

**2001 DRAFTING REQUEST**

**Bill**

Received: 12/13/2000

Received By: kuesejt

Wanted: Soon

Identical to LRB:

For: Michael Powers (608) 266-1192

By/Representing: Vince Williams

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Addl. Drafters: kuesejt  
champra

Subject: Counties - miscellaneous  
Munis - miscellaneous  
State Government - miscellaneous  
Bus. Assn. - corporations  
Bus. Assn. - nonprofits

Extra Copies: PG

**Pre Topic:**

No specific pre topic given

**Topic:**

Development of unique identifiers

**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>
/?	gibsom 12/14/2000			_____			S&L
/P1	shoveme 01/12/2001 champra	wjackson 01/19/2001	rschluet 01/19/2001	_____	lrb_docadmin 01/22/2001		S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketcd</u>	<u>Required</u>
	01/16/2001 shoveme			_____			
	01/16/2001 kuesejt			_____			
	01/18/2001			_____			
/1	shoveme 03/07/2001	wjackson 03/07/2001	jfrantze 03/07/2001	_____	lrb_docadmin 03/07/2001	lrb_docadmin 03/07/2001	

FE Sent For:

<END>

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	01/16/2001 shoveme			_____			
	01/16/2001 kuesejt			_____			
	01/18/2001			_____			
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		1 WLJ 3/7	263/7	3elf 3/7			

<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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01/16/2001

shoveme

01/16/2001

kuesejt

01/18/2001

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11 MES 3/7/01

FE Sent For:

<END>

JACKET  
for  
Assembly

NOTE

**2001 DRAFTING REQUEST**

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May Contact:

Alt. Drafters: **kuesejt**  
*grantor*  
**champra**

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**Munis - miscellaneous**  
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1?	<i>Gibson</i> 12/14/2000 shoveme	/pl 1/19 WLJ	<i>Sh</i> 7-19-1	<i>WJW</i> -19-1			
					<i>Submit</i>		

*1/11/01 MES*

FE Sent For:

<END>



3

identity theft complaints. Part of such responsibility should include assisting other law enforcement agencies in their investigations and to assist consumers who are victimized by such thefts.

✓ 12. Inmates in Correctional Institutions should not have access to the Social Security Number of any person when employed at the Institution as a telemarketer or for data entry. Any activity of this nature, which may impact on the privacy of any individual, should be closely monitored by the Correctional Authority.

✓ 13. Wisconsin businesses, governmental agencies and educational institutions should be encouraged to investigate the feasibility of developing unique identifiers, other than Social Security Numbers, for their clientele and, where appropriate, removing Social Security Numbers from documents that are mailed to clientele or used for identification purposes.

14. Wisconsin should partner with the private sector business community in developing a program that will provide its citizens with the necessary knowledge to protect their identity and privacy. This public-private partnership is proper because private sector business, as a general rule, does not have the resources to educate the consumer.



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-1484/P1  
MES&JTK...&RC.../.....  
WJ

NOTE  
Wanted Soon

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-NOTE

LPS: Inserts  
are out of  
order.

gm

- 1 AN ACT ...; relating to: encouraging <sup>governmental entities</sup> ~~units of government~~ and businesses to
- 2 consider the use of unique personal identifiers and to discontinue the use of
- 3 social security numbers.

**Analysis by the Legislative Reference Bureau**

Under current law, educational institutions (the University of Wisconsin system, technical college districts, and public and private schools) are prohibited from assigning to any student an identification number that is identical to or incorporates the student's social security number. Educational institutions may also assign to each of ~~its~~ <sup>their</sup> enrolled students a unique identification number.

This bill requires <sup>each</sup> ~~a~~ political subdivision (a city, village, town, or county) and ~~State governmental agencies~~ <sup>governmental entities</sup> to investigate the feasibility of developing and using a unique personal identifier for any individual who receives or may receive any type of service from the political subdivision or state agency. A unique personal identifier is defined as any combination of numbers, letters, or characters, other than a social security number, that may be used to identify a particular individual. The bill also requires a political subdivision and state ~~agency~~ <sup>governmental entity</sup>, where appropriate, to consider substituting the use of a unique personal identifier for the use of a social security number.

Insert  
RAC ANL

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 66.0118 of the statutes is created to read:

2 **66.0118 Unique personal identifiers, social security numbers. (1)**

3 DEFINITIONS. In this section:

4 (a) "Political subdivision" means a city, village, town, or county.

5 (b) "Unique personal identifier" means any combination of numbers, letters, or  
6 characters, other than a social security number, that may be used to identify a  
7 particular individual.

8 (2) DEVELOPMENT OF UNIQUE PERSONAL IDENTIFIERS. A political subdivision shall  
9 investigate the feasibility of developing and using a unique personal identifier for  
10 any individual who receives or may receive any type of service from the political  
11 subdivision. Unless otherwise required by law to use a social security number, if a  
12 political subdivision determines that a unique personal identifier may be  
13 appropriately substituted for an individual's social security number, the political  
14 subdivision shall consider removing social security numbers from data bases that  
15 contain information on, or documents that are mailed to, any individual to whom the  
16 political subdivision provides, or may provide, services, and shall consider  
17 substituting a unique personal identifier for the individual's social security number.

18 (END)

INS 2-1

INS  
2-18

2001-2002 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1484/P1ins  
MES&JTK&PC&RC.....

**Insert RAC Analysis:**

In addition, the bill requires that every business entity doing business in this state investigate the feasibility of developing and using a unique personal identifier for any individual who receives or may receive any type of service or product from the business entity. Under the bill, unless otherwise required by law to use a social security number, if a business entity determines that a unique personal identifier may be appropriately substituted for an individual's social security number, the business entity must ~~use~~ the unique personal identifier for all purposes relating to sending documents to an individual and for identifying an individual ~~instead of a social security number~~.

rather than ~~use~~  
the

consider using

Insert 2-~~18~~

SECTION ~~18~~ 895.66 of the statutes is created to read:

**895.66 Unique personal identifiers, social security numbers. (1) In this**

section:

(a) "Business entity" has the meaning given in s. 13.62 (5).<sup>1</sup>

(b) "Unique personal identifier" means any combination of numbers, letters, or characters, other than a social security number, that may be used to identify a particular individual.

(2) DEVELOPMENT OF UNIQUE PERSONAL IDENTIFIERS. Every business entity shall investigate the feasibility of developing and using a unique personal identifier for any individual who receives or may receive any type of service or product from the business entity. Unless otherwise required by law to use a social security number, if a business entity determines that a unique personal identifier may be appropriately substituted for an individual's social security number, the business entity shall ~~use~~ <sup>consider using</sup> the unique personal identifier <sup>rather than the Social Security Number</sup> for all purposes relating to sending documents to an individual and for identifying an individual ~~instead of a social security number~~.

*JWS 2-1*

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:*

*\* 19.68*

1 SECTION ~~14~~, 66:0118 of the statutes is created to read:

2 *(B) 19.68*  
3 ~~66.0118~~ Unique personal identifiers, social security numbers. (1)

4 ~~DEFINITIONS~~. In this section, *5* *(N69)*

5 ~~(a) "Political subdivision" means a city, village, town, or county.~~

6 *(b)* "Unique personal identifier" means any combination of numbers, letters, or  
7 characters, other than a social security number, that may be used to identify a  
8 particular individual.

9 ~~(2) DEVELOPMENT OF UNIQUE PERSONAL IDENTIFIERS. A political subdivision shall~~

10 investigate the feasibility of developing and using a unique personal identifier for  
11 any individual who receives or may receive any type of service from the political-

12 ~~subdivision.~~ *state authority* Unless ~~otherwise~~ *state authority* required by law to use a social security number, if a  
13 ~~political subdivision~~ *state authority* determines that a unique personal identifier may be

14 appropriately substituted for an individual's social security number, the ~~political~~  
15 ~~subdivision~~ *state authority* shall consider removing social security numbers from data bases that

16 contain information on, or documents that are mailed to, any individual to whom the

17 ~~political subdivision~~ *state authority* provides, or may provide, services, and shall consider  
18 substituting a unique personal identifier for the individual's social security number.

~~(END)~~

*JWS*  
*2-18*

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

LRB-1484/P1dn  
MES&JTK&DS&RC.....

WJ



Rep. Powers:

*We* believe that this bill is consistent with the intent of the instructions that you sent ~~over~~, but the bill doesn't actually require any <sup>state</sup> governmental <sup>entity</sup> ~~agency~~ or business to take any specific action. Do you want to require local governmental units, state agencies, or businesses to take some specific action by a certain date or to report to any governmental agency on their progress? Do you want the bill to contain some sort of enforcement mechanism to ensure that the covered entities actually investigate the feasibility of using unique personal identifiers? If so, do you want some sort of penalty provision for noncompliance?

*governmental entities*

Marc E. Shovers  
Senior Legislative Attorney  
Phone: (608) 266-0129  
E-mail: marc.shovers@legis.state.wi.us

JTK  
RAE

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

LRB-1484/P1dn  
MES&JTK&RAC:wlj:rs

January 19, 2001

Rep. Powers:

We believe that this bill is consistent with the intent of the instructions that you sent, but the bill doesn't actually require any state governmental entity or business to take any specific action. Do you want to require local governmental units, state governmental entities, or businesses to take some specific action by a certain date or to report to any governmental agency on their progress? Do you want the bill to contain some sort of enforcement mechanism to ensure that the covered entities actually investigate the feasibility of using unique personal identifiers? If so, do you want some sort of penalty provision for noncompliance?

Marc E. Shovers  
Senior Legislative Attorney  
Phone: (608) 266-0129  
E-mail: marc.shovers@legis.state.wi.us

Jeffery T. Kuesel  
Managing Attorney  
Phone: (608) 266-6778

Rick A. Champagne  
Senior Legislative Attorney  
Phone: (608) 266-9930  
E-mail: rick.champagne@legis.state.wi.us

## Shovers, Marc

---

**From:** Williams, Vincent  
**Sent:** Wednesday, March 07, 2001 10:16 AM  
**To:** Shovers, Marc  
**Subject:** RE: LRB 1484 P1- use of unique personal identifiers/discontinue use of social security numbers

Could you please [REDACTED] Thank you Marc, that will save me a step.

-----Original Message-----

**From:** Shovers, Marc  
**Sent:** Wednesday, March 07, 2001 10:11 AM  
**To:** Williams, Vincent  
**Subject:** RE: LRB 1484 P1- use of unique personal identifiers/discontinue use of social security numbers

Hi Vince:

Do you want LRB -1484 jacketed for the Assembly, or do you only want the draft turned into a /1?

Marc

Marc E. Shovers

Senior Legislative Attorney  
Legislative Reference Bureau  
Phone: (608) 266-0129  
Fax: (608) 264-8522  
e-mail: marc.shovers@legis.state.wi.us

-----Original Message-----

**From:** Williams, Vincent  
**Sent:** Tuesday, March 06, 2001 7:29 PM  
**To:** Shovers, Marc; Kuesel, Jeffery; Champagne, Rick  
**Subject:** LRB 1484 P1- use of unique personal identifiers/discontinue use of social security numbers  
**Importance:** High

Gentlemen,

I need a copy of draft LRB 1484/1 that is ready for introduction, the current copy I have is marked a preliminary draft. Sorry for sending the message to all three of you, but all of your names appear on the drafter's note. I need the draft as soon as possible, preferably before the end of the day on Wednesday, if that is manageable.

Thank you in advance and sorry for the short notice.

Vince Williams  
Research Assistant  
Rep. Powers' Office





State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-1484/EF 1

MES&JTK&RAC:wlj:rs

RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

today

ED, LPS;  
NO changes

JACKET  
FOR  
Assembly

repen

1 AN ACT to create 19.68, 66.0118 and 895.66 of the statutes; relating to:  
2 encouraging governmental entities and businesses to consider the use of  
3 unique personal identifiers and to discontinue the use of social security  
4 numbers.

**Analysis by the Legislative Reference Bureau**

Under current law, educational institutions (the University of Wisconsin System, technical college districts, and public and private schools) are prohibited from assigning to any student an identification number that is identical to or incorporates the student's social security number. Educational institutions may also assign to each of their enrolled students a unique identification number.

This bill requires each political subdivision (a city, village, town, or county) and state governmental entity to investigate the feasibility of developing and using a unique personal identifier for any individual who receives or may receive any type of service from the political subdivision or state governmental entity. A unique personal identifier is defined as any combination of numbers, letters, or characters, other than a social security number, that may be used to identify a particular individual. The bill also requires a political subdivision and state governmental entity, where appropriate, to consider substituting the use of a unique personal identifier for the use of a social security number.

In addition, the bill requires that every business entity doing business in this state investigate the feasibility of developing and using a unique personal identifier for any individual who receives or may receive any type of service or product from

the business entity. Under the bill, unless otherwise required by law to use a social security number, if a business entity determines that a unique personal identifier may be appropriately substituted for an individual's social security number, the business entity must consider using the unique personal identifier rather than the social security number for all purposes relating to sending documents to an individual and for identifying an individual.

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.** 19.68 of the statutes is created to read:

2           **19.68 Unique personal identifiers, social security numbers.** (1) In this  
3 section, "unique personal identifier" means any combination of numbers, letters, or  
4 characters, other than a social security number, that may be used to identify a  
5 particular individual.

6           (2) Each state authority shall investigate the feasibility of developing and  
7 using a unique personal identifier for any individual who receives or may receive any  
8 type of service from the state authority. Unless required by law to use a social  
9 security number, if a state authority determines that a unique personal identifier  
10 may be appropriately substituted for an individual's social security number, the state  
11 authority shall consider removing social security numbers from data bases that  
12 contain information on, or documents that are mailed to, any individual to whom the  
13 state authority provides, or may provide, services and shall consider substituting a  
14 unique personal identifier for the individual's social security number.

15           **SECTION 2.** 66.0118 of the statutes is created to read:

16           **66.0118 Unique personal identifiers, social security numbers.** (1)

17           **DEFINITIONS.** In this section:

18           (a) "Political subdivision" means a city, village, town, or county.

1 (b) “Unique personal identifier” means any combination of numbers, letters, or  
2 characters, other than a social security number, that may be used to identify a  
3 particular individual.

4 (2) DEVELOPMENT OF UNIQUE PERSONAL IDENTIFIERS. A political subdivision shall  
5 investigate the feasibility of developing and using a unique personal identifier for  
6 any individual who receives or may receive any type of service from the political  
7 subdivision. Unless otherwise required by law to use a social security number, if a  
8 political subdivision determines that a unique personal identifier may be  
9 appropriately substituted for an individual’s social security number, the political  
10 subdivision shall consider removing social security numbers from data bases that  
11 contain information on, or documents that are mailed to, any individual to whom the  
12 political subdivision provides, or may provide, services and shall consider  
13 substituting a unique personal identifier for the individual’s social security number.

14 **SECTION 3.** 895.66 of the statutes is created to read:

15 **895.66 Unique personal identifiers, social security numbers.** (1) In this  
16 section:

17 (a) “Business entity” has the meaning given in s. 13.62 (5).

18 (b) “Unique personal identifier” means any combination of numbers, letters, or  
19 characters, other than a social security number, that may be used to identify a  
20 particular individual.

21 (2) DEVELOPMENT OF UNIQUE PERSONAL IDENTIFIERS. Every business entity shall  
22 investigate the feasibility of developing and using a unique personal identifier for  
23 any individual who receives or may receive any type of service or product from the  
24 business entity. Unless otherwise required by law to use a social security number,  
25 if a business entity determines that a unique personal identifier may be

1 appropriately substituted for an individual's social security number, the business  
2 entity shall consider using the unique personal identifier rather than the social  
3 security number for all purposes relating to sending documents to an individual and  
4 for identifying an individual.

5 (END)



# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

STEPHEN R. MILLER  
CHIEF

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

March 7, 2001

### MEMORANDUM

To: Representative Powers

From: Marc E. Shovers, Senior Legislative Attorney

Re: LRB-1484 Development of unique identifiers

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY  JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-0129 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.