

2001 DRAFTING REQUEST

Bill

Received: 06/06/2001

Received By: fasttn

Wanted: As time permits

Identical to LRB:

For: Gregg Underheim (608) 266-2254

By/Representing: Sandy Lonergan (aide)

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**

Extra Copies: **TNF, PJH**

Submit via email: NO

Pre Topic:

No specific pre topic given

Topic:

Thumbprints by DOT for driver's license

Instructions:

Wants bill that requires DOT to take thumbprints of every applicant for a driver's license with a photograph or an identification card, but the thumbprints are not to be on license document. Thumbprints may be shared electronically with local law enforcement. File transferred from LRB-3398 because of file corruption.

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>
/?	agary 09/25/2001			_____			S&L
/1			kfollet 09/26/2001	_____	lrb_docadmin 09/26/2001		S&L
/2	agary 11/02/2001	rschluet 11/09/2001	jfrantze 11/12/2001	_____	lrb_docadmin 11/12/2001	lrb_docadmin 01/15/2002	

FE Sent For:



At intro

<END>

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May Contact:

Addl. Drafters:

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/?	agary		<i>agary</i> 9/26	<i>agary</i> 9/26			

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1?	agary	AS & CS 9-17-1		==			S&L

FE Sent For:

<END>

File corrupted. Transferred to LRB-3875

AKG



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-3398/1

ARG:.....

CS # 93

2001 BILL

D-Note

Gen

- 1 AN ACT ...; relating to: thumbprints on motor vehicle operators' licenses and
2 identification cards.

Analysis by the Legislative Reference Bureau

With limited exceptions, current law requires the department of transportation (DOT) to take a photograph of all applicants for an operator's license or identification card. The photograph must appear on the operator's license or identification card document. However, DOT may issue an operator's license without a photograph in specific situations where DOT deems such action appropriate. DOT may keep copies of photographs taken for an operator's license or identification card for DOT's own use but generally must keep the photographs confidential. However, DOT may release a photograph to the individual whose photograph was taken. In addition, DOT may, under certain circumstances, release a copy of a photograph taken on or after September 1, 1997, to a Wisconsin law enforcement agency or to a law enforcement agency of a physically adjacent state. DOT may release a copy of a photograph to a Wisconsin law enforcement agency only if the agency submits a written request on the agency's letterhead that specifies the name of the person whose photograph is requested, along with the name of the requester and the law enforcement agency that employs the requester, and states that the photograph is requested for the purpose of investigating unlawful activity, looking for a missing person, or identifying an accident victim or a deceased person. If a law enforcement agency receives a copy of a photograph from DOT, the agency must keep the copy of the photograph confidential and may disclose it only if necessary to perform a law enforcement function. Beginning on January 1, 2003, DOT may not release photographs to any person other than the subject of the photograph.

BILL

This bill requires DOT, with limited exceptions, to take a thumbprint of all applicants for an operator's license or identification card. The thumbprint may not appear on the operator's license or identification card document. However, DOT may issue an operator's license or identification card without taking a thumbprint in specific situations where DOT deems such action appropriate. DOT may keep copies of a thumbprint taken by DOT for DOT's own use but generally must keep the thumbprint confidential. However, DOT may release copies of a thumbprint to the individual whose thumbprint is taken. In addition, DOT may release written or electronic copies of a thumbprint to a Wisconsin law enforcement agency if the agency submits a written request on the agency's letterhead that specifies the name of the person whose thumbprint is requested, along with the name of the requester and the law enforcement agency that employs the requester, and states that the thumbprint is requested for the purpose of investigating unlawful activity, looking for a missing person, or identifying an accident victim or a deceased person. The released thumbprint must be accompanied by a notation advising of the statutory requirements and restrictions pertaining to use of the thumbprint. If a Wisconsin law enforcement agency receives a copy of a thumbprint from DOT, the agency must keep the copy of the thumbprint confidential and may disclose it only if necessary to perform a law enforcement function and only if the person to whom it is disclosed agrees to keep it confidential.

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. 343.14 (3m) of the statutes is created to read:

2 343.14 (3m) The department shall, as part of the application process, take a
3 thumbprint of the applicant. Except where specifically exempted by statute or by
4 rule of the department, no application may be processed without a thumbprint being
5 taken. In the case of renewal licenses, the thumbprint shall be taken once every 8
6 years, and shall coincide with the appearance for examination which is required
7 under s. 343.16 (3). The thumbprint shall not appear on the operator's license
8 document. The department may make provision for issuance of a license without a
9 thumbprint if the applicant is physically unable to provide a thumbprint or is

BILL

1 stationed outside the state in military service, and in specific situations where the
2 department deems such action appropriate.

3

4

SECTION 2. 343.238 of the statutes is created to read:

5

343.238 Access to license and identification card thumbprints. (1) In

6

this section, "Wisconsin law enforcement agency" has the meaning given in s. 175.46

7

(1) (f).

8

(2) Any thumbprint taken of an applicant under s. 343.14 (3m) or 343.50 (4)

9

may be maintained by the department and, except as provided in this section, shall

10

be kept confidential. Except as provided in this section, the department may release

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a thumbprint only to the person whose thumbprint was taken.

12

(3) The department shall provide a Wisconsin law enforcement agency with a

13

printed or electronic copy of a thumbprint taken of an applicant under s. 343.14 (3m)

14

or 343.50 (4) if the department receives a written request on the Wisconsin law

15

enforcement agency's letterhead that contains ^{with respect to the thumbprint,} ~~all of~~ the information specified in s.

16

343.237 (3) (a) to (c). The department shall attach to each copy of a thumbprint

17

provided under this subsection the notation: "This thumbprint is subject to the

18

requirements and restrictions of section 343.238 of the Wisconsin Statutes."

19

(4) Any Wisconsin law enforcement agency that receives a thumbprint

20

provided to the Wisconsin law enforcement agency under this section shall keep the

21

copy of the thumbprint confidential and may disclose it only if disclosure is necessary

22

to perform a law enforcement function and the person to whom the copy of the

23

thumbprint is disclosed agrees to keep it confidential. If a Wisconsin law

24

enforcement agency discloses a copy of a thumbprint to another person under this

BILL**SECTION 2**

1 subsection, the copy of the thumbprint shall have attached to it the notation specified
2 in sub. (3).

3 **SECTION 3.** 343.50 (4) of the statutes is amended to read:

4 343.50 (4) APPLICATION. The application for an identification card shall include
5 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), and (br),
6 such further information as the department may reasonably require to enable it to
7 determine whether the applicant is entitled by law to an identification card and, for
8 applicants who are aged 65 years or older, material, as provided by the department,
9 explaining the voluntary program that is specified in s. 71.55 (10) (b). The
10 department shall, as part of the application process, take a photograph of the
11 applicant to comply with sub. (3) and, except in specific situations where the
12 department deems such action appropriate, take a thumbprint of the applicant if the
13 applicant is physically able to provide a thumbprint. No application may be
14 processed without the photograph being taken and, except in specific situations
15 where the department deems such action appropriate, without a thumbprint being
16 taken unless the applicant is physically unable to provide a thumbprint.
17 Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s.
18 343.14 (9).

19 **SECTION 4. Initial applicability.**

20 (1) This act first applies to applications for an operator's license or
21 identification card, or renewal of an operator's license or identification card,
22 submitted to the department of transportation on the effective date of this
23 subsection.

24 **SECTION 5. Effective date.**

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3398/1dn

ARG:.....

B & cjs

Date

The attached draft requires the department of transportation (DOT) to take a thumbprint of an applicant for a driver's license or identification card. The thumbprint may not appear on the driver's license or identification card document and must be kept confidential except for disclosure to the applicant or, with limitations, to a Wisconsin law enforcement agency. The attached bill is similar, in part, to existing statutory provisions relating to driver's license and identification card photographs. See ss. 343.14 (3) and 343.237, stats. However, the confidentiality statute relating to driver's license and identification card photographs includes a number of provisions that have been omitted from the attached draft, including a sunset date of December 31, 2002, a required report by DOT and the department of justice to the legislature, a specific penalty provision, a "no-fee" provision, and provisions allowing disclosure to out-of-state law enforcement agencies. See s. 343.237, stats. If you would like to treat thumbprints and photographs identically for confidentiality purposes, or add some but not all of the provisions in s. 343.237 to the attached draft, the attached draft could be modified to do so.

The attached draft requires that DOT take a single thumbprint. Is this consistent with your intent, or would you like to require prints of both thumbs?

* Under existing law, upon driver's license renewal every ^{eight} 8 years, a new photograph must be taken. The attached draft requires that a new thumbprint also be taken at this time. Is this consistent with your intent?

The attached draft does not provide a penalty for violation of the provisions requiring that thumbprints be kept confidential. Do you want to add a penalty provision to this draft, like the penalty for disclosure of driver's license photographs in s. 343.237(10)?

The attached draft also includes a delayed effective date to allow DOT time to implement these administrative changes.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3875/1dn
ARG:rs&ejs:kjf

September 26, 2001

The attached draft requires the department of transportation (DOT) to take a thumbprint of an applicant for a driver's license or identification card. The thumbprint may not appear on the driver's license or identification card document and must be kept confidential except for disclosure to the applicant or, with limitations, to a Wisconsin law enforcement agency. The attached bill is similar, in part, to existing statutory provisions relating to driver's license and identification card photographs. See ss. 343.14 (3) and 343.237, stats. However, the confidentiality statute relating to driver's license and identification card photographs includes a number of provisions that have been omitted from the attached draft, including a sunset date of December 31, 2002, a required report by DOT and the department of justice to the legislature, a specific penalty provision, a "no-fee" provision, and provisions allowing disclosure to out-of-state law enforcement agencies. See s. 343.237, stats. If you would like to treat thumbprints and photographs identically for confidentiality purposes, or add some but not all of the provisions in s. 343.237 to the attached draft, the attached draft could be modified to do so.

The attached draft requires that DOT take a single thumbprint. Is this consistent with your intent, or would you like to require prints of both thumbs?

Under existing law, upon driver's license renewal every eight years, a new photograph must be taken. The attached draft requires that a new thumbprint also be taken at this time. Is this consistent with your intent?

The attached draft does not provide a penalty for violation of the provisions requiring that thumbprints be kept confidential. Do you want to add a penalty provision to this draft, like the penalty for disclosure of driver's license photographs in s. 343.237 (10)?

The attached draft also includes a delayed effective date to allow DOT time to implement these administrative changes.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

Gary, Aaron

From: Radloff, Gary
Sent: Friday, October 12, 2001 2:00 PM
To: Gary, Aaron
Subject: RE: LRB-3875 - thumbprints on driver's licenses

Hi Aaron:

Thanks for the update. yes, let's wait to update the bill to reflect the changes in AB 110. then, proceed as recommended.
GR

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

From: Gary, Aaron
Sent: Tuesday, October 09, 2001 5:05 PM
To: Radloff, Gary
Subject: LRB-3875 - thumbprints on driver's licenses

Greetings Gary,

Rep. Underheim requested a redraft of the above-referenced bill. One of the requested changes was to make the provisions regarding confidentiality of driver's license thumbprints identical to the existing statutory provisions in s. 343.237 regarding confidentiality of driver's license photographs. If the provisions are going to be identical, I believe it is preferable to amend s. 343.237 to add "thumbprints" rather than create the new, duplicative s. 343.238. However, a bill amending s. 343.237 (AB-110) just passed the second house on Oct. 4 and, if signed into law, this draft should reflect the changes to s. 343.237 in that bill. Do you want me to wait until the governor signs or vetoes AB-110 before sending out this redraft, or do you want me to get the redraft out to you knowing that it may have to be changed if AB-110 is vetoed? Thanks. Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

October 4, 2001

To: Aaron R. Gary, Legislative Attorney

From: Rep. Gregg Underheim

Re: Questions on LRB 3875/1 dn

1. Yes, please treat thumbprints and photographs identically for confidentiality purposes.
2. Yes, require only one thumbprint.
3. Yes, new thumbprint with new lease every eight years.
4. Yes, penalty for violation of the confidentiality provisions.
5. Yes, the delayed effective date for administrative changes in fine

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3875/1dn
ARG:rs&cjs:kjf

September 26, 2001

(draft)
The attached draft requires the department of transportation (DOT) to take a thumbprint of an applicant for a driver's license or identification card. The thumbprint may not appear on the driver's license or identification card document and must be kept confidential except for disclosure to the applicant or, with limitations, to a Wisconsin law enforcement agency. The attached bill is similar, in part, to existing statutory provisions relating to driver's license and identification card photographs. See ss. 343.14 (3) and 343.237, stats. However, the confidentiality statute relating to driver's license and identification card photographs includes a number of provisions that have been omitted from the attached draft, including a sunset date of December 31, 2002, a required report by DOT and the department of justice to the legislature, a specific penalty provision, a "no-fee" provision, and provisions allowing disclosure to out-of-state law enforcement agencies. See s. 343.237, stats. If you would like to treat thumbprints and photographs identically for confidentiality purposes, or add some but not all of the provisions in s. 343.237 to the attached draft, the attached draft could be modified to do so. *yes*

ok The attached draft requires that DOT take a single thumbprint. Is this consistent with your intent, or would you like to require prints of both thumbs? *no*

ok Under existing law, upon driver's license renewal every eight years, a new photograph must be taken. The attached draft requires that a new thumbprint also be taken at this time. Is this consistent with your intent? *yes*

(draft) The attached draft does not provide a penalty for violation of the provisions requiring that thumbprints be kept confidential. Do you want to add a penalty provision to this draft, like the penalty for disclosure of driver's license photographs in s. 343.237 (10)? *yes*

The attached draft also includes a delayed effective date to allow DOT time to implement these administrative changes.

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↑
stop slams

2001 BILL

RMR
D-Note

Alesin

1 AN ACT to amend 343.50 (4); and to create 343.14 (3m) and 343.238 of the
2 statutes; relating to: thumbprints on motor vehicle operators' licenses and
3 identification cards.

Analysis by the Legislative Reference Bureau

With limited exceptions, current law requires the department of transportation (DOT) to take a photograph of all applicants for an operator's license or identification card. The photograph must appear on the operator's license or identification card document. However, DOT may issue an operator's license without a photograph in specific situations where DOT deems such action appropriate. DOT may keep copies of photographs taken for an operator's license or identification card for DOT's own use but generally must keep the photographs confidential. However, DOT may release a photograph to the individual whose photograph was taken. In addition, DOT may, under certain circumstances, release a copy of a photograph taken on or after September 1, 1997, to a Wisconsin law enforcement agency or to a law enforcement agency of a physically adjacent state. DOT may release a copy of a photograph to a Wisconsin law enforcement agency only if the agency submits a written request on the agency's letterhead that specifies the name of the person whose photograph is requested, along with the name of the requester and the law enforcement agency that employs the requester, and states that the photograph is requested for the purpose of investigating unlawful activity, looking for a missing person, or identifying an accident victim or a deceased person. If a law enforcement agency receives a copy of a photograph from DOT, the agency must keep the copy of

>

BILL

the photograph confidential and may disclose it only if necessary to perform a law enforcement function. ~~Beginning on January 1, 2003, DOT may not release photographs to any person other than the subject of the photograph.~~

This bill requires DOT, with limited exceptions, to take a thumbprint of all applicants for an operator's license or identification card. The thumbprint may not appear on the operator's license or identification card document. However, DOT may issue an operator's license or identification card without taking a thumbprint in specific situations where DOT deems such action appropriate. DOT may keep copies of a thumbprint taken by DOT for DOT's own use but generally must keep the thumbprint confidential. However, DOT may release copies of a thumbprint to the individual whose thumbprint is taken. In addition, DOT may release written or electronic copies of a thumbprint to a Wisconsin law enforcement agency ~~if the~~

~~agency submits a written request on the agency's letterhead that specifies the name of the person whose thumbprint is requested, along with the name of the requester and the law enforcement agency that employs the requester, and states that the thumbprint is requested for the purpose of investigating unlawful activity, looking for a missing person, or identifying an accident victim or a deceased person. The released thumbprint must be accompanied by a notation advising of the statutory requirements and restrictions pertaining to use of the thumbprint. If a Wisconsin law enforcement agency receives a copy of a thumbprint from DOT, the agency must keep the copy of the thumbprint confidential and may disclose it only if necessary to perform a law enforcement function and only if the person to whom it is disclosed agrees to keep it confidential.~~

insert
A

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. 343.14 (3m) of the statutes is created to read:
- 2 343.14 (3m) The department shall, as part of the application process, take a
- 3 thumbprint of the applicant. Except where specifically exempted by statute or by
- 4 rule of the department, no application may be processed without a thumbprint being
- 5 taken. In the case of renewal licenses, the thumbprint shall be taken once every 8
- 6 years, and shall coincide with the appearance for examination which is required
- 7 under s. 343.16 (3). The thumbprint shall not appear on the operator's license
- 8 document. The department may make provisions for issuance of a license without

BILL

1 a thumbprint if the applicant is physically unable to provide a thumbprint or is
2 stationed outside the state in military service, and in specific situations where the
3 department deems such action appropriate.

4 ~~SECTION 2. 343.238 of the statutes is created to read:~~

5 **343.238 Access to license and identification card thumbprints.** (1) In
6 this section, "Wisconsin law enforcement agency" has the meaning given in s. 175.46
7 (1) (f).

8 (2) Any thumbprint taken of an applicant under s. 343.14 (3m) or 343.50 (4)
9 may be maintained by the department and, except as provided in this section, shall
10 be kept confidential. Except as provided in this section, the department may release
11 a thumbprint only to the person whose thumbprint was taken.

12 (3) The department shall provide a Wisconsin law enforcement agency with a
13 printed or electronic copy of a thumbprint taken of an applicant under s. 343.14 (3m)
14 or 343.50 (4) if the department receives a written request on the Wisconsin law
15 enforcement agency's letterhead that contains, with respect to the thumbprint, the
16 information specified in s. 343.237 (3) (a) to (c). The department shall attach to each
17 copy of a thumbprint provided under this subsection the notation: "This thumbprint
18 is subject to the requirements and restrictions of section 343.238 of the Wisconsin
19 Statutes."

20 (4) Any Wisconsin law enforcement agency that receives a thumbprint
21 provided to the Wisconsin law enforcement agency under this section shall keep the
22 copy of the thumbprint confidential and may disclose it only if disclosure is necessary
23 to perform a law enforcement function and the person to whom the copy of the
24 thumbprint is disclosed agrees to keep it confidential. If a Wisconsin law
25 enforcement agency discloses a copy of a thumbprint to another person under this

BILL**SECTION 2**

~~subsection, the copy of the thumbprint shall have attached to it the notation specified in sub. (3).~~

SECTION 3. 343.50 (4) of the statutes is amended to read:

343.50 (4) APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), and (br), such further information as the department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card and, for applicants who are aged 65 years or older, material, as provided by the department, explaining the voluntary program that is specified in s. 71.55 (10) (b). The department shall, as part of the application process, take a photograph of the applicant to comply with sub. (3) and, except in specific situations where the department deems such action appropriate, take a thumbprint of the applicant if the applicant is physically able to provide a thumbprint. No application may be processed without the photograph being taken and, except in specific situations where the department deems such action appropriate, without a thumbprint being taken unless the applicant is physically unable to provide a thumbprint. Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

SECTION 4. Initial applicability.

(1) This act first applies to applications for an operator's license or identification card, or renewal of an operator's license or identification card, submitted to the department of transportation on the effective date of this subsection.

SECTION 5. Effective date.

§ sec# 343.237 of the statutes is amended to read.
INS (move to p. 3 of this document)

Insert A

under the same circumstances and with the same limitations, with respect to the thumbprint, that apply to the release of photographs.

SECTION 1. 343.237 (title), (2), (3) (intro.), (a), (c) (intro.), and (d), (4m) (8), (9), as affected by 2001 Wisconsin Act ... (Assembly Bill 110), and (10) of the statutes are amended to read:

343.237 (title) Access to license and identification card photographs and thumbprints.

(2) Any photograph taken of an applicant under s. 343.14 (3) or 343.50 (4), and any thumbprint taken of an applicant under s. 343.14 (3m) or 343.50 (4), may be maintained by the department and, except as provided in this section, shall be kept confidential. Except as provided in this section, the department may release a photograph or thumbprint only to the person whose photograph or thumbprint was taken.

(3) (intro.) The department shall provide a Wisconsin law enforcement agency with a copy of a photograph taken on or after September 1, 1997, of an applicant under s. 343.14 (3) or 343.50 (4), or a printed or electronic copy of a thumbprint taken of an applicant under s. 343.14 (3m) or 343.50 (4), if the department receives a written request on the Wisconsin law enforcement agency's letterhead that contains all of the following:

(a) The name of the person whose photograph or thumbprint is requested.

Insert B

(intro.)

(c) A statement signed by a division commander or higher authority within the Wisconsin law enforcement agency that the photograph or thumbprint is requested for any of the following purposes:

* (d) ~~A~~ For requests for photographs only, a statement that the request is not made solely to obtain a photograph for use as part of a photo lineup or photo array.

(4m) The department shall attach to each copy of a photograph or thumbprint provided under this section the notation: "This photograph is subject to the requirements and restrictions of section 343.237 of the Wisconsin Statutes" or "This thumbprint is subject to the requirements and restrictions of section 343.237 of the Wisconsin Statutes."

(5) Any law enforcement agency that has in its possession a copy of a photograph or thumbprint provided to it under sub. (3) or (4) shall destroy any copies of the photograph or thumbprint in its possession when the photograph or thumbprint is no longer necessary for the investigatory or identification purpose specified in its request for the copy of the photograph or thumbprint.

(6) For each copy of a photograph or thumbprint provided under sub. (3) or (4), the department shall record and maintain the written request for the copy of the photograph or thumbprint and may not disclose any record or other information concerning or relating to the written request to any person other than a court, district attorney, county corporation counsel, city, village, or town attorney, law enforcement agency, the applicant or identification card holder or, if the applicant or identification card holder is under 18 years of age, his or her parent or guardian.

(7) The department may not charge a fee for providing a copy of any photograph or thumbprint to a Wisconsin law enforcement agency under this section.

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(8) (a) Any law enforcement agency that receives a photograph or thumbprint provided to a law enforcement agency under this section shall keep the copy of the photograph or thumbprint confidential and may disclose it only if disclosure is necessary to perform a law enforcement function and the person to whom the copy of the photograph or thumbprint is disclosed agrees to comply with par. (c).

(b) If a law enforcement agency discloses a copy of a photograph or thumbprint to another person under par. (a), the copy of the photograph or thumbprint shall have attached to it the notation specified in sub. (4m)

(c) Any person who receives a copy of a photograph or thumbprint from a law enforcement agency under par. (a) shall destroy any copies of the photograph or thumbprint in his or her possession when the photograph or thumbprint is no longer necessary to perform the law enforcement function for which the photograph or thumbprint was disclosed.

(9) Not later than August 1, 1998, and annually thereafter with regard to photographs, and not later than August 1, 2003, and annually thereafter with regard to thumbprints, the department of transportation and the department of justice jointly shall submit a report to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) concerning the copies of photographs and thumbprints provided under this section, including the agencies to whom and the purposes for which the copies of the photographs and thumbprints were provided. The department of transportation and the department of justice shall consult with other interested persons when preparing a report under this subsection.

(10) Any person who wilfully discloses a copy of a photograph or thumbprint in violation of this section may be required to forfeit not more than \$500 for each violation. Each copy disclosed constitutes a separate offense.

Insert
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INS
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move to bottom of this page

→ INS. 1 (From page 1 of this document)

→ INS. 2 (from this page)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3875/2dn

ARG:.....

BS + gjs

Date

The attached draft differs from LRB-3875/1 in that it amends existing s. 343.237 in lieu of creating s. 343.238. The amendment to s. 343.237 imposes the same confidentiality requirements for thumbprints as currently exist for photographs and includes a penalty provision. The text of amended s. 343.237 in the attached draft reflects changes made to s. 343.237 in AB-110. I note that AB-110 also eliminated the sunset provision from s. 343.237.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3875/2dn
ARC:rs&cjs:jf

November 12, 2001

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Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

Emery, Lynn

From: Gary, Aaron
Sent: Monday, January 14, 2002 4:29 PM
To: Emery, Lynn
Subject: FW: LRB-3875

Lynn,
I got Mike's out of office reply. If he will be out tomorrow, could you take care of the jacketing? Thanks. Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

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

From: Gary, Aaron
Sent: Monday, January 14, 2002 4:28 PM
To: Petri, Tom
Cc: Barman, Mike
Subject: LRB-3875



01-3875/2

Tom,
Attached is a copy in PDF format of LRB-3875/2. Per your request, this bill is being jacketed.

Mike,
Could you please jacket this draft for Rep. Underheim's office?

Thanks. Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

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