

WISCONSIN STATE
LEGISLATURE
COMMITTEE HEARING
RECORDS

1999-00

(session year)

Assembly

(Assembly, Senate or Joint)

Committee on
Veterans and
Military Affairs
(AC-VMA)

Sample:

Record of Comm. Proceedings ... RCP

- 05hr_AC-Ed_RCP_pt01a
- 05hr_AC-Ed_RCP_pt01b
- 05hr_AC-Ed_RCP_pt02

➤ Appointments ... Appt

➤ **

➤ Clearinghouse Rules ... CRule

➤ **99hr_CRule_98-200_AC-VMA_pt01**

➤ Committee Hearings ... CH

➤ **

➤ Committee Reports ... CR

➤ **

➤ Executive Sessions ... ES

➤ **

➤ Hearing Records ... HR

➤ **

➤ Miscellaneous ... Misc

➤ **

➤ Record of Comm. Proceedings ... RCP

➤ **

State Representative

TERRY MUSSER

92nd Assembly District



Chair, Assembly Committee on Veterans and Military Affairs

TO: Members, Assembly Veterans and Military Affairs Committee
FROM: Terry Musser, Committee Chair
DATE: March 16, 1999
RE: Clearinghouse Rule 98-200

The enclosed administrative rule, prepared by the Department of Veterans Affairs, was referred to the Assembly Veterans and Military Affairs Committee on Monday March 15, 1999.

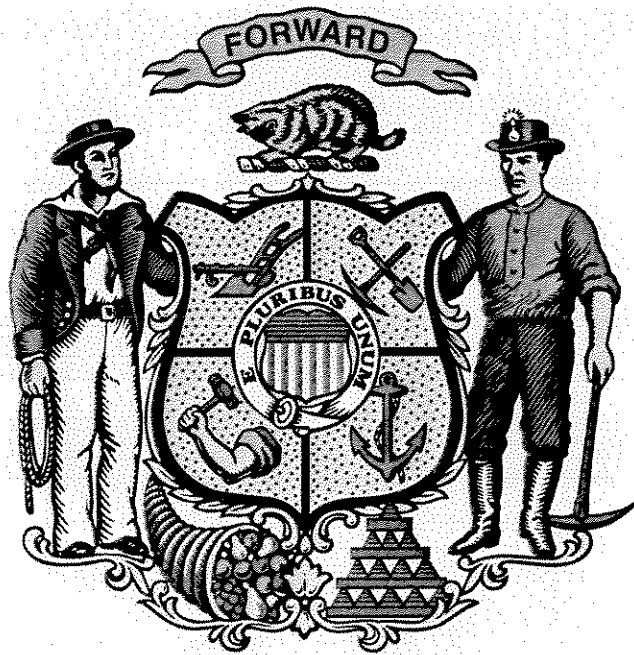
The rule will amend VA 1.10 (7) which relates to the release of information to a collection agency under contract with the state to collect delinquent department loans.

Our Committee has 30 days, or until Wednesday, April 14, 1999, to review the rule.

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608-488-2955



REPORT AND ANALYSIS OF CLEARINGHOUSE RULE 98-200

1. Statement explaining the need for the proposed rules.

The department's rationale for adopting the proposed rules is explained in the analysis portion of the attached proposed order.

2. Modifications made as a result of testimony presented at the public hearing.

The public hearing was held on February 18, 1999 at 10:30 a.m. at the board of veterans affairs board meeting in Madison, Wisconsin. No modifications were made on the basis of testimony presented at the hearing.

3. Public hearing appearances and registrations.

No one testified at the hearing or submitted written comments on the proposed rules.

4. Response to Legislative Council Clearinghouse Report.

The department has fully complied with the recommendations contained in the Clearinghouse report.

5. Fiscal Estimate.

The proposed rules will have the fiscal impact identified in the attached fiscal note.

STATE OF WISCONSIN
DEPARTMENT OF VETERANS AFFAIRS

BY: 
RAYMOND G. BOLAND, SECRETARY

ORDER OF THE
DEPARTMENT OF VETERANS AFFAIRS
AMENDING RULES

The Wisconsin Department of Veterans Affairs proposes an order to amend VA 1.10(7) relating to the release of information to a collection agency under contract with the state to collect delinquent department loans.

ANALYSIS PREPARED BY THE
DEPARTMENT OF VETERANS AFFAIRS

Statutory authority: ss.45.35(3) and 45.36(6), Stats.

Statute interpreted: s.45.36, Stats.

The amendment will allow the department to release pertinent information from a veteran's file to a party attempting to collect a delinquent debt from the veteran. The information may only be released to a party under contract with the state, which would assure that the party maintain the confidentiality of the information.

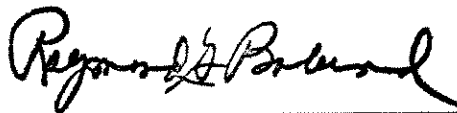
SECTION 1. VA 1.10(7) is amended to read:

VA 1.10(7) DISCLOSURE OF LOAN INFORMATION. Information contained in loan files, information pertaining to action taken by the department on loan applications, or loan status information may be made available to any party having a security interest in the property securing such loans or any party under contract with either the department or the department of administration to pursue collection of delinquent department loans. Any party receiving information shall maintain the confidentiality of the information. Loan status information that is readily accessible from current department computer tapes on any loans on which balances are due and owing the department may be made available to a consumer reporting agency, as defined in 15 USC 1681a(f).

This rule shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s.227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin, March 5, 1999.

STATE OF WISCONSIN
DEPARTMENT OF VETERANS AFFAIRS



RAYMOND G. BOLAND, SECRETARY

FISCAL ESTIMATE
DOA-2048 N(R10/94)

- ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.
Adm. Rule-Collection Agency
Amendment No. if Applicable

Subject
AUTHORIZATION TO RELEASE INFORMATION TO A COLLECTION AGENCY

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb Within Agency's Budget Yes No

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Decrease Costs

Local: No local government costs

1. Increase Costs
 Permissive Mandatory
2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
 Towns Villages Cities
 Counties Others _____
 School Districts WTCS Districts

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

Currently, the Department is required by statute to maintain confidentiality of information contained in a veteran's loan application. The information can be released if it is authorized by administrative rule. This administrative rule will allow the Department of Veterans Affairs to release relevant information from a veteran's file to a collection agency that is under contract with the state to collect delinquent department loans. There will be no fiscal effect as a result of this rule. The rule merely authorizes the release of certain information from the Department's files on loans to authorized agencies.

Long-Range Fiscal Implications

Agency/Prepared by: (Name & Phone No.)
Louie Rech 264-6093

Authorized Signature/Telephone No.



Date
November 10, 1998