

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

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January 18, 2001

Representative Hoven:

This draft faithfully follows your drafting instructions in all respects except one. Specifically, your instructions call for DHFS to administer the scholarship program, but this draft calls for DWD to administer that program because since the reorganization of state government in 1995 DHFS' child care responsibilities have been limited to regulation and licensing and the responsibility for administering child care grants has been transferred to DWD. See, for example, ss. 49.134, 49.136, 49.137, and 49.1375, stats. Under the draft, the state registrar of vital statistics in DHFS, however, will administer the sale of the commemorative birth certificates and marriage certificates.

Also, the Alaska law provides that the commemorative certificates are admissible as evidence, but because they are so admissible, access is limited to the subject of the certificate and immediate family members. Wisconsin law, however, divides vital records into two categories—certified, which are admissible as evidence but which are accessible only to the subject of the record and to immediate family members, and uncertified, which are not admissible as evidence, but which are accessible to anyone. Uncertified copies are available for a fee; their appearance is like that of a certified copy, but they have additional information stamped on them; see s. 69.21 (2) (d) 1., stats. This draft provides that commemorative certificates may not be considered certified or uncertified; instead, they must be considered to be unverified.

If after reviewing this draft you have any questions, please do not hesitate to contact me at the phone number or e-mail address listed below.

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