release of information regarding license holders; sale of**  
18 **approval lists. (1) DEFINITIONS.** In this section:

19           (a) "Approval holder" means a person who has been issued an approval under  
20 this chapter.

21           (b) "Demographic information" includes age and gender.

22           (c) "Other identifying information" means information collected by the  
23 department for issuing approvals under this chapter and includes a person's  
24 telephone number, driver's license number and identification number given by the  
25 department to that person for the purpose issuing approvals.

1           (2) NAMES; ADDRESSES; APPROVAL LISTS. (a) Except as provided in par. (b), the  
2 department may reveal the names and addresses and demographic information of  
3 approval holders. The department may produce and charge a fee for lists of the  
4 names ~~and~~ addresses <sup>and demographic information</sup> of these approval holders.

5           (b) Notwithstanding s. 19.35, the department may not reveal any of the  
6 following:

7           1. The name, address or demographic information of an approval holder upon  
8 the request of the approval holder.

9           2. The name, address or demographic information of a person under the age of  
10 18.

11           (3) OTHER IDENTIFYING INFORMATION. Notwithstanding s. 19.35, the department  
12 may not reveal other identifying information of any approval holder.

13           (4) FEES. Notwithstanding ss. 20.908 and 35.78 (2), any fee charged by the  
14 department under sub. (2) shall be at least equal to the amount necessary to cover  
15 the actual costs of producing, collecting, storing, handling and distributing the lists.

16           (5) DISCLAIMERS. No person who obtains or uses information provided by the  
17 department under sub. (2) may refer to the department as the source of the  
18 information unless the person clearly states that the provision of, or the permission  
19 to use, the information in no way indicates any of the following:

20           (a) The department's involvement or connection with the person or the person's  
21 activities.

22           (b) The department's knowledge, approval or authorization of the person's  
23 activities.

24           (6) USE OF MONEYS. Any fees collected under sub. (4) shall be deposited in the  
25 conservation fund and credited to the appropriation account under s. 20.370 (9) (hu).





State of Wisconsin  
1999 - 2000 LEGISLATURE

3 RMR  
LRB-1578/2  
MGG:pgt;jlg:jf

soon D-Note

DOA:.....Grinde - Approval list sales by department of natural resources

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

do not gen

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**NATURAL RESOURCES**

**FISH, GAME AND WILDLIFE**

Under current law, state agencies, including the department of natural resources (DNR), must release certain information to a third party upon that party's request. This bill limits this requirement as it applies to information about holders of fish and game licenses, stamps and other approvals (approval holders) as follows:

1. DNR may not release any information about approval holders who are under the age of 18 or about approval holders who request that DNR not release any such information.

2. DNR may release the names and addresses of, and demographic information about, all other approval holders. The department may produce and sell lists of the names, addresses and demographic information.

3. DNR may not release telephone numbers, driver's license numbers or approval numbers or identification numbers given to approval holders by DNR under any circumstances.

The bill prohibits any person using information about approval holders from referring to DNR as the information's source unless the person states that the use of the information does not indicate DNR's approval or connection with the person's activities.

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

---

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

1           **SECTION 1.** 20.370 (9) (hu) of the statutes is amended to read:

2           20.370 (9) (hu) *Handling and approval list fees.* All moneys received under s.  
3 ss. 29.242 and 29.556 for the handling of approvals by the department under s.  
4 29.556 licensing and for production and other costs for approval lists produced under  
5 s. 29.242.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6           **SECTION 2.** 23.16 (3) of the statutes is renumbered 23.16 (3) (intro.) and  
7 amended to read:

8           23.16 (3) SUBSCRIBER LISTS. (intro.) The department may refuse to reveal  
9 names and addresses of persons on any magazine or periodical subscriber list. The  
10 department may charge a fee to recover the actual costs for providing or for the use  
11 of any magazine or periodical subscriber list. No person who obtains or uses any  
12 magazine or periodical subscriber list from the department may refer to the  
13 department, the magazine or the periodical as the source of names or addresses  
14 unless the person clearly ~~indicates~~ states that the provision of, or permission to use,  
15 the subscriber list in no way indicates ~~the~~ any of the following:

16           (a) The department's ~~knowledge, involvement, approval, authorization or~~  
17 ~~connection with the person or the person's activities.~~

18           **SECTION 3.** 23.16 (3) (b) of the statutes is created to read:

19           23.16 (3) (b) The department's knowledge, approval or authorization of the  
20 person's activities.

1           **SECTION 4.** 23.165 (4) of the statutes is renumbered 23.165 (4) (intro.) and  
2 amended to read:

3           **23.165 (4) SUBSCRIBER LISTS.** (intro.) Notwithstanding s. 19.35, the department  
4 may refuse to reveal names and addresses of persons on any publication subscriber  
5 list. The department may charge a fee to recover the actual costs for providing or for  
6 the use of a publication subscriber list. No person who obtains or uses a publication  
7 subscriber list from the department may refer to the department or the publication  
8 as the source of names or addresses unless the person clearly ~~indicates~~ states that  
9 the provision of, or permission to use, the subscriber list in no way indicates ~~the~~ any  
10 of the following:

11           (a) ~~The department's knowledge, involvement, approval, authorization or~~  
12 connection with the person or the person's activities.

13           **SECTION 5.** 23.165 (4) (b) of the statutes is created to read:

14           **23.165 (4) (b)** The department's knowledge, approval or authorization of the  
15 person's activities.

16           **SECTION 6.** 29.242 of the statutes is created to read:

17           **29.242 Release of information regarding license holders; sale of**  
18 **approval lists. (1) DEFINITIONS.** In this section:

19           (a) "Approval holder" means a person who has been issued an approval under  
20 this chapter.

21           (b) "Demographic information" includes age and gender.

22           (c) "Other identifying information" means information collected by the  
23 department for issuing approvals under this chapter and includes a person's  
24 telephone number, driver's license number and identification number given by the  
25 department to that person for the purpose issuing approvals.

1           **(2) NAMES; ADDRESSES; APPROVAL LISTS.** (a) Except as provided in par. (b), the  
2 department may reveal the names and addresses and demographic information of  
3 approval holders. The department may produce and charge a fee for lists of the  
4 names, addresses and demographic information of these approval holders.

5           (b) Notwithstanding s. 19.35, the department may not reveal any of the  
6 following:

7           1. The name, address or demographic information of an approval holder upon  
8 the request of the approval holder.

9           2. The name, address or demographic information of a person under the age of  
10 18.

11           **(3) OTHER IDENTIFYING INFORMATION.** Notwithstanding s. 19.35, the department  
12 may not reveal other identifying information of any approval holder.

13           **(4) FEES.** Notwithstanding ss. 20.908 and 35.78 (2), any fee charged by the  
14 department under sub. (2) shall be at least equal to the amount necessary to cover  
15 the actual costs of producing, collecting, storing, handling and distributing the lists.

16           **(5) DISCLAIMERS.** No person who obtains or uses information provided by the  
17 department under sub. (2) may refer to the department as the source of the  
18 information unless the person clearly states that the provision of, or the permission  
19 to use, the information in no way indicates any of the following:

20           (a) The department's involvement or connection with the person or the person's  
21 activities.

22           (b) The department's knowledge, approval or authorization of the person's  
23 activities.

24           **(6) USE OF MONEYS.** Any fees collected under sub. (4) shall be deposited in the  
25 conservation fund and credited to the appropriation account under s. 20.370 (9) (hu).





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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1578/3dn  
MGG:pgt&jlg:ijs

January 29, 1999

This redraft simply makes a change in s. 29.242 (7) to conform the provision to current drafting style.

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
1999 - 2000 LEGISLATURE

RUR  
LRB-1578/S 4  
MGG:pgt&jlg:ijs

D-Note soon

DOA:.....Grinde - Approval list sales by department of natural resources  
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Do not gen

1 AN ACT ...; relating to: the budget.

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The bill prohibits any person using information about approval holders from referring to DNR as the information's source unless the person states that the use of the information does not indicate DNR's approval or connection with the person's activities.

30.52(1m)(e) and 350.12(3h)(g)

23.33(2)(o) ✓

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

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

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SECTION 1. 20.370 (9) (hu) of the statutes is amended to read:

20.370 (9) (hu) *issuing* Handling (and approval list fees). All moneys received under s. 29.242 ~~and~~ 29.556 for the handling of approvals by the department under s. 29.556 licensing and for production and other costs for approval lists produced under s. 29.242.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 2. 23.16 (3) of the statutes is renumbered 23.16 (3) (intro.) and amended to read:

23.16 (3) SUBSCRIBER LISTS. (intro.) The department may refuse to reveal names and addresses of persons on any magazine or periodical subscriber list. The department may charge a fee to recover the actual costs for providing or for the use of any magazine or periodical subscriber list. No person who obtains or uses any magazine or periodical subscriber list from the department may refer to the department, the magazine or the periodical as the source of names or addresses unless the person clearly indicates states that the provision of, or permission to use, the subscriber list in no way indicates the any of the following:

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SECTION 3. 23.16 (3) (b) of the statutes is created to read:

23.16 (3) (b) The department's knowledge, approval or authorization of the person's activities.

\*\*\* NOTE: This is reconciled to 20.370(9)(hu) ✓. This section has been affected by drafts with the following LRB #'s: LRB-0221/4, 1255/1 and 1578/3.

1           **SECTION 4.** 23.165 (4) of the statutes is renumbered 23.165 (4) (intro.) and  
2 amended to read:

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4 may refuse to reveal names and addresses of persons on any publication subscriber  
5 list. The department may charge a fee to recover the actual costs for providing or for  
6 the use of a publication subscriber list. No person who obtains or uses a publication  
7 subscriber list from the department may refer to the department or the publication  
8 as the source of names or addresses unless the person clearly indicates states that  
9 the provision of, or permission to use, the subscriber list in no way indicates the any  
10 of the following:

11           (a) The department's ~~knowledge, involvement, approval, authorization~~ or  
12 connection with the person or the person's activities.

13           **SECTION 5.** 23.165 (4) (b) of the statutes is created to read:

14           **23.165 (4) (b)** The department's knowledge, approval or authorization of the  
15 person's activities.

16           **SECTION 6.** 29.242 of the statutes is created to read:

17           **29.242 Release of information regarding license holders; sale of**  
18 **approval lists.** (1) **DEFINITIONS.** In this section:

19           (a) "Approval holder" means a person who has been issued an approval under  
20 this chapter.

21           (b) "Demographic information" includes age and gender.

22           (c) "Other identifying information" means information collected by the  
23 department for issuing approvals under this chapter and includes a person's  
24 telephone number, driver's license number and identification number given by the  
25 department to that person for the purpose issuing approvals.

1           (2) NAMES; ADDRESSES; APPROVAL LISTS. (a) Except as provided in par. (b), the  
2 department may reveal the names and addresses and demographic information of  
3 approval holders. The department may produce and charge a fee for lists of the  
4 names, addresses and demographic information of these approval holders.

5           (b) Notwithstanding s. 19.35, the department may not reveal any of the  
6 following:

7           1. The name, address or demographic information of an approval holder upon  
8 the request of the approval holder.

9           2. The name, address or demographic information of a person under the age of  
10 18.

11           (3) OTHER IDENTIFYING INFORMATION. Notwithstanding s. 19.35, the department  
12 may not reveal other identifying information of any approval holder.

13           (4) FEES. Notwithstanding ss. 20.908 and 35.78 (2), any fee charged by the  
14 department under sub. (2) shall be at least equal to the amount necessary to cover  
15 the actual costs of producing, collecting, storing, handling and distributing the lists.

16           (5) DISCLAIMERS. No person who obtains or uses information provided by the  
17 department under sub. (2) may refer to the department as the source of the  
18 information unless the person clearly states that the provision of, or the permission  
19 to use, the information in no way indicates any of the following:

20           (a) The department's involvement or connection with the person or the person's  
21 activities.

22           (b) The department's knowledge, approval or authorization of the person's  
23 activities.

24           (6) USE OF MONEYS. Any fees collected under sub. (4) shall be deposited in the  
25 conservation fund and credited to the appropriation account under s. 20.370 (9) (hu).

1           (7) REPORT TO LEGISLATURE. The department shall annually submit a report  
2 concerning the activities, receipts and disbursements under this section for fiscal  
3 year 1999–2000, and each fiscal year thereafter, to the legislature for distribution to  
4 the appropriate standing committees under s. 13.172 (3).

5

(END)

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

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

1           **SECTION 1.** 20.370 (9) (hu) of the statutes is amended to read:

2           20.370 (9) (hu) *Handling; issuing and expedited service fees.* All moneys  
3 received by the department under s. ss. 23.33 (2) (o), 29.556, 30.52 (1m) (e) and 350.12  
4 (3h) (g) for the handling of approvals by the department under s. 29.556 <sup>for</sup> ~~and (the~~ *insert*  
5 issuing and renewing of certificates by the department under ss. 23.33 (2) (i), 30.52 *2-3*  
6 (1m) and 350.12 (3h). *(end ins)*

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7           **SECTION 2.** 23.33 (1) (g) of the statutes is created to read:

8           23.33 (1) (g) "Expedited service" means the process under which a person is  
9 able to renew an all-terrain vehicle registration certificate in person and with only  
10 one appearance at the site where certificates are renewed.

11          **SECTION 3.** 23.33 (2) (i) of the statutes is created to read:

12          23.33 (2) (i) *Registration; appointment of agents.* For the issuance of  
13 all-terrain vehicle registration certificates, the department may do any of the  
14 following:

15           1. Directly issue the certificates.

16           2. Appoint, as an agent of the department, the clerk of one or more counties to  
17 issue the certificates.

18           3. Appoint persons who are not employes of the department to issue the  
19 certificates as agents of the department.

20          **SECTION 4.** 23.33 (2) (j) of the statutes is created to read:

D-Note

Kersten Gunde :

¶ This draft reconciles LRB-022174, LRB-1255/1  
and LRB-1578/3. All three drafts should continue  
to appear in the compiled bill.

MGS



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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1578/4dn  
MGC:pgt&jlgjf

February 2, 1999

Kirsten Grinde:

This draft reconciles LRB-0221/4, LRB-1255/1 and LRB-1578/3. All three drafts should continue to appear in the compiled bill.

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-15784<sup>5</sup>

MGG:pgt&jlg:jf

noon

D-Nile

DOA:.....Grinde – Approval list sales by department of natural resources  
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT <sup>do not gen</sup> ...; relating to: the budget.

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**NATURAL RESOURCES**

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

1           **SECTION 1.** 20.370 (9) (hu) of the statutes is amended to read:

2           20.370 (9) (hu) Handling, issuing and approval list fees. All moneys received  
3 by the department under s. ss. 23.33 (2) (o), 29.242, 29.556, 30.52 (1m) (e) and 350.12  
4 (3h) (g) for the handling of approvals by the department under s. 29.556 licensing,  
5 for the issuing and renewing of certificates by the department under ss. 23.33 (2) (i),  
6 30.52 (1m) and 350.12 (3h) and for production and other costs for approval lists  
7 produced under s. 29.242.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

      \*\*\*\*NOTE: This is reconciled s. 20.370 (9) (hu). This SECTION has been affected by drafts with the following LRB numbers: LRB-0221/4, LRB-1255/1 and LRB-1578/3.

8           **SECTION 2.** 23.16 (3) of the statutes is renumbered 23.16 (3) (intro.) and  
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10           **23.16 (3) SUBSCRIBER LISTS.** (intro.) The department may refuse to reveal  
11 names and addresses of persons on any magazine or periodical subscriber list. The  
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14 magazine or periodical subscriber list from the department may refer to the  
15 department, the magazine or the periodical as the source of names or addresses  
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17 the subscriber list in no way indicates the any of the following:

18           (a) The department's knowledge, involvement, approval, authorization or  
19 connection with the person or the person's activities.

1           **SECTION 3.** 23.16 (3) (b) of the statutes is created to read:

2           23.16 (3) (b) The department's knowledge, approval or authorization of the  
3 person's activities.

\*\*\*\*NOTE: This is reconciled s. 20.37 (9) (hu). This SECTION has been affected by drafts with the following LRB numbers: LRB-0221/4, LRB-1255/1 and LRB-1578/3.

4           **SECTION 4.** 23.165 (4) of the statutes is renumbered 23.165 (4) (intro.) and  
5 amended to read:

6           23.165 (4) **SUBSCRIBER LISTS.** (intro.) Notwithstanding s. 19.35, the department  
7 may refuse to reveal names and addresses of persons on any publication subscriber  
8 list. The department may charge a fee to recover the actual costs for providing or for  
9 the use of a publication subscriber list. No person who obtains or uses a publication  
10 subscriber list from the department may refer to the department or the publication  
11 as the source of names or addresses unless the person clearly ~~indicates~~ states that  
12 the provision of, or permission to use, the subscriber list in no way indicates ~~the any~~  
13 of the following:

14           (a) The department's ~~knowledge, involvement, approval, authorization~~ or  
15 connection with the person or the person's activities.

16           **SECTION 5.** 23.165 (4) (b) of the statutes is created to read:

17           23.165 (4) (b) The department's knowledge, approval or authorization of the  
18 person's activities.

19           **SECTION 6.** 29.242 of the statutes is created to read:

20           **29.242 Release of information regarding license holders; sale of**  
21 **approval lists. (1) DEFINITIONS.** In this section:

22           (a) "Approval holder" means a person who has been issued an approval under  
23 this chapter.

1 (b) "Demographic information" includes age and gender.

2 (c) "Other identifying information" means information collected by the  
3 department for issuing approvals under this chapter and includes a person's  
4 telephone number, driver's license number and identification number given by the  
5 department to that person for the purpose issuing approvals.

6 (2) NAMES; ADDRESSES; APPROVAL LISTS. (a) Except as provided in par. (b), the  
7 department may reveal the names and addresses and demographic information of  
8 approval holders. The department may produce and charge a fee for lists of the  
9 names, addresses and demographic information of these approval holders.

10 (b) Notwithstanding s. 19.35, the department may not reveal any of the  
11 following:

12 1. The name, address or demographic information of an approval holder upon  
13 the request of the approval holder.

14 2. The name, address or demographic information of a person under the age of  
15 18.

16 (3) OTHER IDENTIFYING INFORMATION. Notwithstanding s. 19.35, the department  
17 may not reveal other identifying information of any approval holder.

18 (4) FEES. Notwithstanding ss. 20.908 and 35.78 (2), any fee charged by the  
19 department under sub. (2) shall be at least equal to the amount necessary to cover  
20 the actual costs of producing, collecting, storing, handling and distributing the lists.

21 (5) DISCLAIMERS. No person who obtains or uses information provided by the  
22 department under sub. (2) may refer to the department as the source of the  
23 information unless the person clearly states that the provision of, or the permission  
24 to use, the information in no way indicates any of the following:

1 (a) The department's involvement or connection with the person or the person's  
2 activities.

3 (b) The department's knowledge, approval or authorization of the person's  
4 activities.

5 (6) USE OF MONEYS. Any fees collected under sub. (4) shall be deposited in the  
6 conservation fund and credited to the appropriation account under s. 20.370 (9) (hu).

7 (7) REPORT TO LEGISLATURE. The department shall annually submit a report  
8 concerning the activities, receipts and disbursements under this section for fiscal  
9 year 1999-2000, and each fiscal year thereafter, to the legislature for distribution to  
10 the appropriate standing committees under s. 13.172 (3).

11 (END)

D-Note  
¶ This draft deletes a ~~\*\*\*x~~ <sup>(CS)</sup> NOTE that was erroneously placed after s. 23.16 (3)(b)!

MGG

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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1578/5dn  
MGG:pgt&jlgjf

February 9, 1999

This redraft deletes a \*\*\*\*NOTE that was erroneously placed after s. 23.16 (3) (b).

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1578/5  
MGG:pgt&jlg:jf

DOA:.....Grinde – Approval list sales by department of natural resources  
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**NATURAL RESOURCES**

**FISH, GAME AND WILDLIFE**

Under current law, state agencies, including the department of natural resources (DNR), must release certain information to a third party upon that party's request. This bill limits this requirement as it applies to information about holders of fish and game licenses, stamps and other approvals (approval holders) as follows:

1. DNR may not release any information about approval holders who are under the age of 18 or about approval holders who request that DNR not release any such information.

2. DNR may release the names and addresses of, and demographic information about, all other approval holders. The department may produce and sell lists of the names, addresses and demographic information.

3. DNR may not release telephone numbers, driver's license numbers or approval numbers or identification numbers given to approval holders by DNR under any circumstances.

The bill prohibits any person using information about approval holders from referring to DNR as the information's source unless the person states that the use of the information does not indicate DNR's approval or connection with the person's activities.



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

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

1           **SECTION 1.** 20.370 (9) (hu) of the statutes is amended to read:

2           20.370 (9) (hu) Handling, issuing and approval list fees. All moneys received  
3 by the department under s. ss. 23.33 (2) (o), 29.242, 29.556, 30.52 (1m) (e) and 350.12  
4 (3h) (g) for the handling of approvals by the department under s. 29.556 licensing,  
5 for the issuing and renewing of certificates by the department under ss. 23.33 (2) (i),  
6 30.52 (1m) and 350.12 (3h) and for production and other costs for approval lists  
7 produced under s. 29.242.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

      \*\*\*\*NOTE: This is reconciled s. 20.370 (9) (hu). This SECTION has been affected by drafts with the following LRB numbers: LRB-0221/4, LRB-1255/1 and LRB-1578/3.

8           **SECTION 2.** 23.16 (3) of the statutes is renumbered 23.16 (3) (intro.) and  
9 amended to read:

10          23.16 (3) SUBSCRIBER LISTS. (intro.) The department may refuse to reveal  
11 names and addresses of persons on any magazine or periodical subscriber list. The  
12 department may charge a fee to recover the actual costs for providing or for the use  
13 of any magazine or periodical subscriber list. No person who obtains or uses any  
14 magazine or periodical subscriber list from the department may refer to the  
15 department, the magazine or the periodical as the source of names or addresses  
16 unless the person clearly indicates states that the provision of, or permission to use,  
17 the subscriber list in no way indicates the any of the following:

18          (a) The department's knowledge, involvement, approval, authorization or  
19 connection with the person or the person's activities.

1           **SECTION 3.** 23.16 (3) (b) of the statutes is created to read:

2           23.16 (3) (b) The department's knowledge, approval or authorization of the  
3 person's activities.

4           **SECTION 4.** 23.165 (4) of the statutes is renumbered 23.165 (4) (intro.) and  
5 amended to read:

6           23.165 (4) SUBSCRIBER LISTS. (intro.) Notwithstanding s. 19.35, the department  
7 may refuse to reveal names and addresses of persons on any publication subscriber  
8 list. The department may charge a fee to recover the actual costs for providing or for  
9 the use of a publication subscriber list. No person who obtains or uses a publication  
10 subscriber list from the department may refer to the department or the publication  
11 as the source of names or addresses unless the person clearly indicates states that  
12 the provision of, or permission to use, the subscriber list in no way indicates the any  
13 of the following:

14           (a) The department's ~~knowledge, involvement, approval, authorization~~ or  
15 connection with the person or the person's activities.

16           **SECTION 5.** 23.165 (4) (b) of the statutes is created to read:

17           23.165 (4) (b) The department's knowledge, approval or authorization of the  
18 person's activities.

19           **SECTION 6.** 29.242 of the statutes is created to read:

20           **29.242 Release of information regarding license holders; sale of**  
21 **approval lists. (1) DEFINITIONS.** In this section:

22           (a) "Approval holder" means a person who has been issued an approval under  
23 this chapter.

24           (b) "Demographic information" includes age and gender.

1           (c) “Other identifying information” means information collected by the  
2 department for issuing approvals under this chapter and includes a person’s  
3 telephone number, driver’s license number and identification number given by the  
4 department to that person for the purpose issuing approvals.

5           **(2) NAMES; ADDRESSES; APPROVAL LISTS.** (a) Except as provided in par. (b), the  
6 department may reveal the names and addresses and demographic information of  
7 approval holders. The department may produce and charge a fee for lists of the  
8 names, addresses and demographic information of these approval holders.

9           (b) Notwithstanding s. 19.35, the department may not reveal any of the  
10 following:

11           1. The name, address or demographic information of an approval holder upon  
12 the request of the approval holder.

13           2. The name, address or demographic information of a person under the age of  
14 18.

15           **(3) OTHER IDENTIFYING INFORMATION.** Notwithstanding s. 19.35, the department  
16 may not reveal other identifying information of any approval holder.

17           **(4) FEES.** Notwithstanding ss. 20.908 and 35.78 (2), any fee charged by the  
18 department under sub. (2) shall be at least equal to the amount necessary to cover  
19 the actual costs of producing, collecting, storing, handling and distributing the lists.

20           **(5) DISCLAIMERS.** No person who obtains or uses information provided by the  
21 department under sub. (2) may refer to the department as the source of the  
22 information unless the person clearly states that the provision of, or the permission  
23 to use, the information in no way indicates any of the following:

24           (a) The department’s involvement or connection with the person or the person’s  
25 activities.

