

1 50.01 (1g) (b) A facility or private home that provides care, treatment, and
2 services only for victims of domestic abuse, as defined in s. ~~49.165~~[✓] 49.217 (1) (a), and
3 their children.

4 **SECTION 275.** 51.42 (3) (e) [✓] of the statutes is amended to read:

5 51.42 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
6 (2) (a), ~~49.013~~[✓], 49.45 (4), ~~49.83~~[✓], 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),
7 253.07 (3) (c), and 938.78 (2) (a), any subunit of a county department of community
8 programs or tribal agency acting under this section may exchange confidential
9 information about a client, without the informed consent of the client, with any other
10 subunit of the same county department of community programs or tribal agency,
11 with a resource center, a care management organization, or a long-term care district,
12 or with any person providing services to the client under a purchase of services
13 contract with the county department of community programs or tribal agency or with
14 a resource center, care management organization, or long-term care district, if
15 necessary to enable an employee or service provider to perform his or her duties, or
16 to enable the county department of community programs or tribal agency to
17 coordinate the delivery of services to the client. Any agency releasing information
18 under this paragraph shall document that a request was received and what
19 information was provided.

20 **SECTION 276.** 51.437 (4r) (b) [✓] of the statutes is amended to read:

21 51.437 (4r) (b) Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), ~~49.013~~[✓], 49.45 (4),
22 ~~49.83~~[✓], 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2)
23 (a), any subunit of a county department of developmental disabilities services or
24 tribal agency acting under this section may exchange confidential information about
25 a client, without the informed consent of the client, with any other subunit of the

1 same county department of developmental disabilities services or tribal agency, with
2 a resource center, a care management organization, or a long-term care district, or
3 with any person providing services to the client under a purchase of services contract
4 with the county department of developmental disabilities services or tribal agency
5 or with a resource center, a care management organization, or a long-term care
6 district, if necessary to enable an employee or service provider to perform his or her
7 duties, or to enable the county department of developmental disabilities services or
8 tribal agency to coordinate the delivery of services to the client. Any agency releasing
9 information under this paragraph shall document that a request was received and
10 what information was provided.

11 **SECTION 277.** 59.22 (2) (c) 2. [✓] of the statutes is amended to read:

12 59.22 (2) (c) 2. No action of the board may be contrary to or in derogation of the
13 rules of the department of children and families under s. 49.78 [✓] 49.003 (4) to (7)
14 relating to employees administering old-age assistance, aid to families with
15 dependent children, aid to the blind, or aid to totally and permanently disabled
16 persons or ss. 63.01 to 63.17.

17 **SECTION 278.** 59.40 (2) (p) [✓] of the statutes is amended to read:

18 59.40 (2) (p) Cooperate with the department of children and families with
19 respect to the child and spousal support and establishment of paternity and medical
20 support liability program under ss. 49.22 [✓] 49.811 and 59.53 (5), and provide that
21 department with any information from court records which it requires to administer
22 that program.

23 **SECTION 279.** 59.53 (5) (a) and (6) (b) [✓] of the statutes are amended to read:

24 59.53 (5) (a) The board shall contract with the department of children and
25 families to implement and administer the child and spousal support and

1 establishment of paternity and the medical support liability programs provided for
2 by Title IV of the federal ~~social security act~~ [✓] Social Security Act. The board may
3 designate by board resolution any office, officer, board, department, or agency, except
4 the clerk of circuit court, as the county child support agency. The board or county
5 child support agency shall implement and administer the programs in accordance
6 with the contract with the department of children and families. The attorneys
7 responsible for support enforcement under sub. (6) (a), circuit court commissioners,
8 and all other county officials shall cooperate with the county and the department of
9 children and families as necessary to provide the services required under the
10 programs. The county shall charge the fee established by the department of children
11 and families under s. ~~49.22~~ 49.811 [✓] for services provided under this paragraph to
12 persons not receiving benefits under s. 49.148 or 49.155 or assistance under s.
13 48.645, 49.19, 49.46, 49.465, 49.47, 49.471, or 49.472.

14 (6) (b) Attorneys responsible for support enforcement under par. (a) shall
15 institute, commence, appear in, or perform other prescribed duties in actions or
16 proceedings under sub. (5) and ss. ~~49.22~~ 49.811 [✓] (7), 767.205 (2), 767.501 and 767.80
17 and ch. 769.

18 **SECTION 280.** 63.03 (2) (r) of the statutes is amended to read:

19 63.03 (2) (r) All staff performing services for the Milwaukee County enrollment
20 services unit under s. ~~49.825~~ 49.009 [✓] or for the child care provider services unit under
21 s. ~~49.826~~ 49.011 [✓].

22 **SECTION 281.** 69.03 (14) of the statutes is amended to read:

23 69.03 (14) Provide hospitals with a pamphlet containing information for
24 parents about birth certificates including how to add the name of the father of a child
25 whose parents were not married at any time from the conception to the birth of the

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1 child to the birth certificate under s. 69.15 (3) (b) or, if the father will not sign an
2 affidavit, through a paternity action; the legal significance and future medical
3 advantages to the child of having the father's name inserted on the birth certificate;
4 and the availability of services under s. ~~49.22~~ 49.811.[✓]

5 **SECTION 282.** 69.15 (3) (b) 3.[✓] of the statutes is amended to read:

6 69.15 (3) (b) 3. Except as provided under par. (c), if the state registrar receives
7 a statement acknowledging paternity on a form prescribed by the state registrar and
8 signed by both parents, and by a parent or legal guardian of any parent who is under
9 the age of 18 years, along with the fee under s. 69.22, the state registrar shall insert
10 the name of the father under subd. 1. The state registrar shall mark the certificate
11 to show that the form is on file. The form shall be available to the department of
12 children and families or a county child support agency under s. 59.53 (5) pursuant
13 to the program responsibilities under s. ~~49.22~~ 49.811[✓] or to any other person with a
14 direct and tangible interest in the record. The state registrar shall include on the
15 form for the acknowledgment the information in s. 767.805 and the items in s.
16 767.813 (5g).

17 **SECTION 283.** 69.20 (3) (f)[✓] of the statutes is amended to read:

18 69.20 (3) (f) The state or a local registrar may disclose a social security number
19 on a vital record to the department of children and families or a county child support
20 agency under s. 59.53 (5) in response to a request under s. ~~49.22~~ 49.811[✓] (2m).

21 **SECTION 284.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

22 71.07 (2dx) (a) 5. "Member of a targeted group" means a person who resides
23 in an area designated by the federal government as an economic revitalization area,
24 a person who is employed in an unsubsidized job but meets the eligibility
25 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,

1 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), ~~or in a real work,~~
 2 ~~real pay project position under s. 49.147 (3m),~~ a person who is eligible for child care
 3 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an
 4 economically disadvantaged youth, an economically disadvantaged veteran, a
 5 supplemental security income recipient, a general assistance recipient, an
 6 economically disadvantaged ex-convict, a qualified summer youth employee, as
 7 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or
 8 a food stamp recipient of benefits under the supplemental nutrition assistance
 9 program under 7 USC 2011 to 2036, if the person has been certified in the manner
 10 under sub. (2dj) (am) 3. by a designated local agency, as defined in sub. (2dj) (am) 2.

11 **SECTION 285.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

12 71.28 (1dx) (a) 5. "Member of a targeted group" means a person who resides
 13 in an area designated by the federal government as an economic revitalization area,
 14 a person who is employed in an unsubsidized job but meets the eligibility
 15 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
 16 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), ~~or in a real work,~~
 17 ~~real pay project position under s. 49.147 (3m),~~ a person who is eligible for child care
 18 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an
 19 economically disadvantaged youth, an economically disadvantaged veteran, a
 20 supplemental security income recipient, a general assistance recipient, an
 21 economically disadvantaged ex-convict, a qualified summer youth employee, as
 22 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or
 23 a food stamp recipient of benefits under the supplemental nutrition assistance
 24 program under 7 USC 2011 to 2036, if the person has been certified in the manner
 25 under sub. (1dj) (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

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1 **SECTION 286.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

2 71.47 (1dx) (a) 5. "Member of a targeted group" means a person who resides
3 in an area designated by the federal government as an economic revitalization area,
4 a person who is employed in an unsubsidized job but meets the eligibility
5 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
6 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), ~~or in a real work,~~
7 ~~real pay project position under s. 49.147 (3m),~~ a person who is eligible for child care
8 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an
9 economically disadvantaged youth, an economically disadvantaged veteran, a
10 supplemental security income recipient, a general assistance recipient, an
11 economically disadvantaged ex-convict, a qualified summer youth employee, as
12 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or
13 a food stamp recipient of benefits under the supplemental nutrition assistance
14 program under 7 USC 2011 to 2036, if the person has been certified in the manner
15 under sub. (1dj) (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

16 **SECTION 287.** 71.78 (4) (g) of the statutes is amended to read:

17 71.78 (4) (g) Employees of this state, to the extent that the department of
18 revenue deems the examination necessary for the employees to perform their duties
19 under contracts or agreements between the department and any other department,
20 division, bureau, board or commission of this state relating to the administration of
21 tax laws or child and spousal support enforcement under s. ~~49.22~~ 49.811.

22 **SECTION 288.** 71.93 (1) (a) 3. and 4. of the statutes are amended to read:

23 71.93 (1) (a) 3. An amount that the department of health services may recover
24 under s. 49.021, 49.45 (2) (a) 10., 49.497, or 49.793, or 49.847, if the department of
25 health services has certified the amount under s. ~~49.85~~ 49.023.

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1 4. An amount that the department of children and families may recover under
2 s. 49.161 or 49.195 (3) or collect under s. 49.147 (6) (cm), if the department of children
3 and families has certified the amount under s. ~~49.85~~ 49.023.

4 SECTION 289. 73.0301^X (2) (c) 2. of the statutes is amended to read:

5 73.0301 (2) (c) 2. A licensing department may not disclose any information
6 received under subd. 1. a. or b. to any person except to the department of revenue for
7 the purpose of requesting certifications under par. (b) 2. in accordance with the
8 memorandum of understanding under sub. (4) and administering state taxes or to
9 the department of children and families for the purpose of administering s. ~~49.22~~
10 49.811.

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11 SECTION 290. 76.636 (1) (e) 13. of the statutes is amended to read:

12 76.636 (1) (e) 13. A food stamp recipient of benefits under the supplemental
13 nutrition assistance program under 7 USC 2011 to 2036.

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****NOTE: I added this section to update the food stamp language.

14 History: 2005 a. 259; 2007 a. 20, 97; 2009 a. 180.
SECTION 291. 77.61 (5) (b) 11. of the statutes is amended to read:

15 77.61 (5) (b) 11. The department of children and families or a county child
16 support agency under s. 59.53 (5) in response to a request under s. ~~49.22~~ 49.811 (2m).

17 SECTION 292. 85.24 (4) (b) of the statutes is amended to read:

18 85.24 (4) (b) Paragraph (a) does not prohibit the disclosure of the information
19 to the extent necessary to administer the ride-sharing program nor, if requested
20 under s. ~~49.22~~ 49.811 (2m), does it prohibit disclosure of the name or address of a
21 person or of his or her employer to the department of children and families or a county
22 child support agency under s. 59.53 (5).

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23 SECTION 293. 101.02 (21) (b) of the statutes, as affected by 2011 Wisconsin Act
24 32, is amended to read:

1 101.02 (21) (b) As provided in the memorandum of understanding under s.
2 49.857 and except as provided in par. (e), the department of safety and professional
3 services may not issue or renew a license unless the applicant provides the
4 department of safety and professional services with his or her social security number.
5 The department of safety and professional services may not disclose the social
6 security number except that the department of safety and professional services may
7 disclose the social security number of an applicant for a license under par. (a) or a
8 renewal of a license under par. (a) to the department of children and families for the
9 sole purpose of administering s. ~~49.22~~ 49.811.[✓]

10 **SECTION 294.** 102.17 (1) (cg) 3. ~~of the statutes~~^X is amended to read:

11 102.17 (1) (cg) 3. The department of workforce development may not disclose
12 any information received under subd. 1. to any person except to the department of
13 revenue for the sole purpose of requesting certifications under s. 73.0301 or the
14 department of children and families for purposes of administering s. ~~49.22~~ 49.811.[✓]

15 **SECTION 295.** 102.29 (8r) of the statutes is amended to read:

16 102.29 (8r) No participant in a ~~food stamp~~[✓] supplemental nutrition assistance
17 employment and training program under s. 49.79 (9) who, under s. 49.79 (9) (a) 5.,
18 is provided worker's compensation coverage by the department of health services or
19 by a Wisconsin Works agency, as defined in s. 49.001 (9), or other provider under
20 contract with the department of health services or a county department under s.
21 46.215, 46.22, or 46.23 or tribal governing body to administer the ~~food stamp~~
22 supplemental nutrition assistance[✓] employment and training program and who
23 makes a claim for compensation under this chapter may make a claim or maintain

1 an action in tort against the employer who provided the employment and training
2 from which the claim arose.

History: 1975 c. 147 ss. 24, 54; 1977 c. 195; 1979 c. 323 s. 33; 1981 c. 92; 1985 a. 83 s. 44; 1985 a. 332 s. 253; 1987 a. 179; 1989 a. 64; 1995 a. 117, 289; 1997 a. 38; 1999 a. 9, 14; 2001 a. 16, 37; 2003 a. 144; 2005 a. 96, 172, 253; 2007 a. 20 ss. 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 2681, 2682, 2683, 2684, 2685, 2686, 2687, 2688, 2689, 2690, 2691, 2692, 2693, 2694, 2695, 2696, 2697, 2698, 2699, 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2707, 2708, 2709, 2710, 2711, 2712, 2713, 2714, 2715, 2716, 2717, 2718, 2719, 2720, 2721, 2722, 2723, 2724, 2725, 2726, 2727, 2728, 2729, 2730, 2731, 2732, 2733, 2734, 2735, 2736, 2737, 2738, 2739, 2740, 2741, 2742, 2743, 2744, 2745, 2746, 2747, 2748, 2749, 2750, 2751, 2752, 2753, 2754, 2755, 2756, 2757, 2758, 2759, 2760, 2761, 2762, 2763, 2764, 2765, 2766, 2767, 2768, 2769, 2770, 2771, 2772, 2773, 2774, 2775, 2776, 2777, 2778, 2779, 2780, 2781, 2782, 2783, 2784, 2785, 2786, 2787, 2788, 2789, 2790, 2791, 2792, 2793, 2794, 2795, 2796, 2797, 2798, 2799, 2800, 2801, 2802, 2803, 2804, 2805, 2806, 2807, 2808, 2809, 2810, 2811, 2812, 2813, 2814, 2815, 2816, 2817, 2818, 2819, 2820, 2821, 2822, 2823, 2824, 2825, 2826, 2827, 2828, 2829, 2830, 2831, 2832, 2833, 2834, 2835, 2836, 2837, 2838, 2839, 2840, 2841, 2842, 2843, 2844, 2845, 2846, 2847, 2848, 2849, 2850, 2851, 2852, 2853, 2854, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862, 2863, 2864, 2865, 2866, 2867, 2868, 2869, 2870, 2871, 2872, 2873, 2874, 2875, 2876, 2877, 2878, 2879, 2880, 2881, 2882, 2883, 2884, 2885, 2886, 2887, 2888, 2889, 2890, 2891, 2892, 2893, 2894, 2895, 2896, 2897, 2898, 2899, 2900, 2901, 2902, 2903, 2904, 2905, 2906, 2907, 2908, 2909, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2917, 2918, 2919, 2920, 2921, 2922, 2923, 2924, 2925, 2926, 2927, 2928, 2929, 2930, 2931, 2932, 2933, 2934, 2935, 2936, 2937, 2938, 2939, 2940, 2941, 2942, 2943, 2944, 2945, 2946, 2947, 2948, 2949, 2950, 2951, 2952, 2953, 2954, 2955, 2956, 2957, 2958, 2959, 2960, 2961, 2962, 2963, 2964, 2965, 2966, 2967, 2968, 2969, 2970, 2971, 2972, 2973, 2974, 2975, 2976, 2977, 2978, 2979, 2980, 2981, 2982, 2983, 2984, 2985, 2986, 2987, 2988, 2989, 2990, 2991, 2992, 2993, 2994, 2995, 2996, 2997, 2998, 2999, 3000.

3 **SECTION 296.** 102.33 (2) (b) 5. of the statutes is amended to read:

4 102.33 (2) (b) 5. The requester is the department of children and families or a
5 county child support agency under s. 59.53 (5), the request is made under s. 49.22
6 49.811 (2m), and the request is limited to the name and address of the employee who
7 is the subject of the record, the name and address of the employee's employer, and
8 any financial information about that employee contained in the record.

9 **SECTION 297.** 103.05 (1) and (4) (a) of the statutes are amended to read:

10 103.05 (1) The department shall establish and operate a hiring reporting
11 system that includes a state directory of new hires. All requirements under the
12 reporting system shall be consistent with federal laws and regulations that relate to
13 the reporting of newly hired employees for support collection purposes, as part of the
14 state location service under s. 49.22 49.811 (2), or any other purposes specified in 42
15 USC 653a (h).

16 (4) (a) Except as provided in par. (b), no person may use or disclose information
17 obtained under this section except in the administration of the program under s.
18 49.22 49.811 or a program specified in 42 USC 653a (h).

19 **SECTION 298.** 103.275 (2) (bg) 3. of the statutes is amended to read:

20 103.275 (2) (bg) 3. The department of workforce development may not disclose
21 any information received under subd. 1. to any person except to the department of
22 revenue for the sole purpose of requesting certifications under s. 73.0301 or the
23 department of children and families for purposes of administering s. 49.22 49.811.

24 **SECTION 299.** 103.34 (10) (a) 4. of the statutes is amended to read:

1 103.34 (10) (a) 4. The department of workforce development may not disclose
2 any information received under subd. 1. to any person except to the department of
3 revenue for the sole purpose of requesting certifications under s. 73.0301 or on the
4 request of the department of children and families under s. ~~49.22~~ [✓] 49.811 (2m).

5 **SECTION 300.** 103.91 (2) (b) 3. [✓] of the statutes is amended to read:

6 103.91 (2) (b) 3. The department of workforce development may not disclose
7 any information received under subd. 1. to any person except to the department of
8 revenue for the sole purpose of requesting certifications under s. 73.0301 or the
9 department of children and families for purposes of administering s. ~~49.22~~ [✓] 49.811.

10 **SECTION 301.** 103.92 (1) (b) 3. [✓] of the statutes is amended to read:

11 103.92 (1) (b) 3. The department of workforce development may not disclose
12 any information received under subd. 1. to any person except to the department of
13 revenue for the sole purpose of requesting certifications under. s. 73.0301 or the
14 department of children and families for purposes of administering s. ~~49.22~~ [✓] 49.811.

15 **SECTION 302.** 104.07 (4) (c) [✓] of the statutes is amended to read:

16 104.07 (4) (c) The department of workforce development may not disclose any
17 information received under par. (a) to any person except to the department of
18 revenue for the sole purpose of requesting certifications under s. 73.0301 or the
19 department of children and families for purposes of administering s. ~~49.22~~ [✓] 49.811.

20 **SECTION 303.** 105.06 (1m) (c) [✓] of the statutes is amended to read:

21 105.06 (1m) (c) The department of workforce development may not disclose any
22 information received under par. (a) to any person except to the department of
23 revenue for the sole purpose of requesting certifications under s. 73.0301 or the
24 department of children and families for purposes of administering s. ~~49.22~~ [✓] 49.811.

25 **SECTION 304.** 106.54 (9) of the statutes is amended to read:

1 106.54 (9) The division shall receive complaints under s. ~~49.019 (4) (d)~~[✓] or 49.197
2 (6) (d) ~~or 49.845 (4) (d)~~ and shall process the complaints in the same manner that
3 employment discrimination complaints are processed under s. 111.39.

4 **SECTION 305.** 111.322 (2m) (bm)[✓] of the statutes is amended to read:

5 111.322 (2m) (bm) The individual files a complaint or attempts to enforce a
6 right under s. ~~49.019 (4) (d)~~[✓] or 49.197 (6) (d) ~~or 49.845 (4) (d)~~[✓] or testifies or assists in
7 any action or proceeding under s. ~~49.019 (4) (d)~~[✓] or 49.197 (6) (d) ~~or 49.845 (4) (d)~~[✓].

8 **SECTION 306.** 115.347 (2)[✓] of the statutes is amended to read:

9 115.347 (2) Whenever a school district that is located in whole or in part in a
10 county that has converted to the client assistance for reemployment and economic
11 support data system submits a report under sub. (1) in the prescribed format, the
12 department of children and families shall determine which children enrolled in the
13 school district are members of Wisconsin Works groups participating under s. 49.147
14 (3) to (5) or of families receiving aid to families with dependent children or food
15 stamps benefits under the supplemental nutrition assistance program[✓] under 7 USC
16 2011 to 2036 and shall provide the information to the school board as soon thereafter
17 as possible. The school board shall use the information to directly certify children
18 as eligible for free or reduced-price meals served by the school district under federal
19 school nutrition programs, pursuant to 42 USC 1758 (b) (2) (C) (ii) and (iii).

****NOTE: I added this section to update the food stamp language.[✓]

History: 1993 a. 168; 1995 a. 27 ss. 3872, 9130 (4), 9145 (1); 1995 a. 289; 1997 a. 3, 27; 2007 a. 20.

20 **SECTION 307.** 118.15 (5) (b) 1. of the statutes is amended to read:

21 118.15 (5) (b) 1. Paragraph (a) does not apply to a person who has under his or
22 her control a child who has been sanctioned under s. ~~49.26~~ ~~49.198~~[✓] (1) (h).

23 **SECTION 308.** 118.19 (1r) (a) and (10) (g) of the statutes are amended to read:

1 118.19 (1r) (a) As provided in the memorandum of understanding under s.
2 49.857, the department of public instruction may not issue or renew a license or
3 permit or revalidate a license that has no expiration date unless the applicant
4 provides the department of public instruction with his or her social security number.
5 The department of public instruction may not disclose the social security number
6 except to the department of children and families for the sole purpose of
7 administering s. ~~49.22~~ 49.811.[✓]

8 (10) (g) At the request under s. ~~49.22~~ 49.811[✓] (2m) of the department of children
9 and families or a county child support agency under s. 59.53 (5), the state
10 superintendent shall release the name and address of the applicant or licensee, the
11 name and address of the applicant's or licensee's employer, and financial
12 information, if any, related to the applicant or licensee obtained under this
13 subsection to the department of children and families or the county child support
14 agency.

15 **SECTION 309.** 119.82 (1m) (c) ^x of the statutes is amended to read:

16 119.82 (1m) (c) Has been or is being sanctioned under s. ~~49.26~~ 49.198[✓] (1) (h).

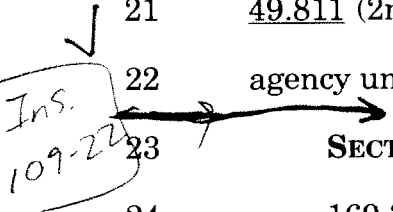
17 **SECTION 310.** 134.43 (3m) ^x of the statutes is amended to read:

18 134.43 (3m) Subsections (2) (b), (2m), and (3) do not apply to information
19 regarding the name, address, or employer of or financial information related to a
20 subscriber or member of a subscriber's household that is requested under s. ~~49.22~~
21 49.811[✓] (2m) by the department of children and families or a county child support
22 agency under s. 59.53 (5).

23 **SECTION 311.** 169.34 (2) of the statutes is amended to read:

24 169.34 (2) DISCLOSURE OF SOCIAL SECURITY NUMBERS. The department of natural
25 resources may not disclose any social security numbers received under sub. (1) to any

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1 person except to the department of children and families for the sole purpose of
2 administering s. ~~49.22~~ 49.811.[✓]

3 **SECTION 312.** 218.0114 (20) (c) and (21e) (a) of the statutes are amended to read:

4 218.0114 (20) (c) An applicant or licensee furnishing information under par. (a)
5 may designate the information as a trade secret, as defined in s. 134.90 (1) (c), or as
6 confidential business information. The licensor shall notify the applicant or licensee
7 providing the information 15 days before any information designated as a trade
8 secret or as confidential business information is disclosed to the legislature, a state
9 agency, as defined in s. 13.62 (2), a local governmental unit, as defined in s. 605.01
10 (1), or any other person. The applicant or licensee furnishing the information may
11 seek a court order limiting or prohibiting the disclosure, in which case the court shall
12 weigh the need for confidentiality of the information against the public interest in
13 the disclosure. A designation under this paragraph does not prohibit the disclosure
14 of a person's name or address, of the name or address of a person's employer, or of
15 financial information that relates to a person when requested under s. ~~49.22~~ 49.811[✓]
16 (2m) by the department of children and families or a county child support agency
17 under s. 59.53 (5).

18 (21e) (a) In addition to any other information required under this section and
19 except as provided in par. (c), an application by an individual for the issuance or
20 renewal of a license described in sub. (14) shall include the individual's social
21 security number and an application by a person who is not an individual for the
22 issuance or renewal of a license described in sub. (14) (a), (b), (c), or (e) shall include
23 the person's federal employer identification number. The licensor may not disclose
24 any information received under this paragraph to any person except the department
25 of children and families for purposes of administering s. ~~49.22~~ 49.811[✓] or the

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1 department of revenue for the sole purpose of requesting certifications under s.
2 73.0301.

3 **SECTION 313.** 218.12 (2) (am) 2. of the statutes, as affected by 2011 Wisconsin
4 Act 32, is amended to read:

5 218.12 (2) (am) 2. The department may not disclose a social security number
6 obtained under par. (a) to any person except to the department of children and
7 families for the sole purpose of administering s. ~~49.22~~ 49.811 or to the department
8 of revenue for the sole purpose of requesting certifications under s. 73.0301.

9 **SECTION 314.** 218.21 (2m) (b) of the statutes is amended to read:

10 218.21 (2m) (b) The department of transportation may not disclose any
11 information received under sub. (2) (ag) or (am) to any person except to the
12 department of children and families for purposes of administering s. ~~49.22~~ 49.811 or
13 the department of revenue for the sole purpose of requesting certifications under s.
14 73.0301.

15 **SECTION 315.** 218.31 (1m) (b) of the statutes is amended to read:

16 218.31 (1m) (b) The department of transportation may not disclose any
17 information received under sub. (1) (ag) or (am) to any person except to the
18 department of children and families for purposes of administering s. ~~49.22~~ 49.811 or
19 the department of revenue for the sole purpose of requesting certifications under s.
20 73.0301.

21 **SECTION 316.** 218.41 (2) (am) 2. of the statutes is amended to read:

22 218.41 (2) (am) 2. The department of transportation may not disclose any
23 information received under subd. 1. a. or b. to any person except to the department
24 of children and families for the sole purpose of administering s. ~~49.22~~ 49.811 or the

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1 department of revenue for the sole purpose of requesting certifications under s.
2 73.0301.

3 **SECTION 317.** ~~218.51~~[✓] (3) (am) 2. of the statutes is amended to read:

4 218.51 (3) (am) 2. The department of transportation may not disclose any
5 information received under subd. 1. a. or b. to any person except to the department
6 of children and families for the sole purpose of administering s. ~~49.22~~[✓] 49.811 or the
7 department of revenue for the sole purpose of requesting certifications under s.
8 73.0301.

9 **SECTION 318.** 230.13 (3) (a) of the statutes is amended to read:

10 230.13 (3) (a) The director and the administrator shall provide to the
11 department of children and families or a county child support agency under s. 59.53
12 (5) information requested under s. ~~49.22~~ 49.811[✓] (2m) that would otherwise be closed
13 to the public under this section. Information provided under this paragraph may
14 only include an individual's name and address, an individual's employer, and
15 financial information related to an individual.

16 **SECTION 319.** 230.44 (1) (h) and (i)[✓] of the statutes are amended to read:

17 230.44 (1) (h) *Decisions affecting Milwaukee County employees by the*
18 *department of health services.* A decision of the department of health services
19 relating to a Milwaukee County employee under s. ~~49.825~~ 49.009[✓] (3) (b).

20 (i) *Decisions affecting certain county employees by the department of children*
21 *and families.* A decision of the department of children and families relating to a
22 county employee under s. ~~49.826~~ 49.011[✓] (3) (b).

23 **SECTION 320.** 238.30 (4m) of the statutes,[✓] as affected by 2011 Wisconsin Act 32,
24 is amended to read:

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238.40 (4m) ³ "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), ~~or in a real work, real pay project position under s. 49.147 (3m)~~, a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex-convict, a dislocated worker, as defined in 29 USC 2801 (9), or a ~~food stamp~~ recipient [✓] of benefits under the supplemental nutrition assistance program under 7 USC 2011 to 2036, if the person has been certified in the manner under 26 USC 51 (d) (13) (A) by a designated local agency, as defined in 26 USC 51 (d) (12).

15 SECTION 321. 252.06 (10) (b) 4. [✓] of the statutes is amended to read:

16 252.06 (10) (b) 4. The expense of care provided under par. (a) to any dependent [✓] person, as defined in s. ~~49.01~~ [✓] 49.801 (2).

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18 SECTION 322. 291.15 (2) (d) [✓] of the statutes is amended to read:

19 291.15 (2) (d) *Use of confidential records.* Except as provided under par. (c) and
20 this paragraph, the department or the department of justice may use records and
21 other information granted confidential status under this subsection only in the
22 administration and enforcement of this chapter. The department or the department
23 of justice may release for general distribution records and other information granted
24 confidential status under this subsection if the owner or operator expressly agrees
25 to the release. The department or the department of justice may release on a limited

1 basis records and other information granted confidential status under this
2 subsection if the department or the department of justice is directed to take this
3 action by a judge or hearing examiner under an order which protects the
4 confidentiality of the records or other information. The department or the
5 department of justice may release to the U.S. environmental protection agency or its
6 authorized representative records and other information granted confidential status
7 under this subsection if the department or the department of justice includes in each
8 release of records or other information a request to the U.S. environmental
9 protection agency or its authorized representative to protect the confidentiality of
10 the records or other information. The department or the department of justice shall
11 provide to the department of children and families or a county child support agency
12 under s. 59.53 (5) the name and address of an individual, the name and address of
13 the individual's employer, and financial information related to the individual that is
14 contained in records or other information granted confidential status under this
15 subsection if requested under s. ~~49.22~~ 49.811[✓] (2m) by the department of children and
16 families or a county child support agency under s. 59.53 (5).

17 **SECTION 323.** 301.12 (14) (b) [✓] and (g) of the statutes are amended to read:

18 301.12 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability
19 of a parent specified in sub. (2) or s. 301.03 (18) for the care and maintenance of the
20 parent's minor child who has been placed by a court order under s. 938.183, 938.355,
21 or 938.357 in a residential, nonmedical facility such as a group home, foster home,
22 residential care center for children and youth, or juvenile correctional institution
23 shall be determined by the court by using the percentage standard established by the
24 department of children and families under s. ~~49.22~~ 49.811[✓] (9) and by applying the
25 percentage standard in the manner established by the department under par. (g).

1 (g) For purposes of determining child support under par. (b), the department
2 shall promulgate rules related to the application of the standard established by the
3 department of children and families under s. ~~49.22~~ 49.811[✓] (9) to a child support
4 obligation for the care and maintenance of a child who is placed by a court order
5 under s. 938.183, 938.355, or 938.357 in a residential, nonmedical facility. The rules
6 shall take into account the needs of any person, including dependent children other
7 than the child, whom either parent is legally obligated to support.

8 **SECTION 324.** 301.45 (7) (a)[✗] of the statutes is amended to read:

9 301.45 (7) (a) The department shall maintain information provided under sub.
10 (2). The department shall keep the information confidential except as provided in
11 ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except
12 to provide, in response to a request for information under s. ~~49.22~~ 49.811[✓] (2m) made
13 by the department of children and families or a county child support agency under
14 s. 59.53 (5), the name and address of an individual registered under this section, the
15 name and address of the individual's employer, and financial information related to
16 the individual.

17 **SECTION 325.** 302.372 (2) (b)[✗] of the statutes is amended to read:

18 302.372 (2) (b) Before seeking any reimbursement under this section, the
19 county shall provide a form to be used for determining the financial status of
20 prisoners. The form shall provide for obtaining the social security number of the
21 prisoner, the age and marital status of a prisoner, the number and ages of children
22 of a prisoner, the number and ages of other dependents of a prisoner, the income of
23 a prisoner, type and value of real estate owned by a prisoner, type and value of
24 personal property owned by a prisoner, the prisoner's cash and financial institution
25 accounts, type and value of the prisoner's investments, pensions, and annuities, and

1 any other personalty of significant cash value owned by a prisoner. The county shall
2 use the form whenever investigating the financial status of prisoners. The
3 information on a completed form is confidential and not open to public inspection or
4 copying under s. 19.35 (1), except that the county shall provide the name and address
5 of an individual, the name and address of the individual's employer, and financial
6 information related to the individual from a form completed under this paragraph
7 in response to a request for information under s. ~~49.22~~ 49.811 (2m) made by the
8 department of children and families or a county child support agency under s. 59.53
9 (5).

10 **SECTION 326.** 341.51 (4g) (b) of the statutes is amended to read:

11 341.51 (4g) (b) The department of transportation may not disclose any
12 information obtained under sub. (4) (am) or (ar) to any person except to the
13 department of children and families for the sole purpose of administering s. ~~49.22~~
14 49.811 or the department of revenue for the sole purpose of requesting certifications
15 under s. 73.0301.

16 **SECTION 327.** 342.06 (1) (eg) of the statutes is amended to read:

17 342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual,
18 the social security number of the applicant. The department of transportation may
19 not disclose a social security number obtained under this paragraph to any person
20 except to the department of children and families for the sole purpose of
21 administering s. ~~49.22~~ 49.811 and to the department of revenue for the purposes of
22 administering state taxes and collecting debt.

23 **SECTION 328.** 343.14 (2j) of the statutes is amended to read:

24 343.14 (2j) Except as otherwise required to administer and enforce this
25 chapter, the department of transportation may not disclose a social security number

1 obtained from an applicant for a license under sub. (2) (bm) to any person except to
2 the department of children and families for the sole purpose of administering s. ~~49.22~~
3 49.811[✓], to the department of revenue for the purposes of administering state taxes
4 and collecting debt, or to the driver licensing agency of another jurisdiction.

5 **SECTION 329.** 343.305 (6) (e) 3. b.^x of the statutes is amended to read:

6 343.305 (6) (e) 3. b. The licensor may not disclose any information received
7 under subd. 2. a. or b. except to the department of children and families for purposes
8 of administering s. ~~49.22~~ 49.811[✓] or the department of revenue for the sole purpose
9 of requesting certifications under s. 73.0301.

10 **SECTION 330.** 343.50 (8) (b)^x of the statutes is amended to read:

11 343.50 (8) (b) The department may not disclose any record or other information
12 concerning or relating to an applicant or identification card holder to any person
13 other than a court, district attorney, county corporation counsel, city, village, or town
14 attorney, law enforcement agency, driver licensing agency of another jurisdiction, a
15 procurement organization as provided in sub. (4m) (a), the applicant or identification
16 card holder or, if the applicant or identification card holder is under 18 years of age,
17 his or her parent or guardian. Except for photographs for which disclosure is
18 authorized under s. 343.237, persons entitled to receive any record or other
19 information under this paragraph shall not disclose the record or other information
20 to other persons or agencies. This paragraph does not prohibit the disclosure of a
21 person's name or address, of the name or address of a person's employer, or of
22 financial information that relates to a person when requested under s. ~~49.22~~ 49.811[✓]
23 (2m) by the department of children and families or a county child support agency
24 under s. 59.53 (5).

25 **SECTION 331.** 343.61 (2) (b)^x of the statutes is amended to read:

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1 343.61 (2) (b) The department of transportation may not disclose any
 2 information received under par. (a) 1. or 2. to any person except to the department
 3 of children and families for purposes of administering s. ~~49.22~~[✓] 49.811 or the
 4 department of revenue for the sole purpose of requesting certifications under s.
 5 73.0301.

6 **SECTION 332.** 343.62 (2) (b) [✓] of the statutes is amended to read:

7 343.62 (2) (b) The department of transportation may not disclose a social
 8 security number obtained under par. (a) to any person except to the department of
 9 children and families for the sole purpose of administering s. ~~49.22~~ 49.811[✓] or the
 10 department of revenue for the sole purpose of requesting certifications under s.
 11 73.0301.

12 **SECTION 333.** 349.19 [✓] of the statutes is amended to read:

13 **349.19 Authority to require accident reports.** Any city, village, town, or
 14 county may by ordinance require the operator of a vehicle involved in an accident to
 15 file with a designated municipal department or officer a report of such accident or
 16 a copy of any report required to be filed with the department. All such reports are
 17 for the confidential use of such department or officer and are otherwise subject to s.
 18 346.73, except that this section does not prohibit the disclosure of a person's name
 19 or address, of the name or address of a person's employer, or of financial information
 20 that relates to a person when requested under s. ~~49.22~~ 49.811[✓] (2m) to the department
 21 of children and families or a county child support agency under s. 59.53 (5).

22 **SECTION 334.** 440.03 (11m) (c) [✓] of the statutes, as affected by 2011 Wisconsin Act
 23 32, is amended to read:

24 440.03 (11m) (c) The department of safety and professional services may not
 25 disclose a social security number obtained under par. (a) to any person except the

1 coordinated licensure information system under s. 441.50 (7); the department of
2 children and families for purposes of administering s. ~~49.22~~[✓] 49.811; and, for a social
3 security number obtained under par. (a) 1., the department of revenue for the
4 purpose of requesting certifications under s. 73.0301 and administering state taxes.

5 **SECTION 335.** ~~440.43~~[✓] (5) of the statutes is amended to read:

6 440.43 (5) DEPARTMENT DISCLOSURE. The department shall not disclose
7 information under sub. (4) (c) 1. except to the extent necessary for investigative or
8 law enforcement purposes and except that the department may, if requested under
9 s. ~~49.22~~[✓] 49.811 (2m), disclose information regarding the name, address or employer
10 of or financial information related to an individual to the department of children and
11 families or a county child support agency under s. 59.53 (5).

12 **SECTION 336.** ~~440.44~~[✓] (10) of the statutes is amended to read:

13 440.44 (10) NONDISCLOSURE. The department may not disclose information
14 under sub. (9) (a) 1. to any person except to the extent necessary for investigative or
15 law enforcement purposes and except that the department may, if requested under
16 s. ~~49.22~~[✓] 49.811 (2m), disclose information regarding the name, address or employer
17 of, or financial information related to an individual to the department of children and
18 families or a county child support agency under s. 59.53 (5).

19 **SECTION 337.** ~~440.92~~[✓] (6) (d) of the statutes is amended to read:

20 440.92 (6) (d) All records described under pars. (b) 2. and (c) and maintained
21 by the board are confidential and are not available for inspection or copying under
22 s. 19.35 (1). This paragraph does not apply to any information regarding the name,
23 address or employer of, or financial information related to an individual that is
24 requested under s. ~~49.22~~[✓] 49.811 (2m) by the department of children and families or
25 a county child support agency under s. 59.53 (5).

1 **SECTION 338.** ^X 461.02 (9) (bm) 3. of the statutes is amended to read:

2 461.02 (9) (bm) 3. The requester is the department of children and families or
3 a county child support agency under s. 59.53 (5), the request is made under s. ~~49.22~~
4 49.811[✓] (2m), and the request is limited to the name, home address, and business
5 address of the applicant, registrant, or controlling person who is the subject of the
6 request and any financial information about the applicant, registrant, or controlling
7 person contained in the record.

8 **SECTION 339.** ^X 562.05 (8m) (a) of the statutes is amended to read:

9 562.05 (8m) (a) If the applicant for any license is an individual, the department
10 shall disclose his or her social security number to the department of children and
11 families for the purpose of administering s. ~~49.22~~ 49.811[✓] and to the department of
12 revenue for the purpose of requesting certifications under s. 73.0301.

13 **SECTION 340.** ^X 563.28 (2) of the statutes is amended to read:

14 563.28 (2) The department shall disclose the social security number of any
15 applicant for a supplier's license to the department of children and families for the
16 purpose of administering s. ~~49.22~~ 49.811[✓].

17 **SECTION 341.** ^X 628.095 (4) (a) of the statutes is amended to read:

18 628.095 (4) (a) The commissioner shall disclose a social security number
19 obtained under sub. (1) or (3) to the department of children and families in the
20 administration of s. ~~49.22~~ 49.811[✓], as provided in a memorandum of understanding
21 entered into under s. 49.857.

22 **SECTION 342.** ^X 632.69 (2) (c) of the statutes is amended to read:

23 632.69 (2) (c) The commissioner may not issue a license under this subsection
24 unless the applicant provides his or her social security number or its federal
25 employer identification number or, if the applicant does not have a social security

1 number, a statement made or subscribed under oath or affirmation that the
2 applicant does not have a social security number. An applicant who is providing a
3 statement that he or she does not have a social security number, shall provide that
4 statement along with the application for a license on a form prescribed by the
5 department of children and families. A licensee shall provide to the commissioner
6 the licensee's social security number, statement the licensee does not have the social
7 security number, or federal employment identification number of the licensee at the
8 time that the annual license renewal fee is paid, if not previously provided. The
9 commissioner shall disclose a social security number obtained from an applicant or
10 licensee to the department of children and families in the administration of s. ~~49.22~~
11 49.811[✓], as provided in a memorandum of understanding entered into under s. 49.857.
12 The commissioner may disclose the social security number or federal employment
13 identification number of an applicant or licensee to the department of revenue for the
14 purpose of requesting certifications under s. 73.0301.

15 **SECTION 343.** 633.14 (2c) (a)[✗] of the statutes is amended to read:

16 633.14 (2c) (a) The commissioner shall disclose a social security number
17 obtained under sub. (1) (d) to the department of children and families in the
18 administration of s. ~~49.22~~ 49.811[✓], as provided in a memorandum of understanding
19 entered into under s. 49.857.

20 **SECTION 344.** 751.15 (2) of the statutes is amended to read:

21 751.15 (2) The supreme court is requested to promulgate rules that require
22 each person who has a social security number, as a condition of membership in the
23 state bar, to provide the board of bar examiners with his or her social security
24 number, that require each person who does not have a social security number, as a
25 condition of membership in the state bar, to provide the board of bar examiners with

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1 a statement made or subscribed under oath or affirmation on a form prescribed by
2 the department of children and families that the person does not have a social
3 security number, and that prohibit the disclosure of that number to any person
4 except the department of children and families for the purpose of administering s.
5 ~~49.22~~ 49.811.

6 **SECTION 345.** ~~767.127~~ ^X (4) of the statutes is amended to read:

7 767.127 (4) FAILURE TO TIMELY FILE. If either party fails timely to file a complete
8 disclosure statement as required by this section, the court may accept as accurate
9 any information provided in the statement of the other party or obtained under s.
10 ~~49.22~~ 49.811 (2m) by the department or the county child support agency under s.
11 59.53 (5).

12 **SECTION 346.** ~~767.205~~ ^X (2) (a) 1. and 2. and (b) 1. and 2. of the statutes are
13 amended to read:

14 767.205 (2) (a) 1. An action to establish paternity whenever there is a
15 completed application for legal services filed with the child support program under
16 s. ~~49.22~~ 49.811 or whenever s. 767.80 (6m) or (6r) applies.

17 2. An action to establish or enforce a child support or maintenance obligation
18 whenever there is a completed application for legal services filed with the child
19 support program under s. ~~49.22~~ 49.811.

20 (b) 1. Except as provided in subd. 2., in any action affecting the family under
21 a child support enforcement program, an attorney acting under s. ~~49.22~~ 49.811 or
22 59.53 (5), including any district attorney or corporation counsel, represents only the
23 state. Child support services provided by an attorney as specified in par. (a) do not
24 create an attorney-client relationship with any other party.

1 2. Subdivision 1. does not apply to an attorney who is employed by the
2 department under s. ~~49.22~~ 49.811 or a county under s. 59.53 (5) or (6) (a) to act as the
3 guardian ad litem of the minor child for the purpose of establishing paternity.

4 **SECTION 347.** 767.215 (1) (b) and (2m) (a) 2. of the statutes are amended to read:

5 767.215 (1) (b) The clerk of court shall provide without charge, to each person
6 filing a petition requesting child support, a document setting forth the percentage
7 standard established by the department under s. ~~49.22~~ 49.811 (9) and listing the
8 factors that a court may consider under s. 767.511 (1m).

9 **(2m)** (a) 2. Shall be accompanied by a document, provided without charge by
10 the clerk of court, setting forth the percentage standard established by the
11 department under s. ~~49.22~~ 49.811 (9) and listing the factors that a court may consider
12 under s. 767.511 (1m).

13 **SECTION 348.** 767.225 (1n) (b) 1. of the statutes is amended to read:

14 767.225 (1n) (b) 1. If the court makes a temporary child support order that
15 deviates from the amount of support that would be required by using the percentage
16 standard established by the department under s. ~~49.22~~ 49.811 (9), the court shall
17 comply with the requirements of s. 767.511 (1n).

18 **SECTION 349.** 767.241 (1) (b) of the statutes is amended to read:

19 767.241 (1) (b) If one party receives services under s. ~~49.22~~ 49.811 or services
20 provided by the state or county as a result of an assignment of income under s. 49.19,
21 order the other party to pay any fee chargeable under s. ~~49.22~~ 49.811 (6) or the cost
22 of services rendered by the state or county under s. 49.19.

23 **SECTION 350.** 767.407 (1) (c) 1. of the statutes is amended to read:

24 767.407 (1) (c) 1. Aid is provided under s. 48.57 (3m) or (3n), 48.645, 49.19, or
25 49.45 on behalf of the child, or benefits are provided to the child's custodial parent

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1 under ss. 49.141 to 49.161, but the state and its delegate under s. ~~49.22~~ 49.811 (7) ✓
2 are barred by a statute of limitations from commencing an action under s. 767.80 on
3 behalf of the child.

4 **SECTION 351.** 767.407 (1) (c) 2. of the statutes is amended to read:

5 767.407 (1) (c) 2. An application for legal services has been filed with the child
6 support program under s. ~~49.22~~ 49.811 ✓ on behalf of the child, but the state and its
7 delegate under s. ~~49.22~~ 49.811 ✓ (7) are barred by a statute of limitations from
8 commencing an action under s. 767.80 on behalf of the child.

9 **SECTION 352.** 767.511 (1g) and (1j) ✓ of the statutes are amended to read:

10 767.511 (1g) CONSIDERATION OF FINANCIAL INFORMATION. In determining child
11 support payments, the court may consider all relevant financial information or other
12 information relevant to the parent's earning capacity, including information
13 reported under s. ~~49.22~~ 49.811 ✓ (2m) to the department or the county child support
14 agency under s. 59.53 (5).

15 (1j) PERCENTAGE STANDARD GENERALLY REQUIRED. Except as provided in sub.
16 (1m), the court shall determine child support payments by using the percentage
17 standard established by the department under s. ~~49.22~~ 49.811 ✓ (9).

18 **SECTION 353.** 767.521 (intro.) ✓ of the statutes is amended to read:

19 **767.521 Action by state for child support.** (intro.) ✓ The state or its delegate
20 under s. ~~49.22~~ 49.811 ✓ (7) shall bring an action for support of a minor child under s.
21 767.001 (1) (f) or for paternity determination and child support under s. 767.80 if the
22 child's right to support is assigned to the state under s. 48.57 (3m) (b) 2. or (3n) (b)
23 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b., or 49.775 (2) (bm) and all of the
24 following apply:

1 **SECTION 354.** 767.55 (2) (am) [✓](intro.) and 1m. and (c) of the statutes are
2 amended to read:

3 767.55 (2) (am) (intro.) [✓]In an action for modification of a child support order
4 under s. 767.59, an action in which an order for child support is required under s.
5 767.511 (1), 767.805 (4), or 767.89 (3), or a contempt of court proceeding to enforce
6 a child support or family support order in a county that contracts under s. ~~49.36~~
7 49.163 [✓](2), the court may order a parent who is not a custodial parent to register for
8 a work experience and job training program under s. ~~49.36~~ 49.163 [✓] if all of the
9 following conditions are met:

10 1m. [✓]If the parent resides in a county other than the county in which the court
11 action or proceeding takes place, the parent resides in a county with a work
12 experience and job training program under s. ~~49.36~~ 49.163 [✓] and that county agrees
13 to enroll the parent in the program.

14 (c) [✓]If the court enters an order under par. (am), it shall order the parent to pay
15 child support equal to the amount determined by applying the percentage standard
16 established under s. ~~49.22~~ 49.811 [✓] (9) or equal to the amount of child support that the
17 parent was ordered to pay in the most recent determination of support under this
18 chapter. The child support obligation ordered under this paragraph continues until
19 the parent makes timely payment in full for 3 consecutive months or until the person
20 participates in the program under s. ~~49.36~~ 49.163 [✓] for 16 weeks, whichever occurs
21 first. The court shall provide in its order that the parent shall make child support
22 payments calculated under s. 767.511 (1j) or (1m) after the obligation to make
23 payments ordered under this paragraph ceases.

24 **SECTION 355.** 767.553 (1) (a) and (b) of the statutes are amended to read:

1 767.553 (1) (a) An order for child or family support under this chapter may
2 provide for an annual adjustment in the amount to be paid based on a change in the
3 payer's income if the amount of child or family support is expressed in the order as
4 a fixed sum and based on the percentage standard established by the department
5 under s. ~~49.22~~ 49.811 (9). No adjustment may be made under this section unless the
6 order provides for the adjustment.

7 (b) An adjustment under this section may not be made more than once in a year
8 and shall be determined on the basis of the percentage standard established by the
9 department under s. ~~49.22~~ 49.811 (9).

10 **SECTION 356.** 767.59 (1f) (b) 4. and (c) 1. and (2) (a) of the statutes are amended
11 to read:

12 767.59 (1f) (b) 4. A difference between the amount of child support ordered by
13 the court to be paid by the payer and the amount that the payer would have been
14 required to pay based on the percentage standard established by the department
15 under s. ~~49.22~~ 49.811 (9) if the court did not use the percentage standard in
16 determining the child support payments and did not provide the information
17 required under s. 46.10 (14) (d), 49.345 (14) (d), 301.12 (14) (d), or 767.511 (1n),
18 whichever is appropriate.

19 (c) 1. Unless the amount of child support is expressed in the judgment or order
20 as a percentage of parental income, a change in the payer's income, evidenced by
21 information received under s. ~~49.22~~ 49.811 (2m) by the department or the county
22 child support agency under s. 59.53 (5) or by other information, from the payer's
23 income determined by the court in its most recent judgment or order for child
24 support, including a revision of a child support order under this section.

1 (2) (a) Except as provided in par. (b) or (c), if the court revises a judgment or
2 order with respect to child support payments, it shall do so by using the percentage
3 standard established by the department under s. ~~49.22~~ [✓]49.811 (9).

4 **SECTION 357.** 767.80 (1) (j), (5) (b) and (7) [✓]of the statutes are amended to read:

5 767.80 (1) (j) A parent of a person listed under par. (b), (c) or (d), if the parent
6 is liable or is potentially liable for maintenance of a child of a dependent person under
7 s. ~~49.90~~ [✓]49.039 (1) (a) 2.

8 (5) (b) An action under this section may be joined with any other action for child
9 support and is governed by the procedures specified in s. 767.205 relating to child
10 support, except that the title of the action shall be "In re the paternity of A.B." The
11 petition shall state the name and date of birth of the child if born or that the mother
12 is pregnant if the child is unborn, the name of any alleged father, whether or not an
13 action by any of the parties to determine the paternity of the child or rebut the
14 presumption of paternity to the child has at any time been commenced, or is pending
15 before any court, in this state or elsewhere. If a paternity judgment has been
16 rendered, or if a paternity action has been dismissed, the petition shall state the
17 court that rendered the judgment or dismissed the action, and the date and the place
18 the judgment was granted if known. The petition shall also give notice of a party's
19 right to request a genetic test under s. ~~49.225~~ [✓]49.817 or 767.84.

20 (7) CLERK TO PROVIDE DOCUMENT. The clerk of court shall provide without charge
21 to each person bringing an action under this section, except to the state under sub.
22 (1) (g) or (6m), a document setting forth the percentage standard established by the
23 department under s. ~~49.22~~ [✓]49.811 (9) and listing the factors that a court may consider
24 under s. 767.511 (1m).

25 **SECTION 358.** 767.813 (6) [✓]of the statutes is amended to read:

1 767.813 (6) DOCUMENT. The summons served on the respondent shall be
2 accompanied by a document, provided without charge by the clerk of court, setting
3 forth the percentage standard established by the department under s. ~~49.22~~ [✓]49.811
4 (9) and listing the factors that a court may consider under s. 767.511 (1m).

5 **SECTION 359.** 767.83 (3) [✓] of the statutes is amended to read:

6 767.83 (3) APPEARANCE BY STATE'S ATTORNEY NOT AFFECTED. This section does not
7 prevent an attorney responsible for support enforcement under s. 59.53 (6) (a) or any
8 other attorney employed under s. ~~49.22~~ [✓]49.811 or 59.53 (5) from appearing in any
9 paternity action as provided under s. 767.80 (6).

10 **SECTION 360.** 767.84 (1) (a), (1m) [✓] and (5) (b) of the statutes are amended to
11 read:

12 767.84 (1) (a) [✓] The court may, and upon request of a party shall, require the
13 child, mother, any male for whom there is probable cause to believe that he had
14 sexual intercourse with the mother during a possible time of the child's conception,
15 or any male witness who testifies or will testify about his sexual relations with the
16 mother at a possible time of conception to submit to genetic tests. Probable cause of
17 sexual intercourse during a possible time of conception may be established by a
18 sufficient petition or affidavit of the child's mother or an alleged father, filed with the
19 court, or after an examination under oath of a party or witness, when the court
20 determines that an examination is necessary. The court is not required to order a
21 person who has undergone a genetic test under s. ~~49.225~~ [✓]49.817 to submit to another
22 test under this paragraph unless a party requests additional tests under sub. (2).

23 (1m) REBUTTABLE PRESUMPTION. If genetic tests ordered under this section or
24 s. ~~49.225~~ [✓]49.817 show that the alleged father is not excluded and that the statistical

1 probability of the alleged father's parentage is 99.0% or higher, the alleged father
2 shall be rebuttably presumed to be the child's parent.

3 (5) (b) If 2 or more identical series of genetic tests are performed upon the same
4 person, regardless of whether the tests were ordered under this section or s. ~~49.225~~
5 49.817 or 767.863 (2), the court shall require the person requesting the 2nd or
6 subsequent series of tests to pay for the series in advance, unless the court finds that
7 the person is indigent.

8 **SECTION 361.** 767.85 (2) of the statutes is amended to read:

9 767.85 (2) CONSIDERATIONS. Before making any temporary order under sub. (1),
10 the court shall consider those factors that the court is required to consider when
11 granting a final judgment on the same subject matter. If the court makes a
12 temporary child support order that deviates from the amount of support that would
13 be required by using the percentage standard established by the department under
14 s. ~~49.22~~ 49.811 (9), the court shall comply with the requirements of s. 767.511 (1n).

15 **SECTION 362.** 767.853 (2) of the statutes is amended to read:

16 767.853 (2) INFORMATION ACCESS TO DEPARTMENT AND CHILD SUPPORT AGENCIES.
17 The clerk of circuit court shall provide access to the record of any pending paternity
18 proceeding to the department or any county child support agency under s. 59.53 (5)
19 for purposes related to administering the child and spousal support and
20 establishment of paternity and medical support liability program under ss. ~~49.22~~
21 49.811 and 59.53 (5), regardless of whether the department or county child support
22 agency is a party to the proceeding.

Ins
129-22

23 **SECTION 363.** 767.893 (2) (b) 2. of the statutes is amended to read:

24 767.893 (2) (b) 2. The alleged father who fails to appear has had genetic tests
25 under s. ~~49.225~~ 49.817 or 767.84 showing that the alleged father is not excluded and

1 that the statistical probability of the alleged father's parentage is 99.0 percent or
2 higher.

3 **SECTION 364.** 802.10 (1) of the statutes is amended to read:

4 802.10 (1) APPLICATION. This section applies to all actions and special
5 proceedings except appeals taken to circuit court; actions seeking the remedy
6 available by certiorari, habeas corpus, mandamus, prohibition, and quo warranto;
7 actions in which all defendants are in default; provisional remedies; and actions
8 under ss. ~~49.90~~ 49.039 and ~~66.0114~~ ^{strike} and chs. 48, 54, 102, 108, 227, 348, 767, 778,
9 799 and 812, and proceedings under chs. 851 to 882.

10 **SECTION 365.** 812.30 (9) of the statutes is amended to read:

11 812.30 (9) "Need-based public assistance" means aid to families with
12 dependent children, relief funded by a relief block grant under ch. 49, relief provided
13 by counties under s. 59.53 (21), ~~medical assistance~~ Medical Assistance,
14 supplemental security income, ~~food stamps~~ supplemental nutrition assistance
15 program benefits, or benefits received by veterans under s. 45.40 (1m) or under 38
16 USC 501 to 562.

17 History: 1993 a. 80; 1995 a. 27, 201; 2001 a. 61; 2005 a. 22; 2009 a. 113.

17 **SECTION 366.** 812.44 (4) 2. (form) of the statutes is amended to read:

18 812.44 (4) 2. (form) You receive aid to families with dependent children, relief
19 funded by a relief block grant under ch. 49, relief provided by counties under section
20 s. 59.53 (21) of the Wisconsin Statutes, ~~medical assistance~~ Medical Assistance,
21 supplemental security income, ~~food stamps~~ supplemental nutrition assistance
22 program benefits, or veterans benefits based on need under 38 USC 501 to 562 or

1 section 45.351 (1) of the Wisconsin Statutes, or have received these benefits within
2 the past 6 months.

3 History: 1993 a. 80, 490; 1995 a. 27, 224; 1997 a. 35, 250, 291; 1999 a. 32; 2001 a. 38; 2003 a. 138; 2009 a. 28.

3 SECTION 367. 812.44 (5) 2. (form) of the statutes is amended to read:

4 812.44 (5) 2. (form) I receive, am eligible for, or have within 6 months received,
5 aid to families with dependent children, relief funded by a relief block grant under
6 ch. 49, relief provided by counties under section 59.53 (21) of the Wisconsin Statutes,
7 ~~medical assistance~~ Medical Assistance, supplemental security income, ~~food stamps~~
8 supplemental nutrition assistance program benefits, or veterans benefits based on
9 need under 38 USC 501 to 562 or section 45.351 (1) of the Wisconsin Statutes.

***NOTE: I added s. 812.44 (4) and (5) to update the food stamp language.

10 History: 1993 a. 80, 490; 1995 a. 27, 224; 1997 a. 35, 250, 291; 1999 a. 32; 2001 a. 38; 2003 a. 138; 2009 a. 28.

10 SECTION 368. 813.12 (5) (b) of the statutes is amended to read:

11 813.12 (5) (b) The clerk of circuit court shall provide the simplified forms
12 provided under s. ~~49.165~~ 49.217 (3) (c) to help a person file a petition.

INS.
131-12

13 SECTION 369. 814.29 (1) (d) 1. of the statutes is amended to read:

14 814.29 (1) (d) 1. That the person is a recipient of means-tested public
15 assistance, including aid to families with dependent children, relief funded by a relief
16 block grant under ch. 49, relief provided by counties under s. 59.53 (21), ~~medical~~
17 ~~assistance~~ Medical Assistance, supplemental security income, ~~food stamps~~
18 supplemental nutrition assistance program benefits, or benefits received by
19 veterans under s. 45.40 (1m) or under 38 USC 501 to 562.

INS.
131-19

20 History: Sup. Ct. Order, 67 Wis. 2d 585, 761 (1975); Stats. 1975 s. 814.29; 1981 c. 317; 1983 a. 538; 1989 a. 31; Sup. Ct. Order No. 93-15, 179 Wis. 2d xxxi; 1993 a. 490; 1995 a. 27, 201; 1997 a. 133; Sup. Ct. Order No. 03-06A, 2003 WI 86, 280 Wis. 2d xiii; 2005 a. 22; 2009 a. 113; 2011 a. 2.

20 SECTION 370. 859.15 of the statutes is amended to read:

21 **859.15 Effect of statute of limitations.** Except as provided in ss. 46.10 (11),
22 ~~49.08~~, 49.195 (1), 49.345 (11), 49.808, and 301.12 (11), a claim shall not be allowed
23 that was barred by any statute of limitations at the time of the decedent's death. A

1 claim shall not be barred by statutes of limitation that was not barred at the time of
2 the decedent's death if the claim is filed against the decedent's estate in the court on
3 or before the deadline for filing a claim under s. 859.01.

4 **SECTION 371.** 885.01 (5) of the statutes is amended to read:

5 885.01 (5) By the department of children and families or a county child support
6 agency under s. 59.53 (5) in the administration of ss. 49.145, 49.19, ~~49.22~~, 49.46,
7 49.47, and 49.471, and 49.811 and programs carrying out the purposes of 7 USC 2011
8 to ~~2029~~ 2036.

****NOTE: I corrected the citation to include all of the supplemental nutritional
assistance program. Please let me know if this is inconsistent with the intent of the
committee.

9 **SECTION 372.** 895.45 (1) (a) of the statutes is amended to read:

10 895.45 (1) (a) "Abusive conduct" means domestic abuse, as defined under s.
11 ~~49.165~~ 49.217 (1) (a), 813.12 (1) (am), or 968.075 (1) (a), harassment, as defined under
12 s. 813.125 (1), sexual exploitation by a therapist under s. 940.22, sexual assault
13 under s. 940.225, child abuse, as defined under s. 813.122 (1) (a), or child abuse under
14 ss. 948.02 to 948.11.

15 **SECTION 373.** 938.30 (6) (b) of the statutes is amended to read:

16 938.30 (6) (b) If it appears to the court that disposition of the case may include
17 placement of the juvenile outside the juvenile's home, the court shall order the
18 juvenile's parent to provide a statement of the income, assets, debts, and living
19 expenses of the juvenile and the juvenile's parent to the court or the designated
20 agency under s. 938.33 (1) at least 5 days before the scheduled date of the
21 dispositional hearing or as otherwise ordered by the court. The clerk of court shall
22 provide, without charge, to any parent ordered to provide that statement a document
23 setting forth the percentage standard established by the department of children and

1 families under s. ~~49.22~~ 49.811[✓] (9) and listing the factors that a court may consider
2 under s. 301.12 (14) (c).

3 **SECTION 374.** 938.31 (7) (b)[✗] of the statutes is amended to read:

4 938.31 (7) (b) If it appears to the court that disposition of the case may include
5 placement of the juvenile outside the juvenile's home, the court shall order the
6 juvenile's parent to provide a statement of the income, assets, debts, and living
7 expenses of the juvenile and the juvenile's parent, to the court or the designated
8 agency under s. 938.33 (1) at least 5 days before the scheduled date of the
9 dispositional hearing or as otherwise ordered by the court. The clerk of court shall
10 provide, without charge, to any parent ordered to provide the statement a document
11 setting forth the percentage standard established by the department of children and
12 families under s. ~~49.22~~ 49.811[✓] (9) and listing the factors that a court may consider
13 under s. 301.12 (14) (c).

14 **SECTION 375.** 938.357 (5m)[✗] (a) of the statutes is amended to read:

15 938.357 (5m) (a) If a proposed change in placement would change a juvenile's
16 placement from a placement in the juvenile's home to a placement outside the
17 juvenile's home, the court shall order the juvenile's parent to provide a statement of
18 the income, assets, debts, and living expenses of the juvenile and the juvenile's
19 parent to the court or the person or agency primarily responsible for implementing
20 the dispositional order by a date specified by the court. The clerk of court shall
21 provide, without charge, to any parent ordered to provide that statement a document
22 setting forth the percentage standard established by the department of children and
23 families under s. ~~49.22~~ 49.811[✓] (9) and listing the factors under s. 301.12 (14) (c). If
24 the juvenile is placed outside the juvenile's home, the court shall determine the
25 liability of the parent in the manner provided in s. 301.12 (14).

X

1 **SECTION 376.** 938.36 (1) (b) of the statutes is amended to read:

2 938.36 (1) (b) In determining the amount of support under par. (a), the court
3 may consider all relevant financial information or other information relevant to the
4 parent's earning capacity, including information reported under s. ~~49.22~~ [✓]49.811 (2m)
5 to the department of children and families, or the county child support agency, under
6 s. 59.53 (5). If the court has insufficient information with which to determine the
7 amount of support, the court shall order the juvenile's parent to furnish a statement
8 of the income, assets, debts, and living expenses of the juvenile and the juvenile's
9 parent, if the parent has not already done so, to the court within 10 days after the
10 court's order transferring custody or designating an alternative placement is entered
11 or at such other time as ordered by the court.

X

12 **SECTION 377.** 938.363 (1) (c) of the statutes is amended to read:

13 938.363 (1) (c) If the proposed revision is for a change in the amount of child
14 support to be paid by a parent, the court shall order the juvenile's parent to provide
15 a statement of the income, assets, debts, and living expenses of the juvenile and the
16 juvenile's parent to the court and the person or agency primarily responsible for
17 implementing the dispositional order by a date specified by the court. The clerk of
18 court shall provide, without charge, to any parent ordered to provide that statement
19 a document setting forth the percentage standard established by the department of
20 children and families under s. ~~49.22~~ [✓]49.811 (9) and listing the factors that a court may
21 consider under s. 301.12 (14) (c).

auto ref B

22 **SECTION 378.** 946.90 (title) of the statutes is created to read:

23 **946.90 (title) Wisconsin Works fraud.** X

X

24 **SECTION 379.** 946.90 (1) of the statutes is created to read:

✓

25 946.90 (1) In this section:

1 ~~4~~(a) ~~(m)~~ "Provider" means a Wisconsin Works agency or a person that contracts with
2 a Wisconsin Works agency to provide services to ^a participant in Wisconsin Works.

3 ~~4~~(b) ~~(s)~~ "Wisconsin Works" means the assistance program for families with
4 dependent children, administered under ss. 49.141 to 49.161. ✓

5 ~~4~~(c) ~~(t)~~ "Wisconsin Works agency" has the meaning given in s. 49.001 (9).

6 SECTION ~~380~~ ^{auto ref c} 946.90 (2) of the statutes is created to read:

7 946.90 (2) A person who does any of the following is guilty of a Class A
8 misdemeanor: ✓

9 (a) Intentionally makes or causes to be made any false statement or
10 representation of a material fact in any application for or receipt of any Wisconsin
11 Works benefit or payment. ✓

12 (b) Having knowledge of the occurrence of any event affecting the initial or
13 continued eligibility for a Wisconsin Works [✓] benefit or payment under Wisconsin
14 Works, conceals or fails to disclose that event with an intent to fraudulently secure
15 a Wisconsin Works [✓] benefit or payment either in a greater amount or quantity than
16 is due or when no such benefit or payment is authorized. ✓

17 SECTION ~~381~~ ^{auto ref j} 946.91 (title), (1) and (2) (intro.) ^x of the statutes are created to
18 read:

19 ^(title) **946.91 Medical Assistance fraud.** (1) In this section:

20 (a) "Facility" means a nursing home or a [✓] community-based residential facility
21 that is licensed under s. 50.03 [✓] and that is certified by the department of health
22 services as a provider of Medical Assistance. ✓

23 (b) "Medical Assistance" [✓] means aid provided under subch. IV of ch. 49, except
24 ss. 49.468 [✓] and ~~47~~ ^a 471. ✓

1 (c) "Provider" means a person, corporation, limited liability company,
 2 partnership, incorporated business, or professional association, and any agent or
 3 employee thereof who provides services under Medical Assistance. ✓

4 (2) (intro) ✓ Whoever does any of the following is guilty of a Class H felony, ✓ except
 5 that, notwithstanding the maximum fine specified in s. 939.50 (3) (h), the person may
 6 be fined not more than \$25,000. ✓

7 SECTION ~~382.~~ ^{auto ref P} 946.92 (1) (a) and (3) (a) (intro.) of the statutes are created to read:
 8 946.92 (1) (c) ^(e) "Supplemental nutrition assistance program" has the meaning
 9 given in ~~49.79~~ ^(s) (1) (fg). ✓

10 (3) (a) (intro.) ✓ Whoever violates sub. (2) is subject to the following penalties:

11 SECTION 383. 946.93 ✓ of the statutes is created to read:

12 **946.93 Public assistance fraud.** ✓ (1) In this section, "public assistance"
 13 means any aid or benefit provided under ch. 49. ✓

14 (2) ✓ Whoever intentionally makes or causes to be made any false statement or
 15 representation of material fact in any application for or receipt of public assistance
 16 is guilty of a Class H felony. ✓

17 (3) No person may do any of the following:

18 (a) Having knowledge of an event affecting the initial or continued eligibility
 19 for public assistance, conceal or fail to disclose that event with an intent to
 20 fraudulently secure public assistance, ✓ including payment either in a greater amount
 21 or quantity than is due or when no such benefit or payment is authorized. ✓

22 (b) Receive any income or assets and fail to notify the public assistance agency
 23 within 10 ✓ days after receiving the income or assets, unless a ✓ different time period is
 24 required under the applicable public assistance program. ✓

****NOTE: I changed "or within the time period required under the applicable public assistance program" to "unless a different time period is required..." This clarifies that if a different time period exists under a public assistance program it trumps the 10 day period created in this section. Is this consistent with the intent of the committee?

1 (c) Fail to notify the public assistance agency within 10 days of any change in
2 circumstances for which notification by the recipient must be provided under current
3 law, unless a different time period is required under the applicable public assistance
4 program.

5 (d) Receive a voucher under a public assistance program for goods or services
6 and use the funding granted under the voucher for purposes that are not authorized
7 by the public assistance agency.

****NOTE: The language in WLC 0106 would make it a crime to not use a voucher. I assumed that the crime is actually to use the funds for something other than the authorized purpose. If this is incorrect, please let me know.

8 (e) Whoever violates par. (a), (b), (c), or (d) is subject to the following penalties:

9 1. If the value of the payment or benefit does not exceed \$300, a forfeiture of
10 not more than \$1,000.

11 2. If the value of the payment or benefit is more than \$300 but does not exceed
12 \$1,000, a fine of not more than \$250 or imprisonment of not more than 6 months, or
13 both.

14 3. If the value of the payment or benefit is more than \$1,000 but does not exceed
15 \$2,000, a Class A misdemeanor.

16 4. If the value of the payment or benefit is more than \$2,000 but does not exceed
17 \$5,000, a Class I felony.

18 5. If the value of the payment or benefit is more than \$5,000 but does not exceed
19 \$10,000, a Class H felony.

20 6. If the value of the payment or benefit is more than \$10,000, a Class G felony.

SECTION 383

(1) (4) A person who obtains money, goods, services, or any other thing ^{e of} or value because he or she sends or brings a person to a county department, tribal governing body, or a Wisconsin Works agency[✓] for the purpose of obtaining public assistance is guilty of a Class C[✓] misdemeanor.

****NOTE: The meaning of "sends or brings" is unclear to me. Does the person have to physically bring the person to the particular office? Would the word "refer" capture the committee's intent? Also, does this section need an exception similar to sub. (5) (c) 2.? It seems like without an exception this subsection could apply to social workers or other people who get paid to direct people to these programs as part of their job.

5 (5) (a) Whoever solicits or receives money, goods, services, or any other thing
 6 ^{e of} or value, in return for referring an individual to a person for the furnishing or
 7 arranging for the furnishing of any item or service for which a public assistance
 8 payment may be made in whole or in part, or in return for purchasing, leasing,
 9 ordering, or arranging for or recommending purchasing, leasing, or ordering any
 10 good, facility, service, or item[✓] for which public assistance payment may be made in
 11 whole or in part, is guilty of a Class H[✓] felony, except that, notwithstanding the
 12 maximum fine specified in s. 939.50 (3) (h)[✓], the person may be fined not more than
 13 \$25,000[✓].

(14) (b) Whoever offers or pays money, goods, services, or any other thing ^{e of} or value
 15 to any person to induce the person to refer an individual to a person for the furnishing
 16 or arranging for the furnishing of any item or service for which public assistance
 17 payment may be made in whole or in part, or to purchase, lease, order, or arrange for
 18 or recommend purchasing, leasing, or ordering any good, facility, service, or item[✓] for
 19 which public assistance payment may be made in whole or in part, is guilty of a Class
 20 H[✓] felony, except that, notwithstanding the maximum fine specified in s. 939.50 (3)
 21 (h), the person may be fined not more than \$25,000[✓].

(22) (c) intro. This subsection does not apply to any of the following:[✓]

1 1. A discount or other reduction in price obtained by a provider of services or
2 other entity under chs. 46 to 51[✓] and 58[✓] if the reduction in price is properly disclosed
3 and appropriately reflected in the costs claimed or charges made by the provider or
4 entity under Wisconsin Works.[✓]

 ****NOTE: This is specific to Wisconsin Works.[✓] Should it apply to "public assistance
programs"?

5 2. An amount paid by an employer to an employee who has a bona fide
6 employment relationship with the employer for employment in the provision of
7 covered items or services.

8 (6) Any person who makes any statement in a written application[✓] for public
9 assistance shall be considered to have made an admission as to the existence,
10 correctness, or validity of any fact stated. Such a statement shall be considered to
11 be prima facie evidence against the person making it in any complaint, information,
12 or indictment, and in any action brought for enforcement of any provision of this
13 section or ch. 49.[✓]

 NOTE: Creates the offense of public assistance fraud.[✓] This provision is intended
to replace the offenses and penalties currently set forth in s. 49.95.[✓]

 ****NOTE: How are ^{SS.} 946.90, 946.91, and 946.92[✓] intended to interact with ^(S.) 946.93?
Section 946.93 seems to include medical assistance, Wisconsin Works, and the
supplemental nutrition assistance program in the definition of "public assistance."

14 **SECTION 384.** 948.22 (1) (a), (b) and (c) and (4) (b) of the statutes are amended
15 to read:

16 948.22 (1) (a) "Child support" means an amount which a person is ordered to
17 provide for support of a child by a court of competent jurisdiction in this state or in
18 another state, territory or possession of the United States, or, if not ordered, an
19 amount that a person is legally obligated to provide under s. ~~49.90~~ [✓] 49.039.[✓]

20 (b) "Grandchild support" means an amount which a person is legally obligated
21 to provide under s. ~~49.90~~ [✓] 49.039 (1) (a) 2. and (11).

SECTION 384

1 (c) "Spousal support" means an amount which a person is ordered to provide
2 for support of a spouse or former spouse by a court of competent jurisdiction in this
3 state or in another state, territory or possession of the United States, or, if not
4 ordered, an amount that a person is legally obligated to provide under s. ~~49.90~~
5 49.039✓

6 (4) (b) For a person not subject to a court order requiring child, grandchild, or
7 spousal support payments, when the person knows or reasonably should have known
8 that he or she has a dependent, failure to provide support equal to at least the amount
9 established by rule by the department of children and families under s. ~~49.22~~ 49.811✓
10 (9) or causing a spouse, grandchild, or child to become a dependent person, or
11 continue to be a dependent person, as defined in s. ~~49.01~~ 49.801✓ (2).

12 SECTION 385. 948.45 (2) of the statutes is amended to read:

13 948.45 (2) Subsection (1) does not apply to a person who has under his or her
14 control a child who has been sanctioned under s. ~~49.26~~ 49.198✓ (1) (h).

15 SECTION 386. 973.055 (3) of the statutes is amended to read:

16 973.055 (3) All moneys collected from domestic abuse surcharges shall be
17 deposited by the secretary of administration in s. 20.437 (1) (hh) and utilized in
18 accordance with s. ~~49.165~~ 49.217✓.

19 SECTION 387. 977.01 (2) of the statutes is amended to read:

20 977.01 (2) "Public assistance" means relief provided by counties under s. 59.53
21 (21), Wisconsin works Works✓ under ss. 49.141 to 49.161, medical assistance Medical
22 Assistance✓ under subch. IV of ch. 49, low-income energy assistance under s. 16.27,
23 weatherization assistance under s. 16.26, and the food-stamp supplemental✓
24 nutrition assistance program under 7 USC 2011 to ~~2029~~ 2036.

****NOTE: This section is added to update the food stamp language.

History: 1977 c. 29; 2003 a. 33 ss. 1913, 2776, 2777.

1 **SECTION 388.** 977.06 (4) (bm) of the statutes is amended to read:
 2 977.06 (4) (bm) In response to a request for information under s. ~~49.22~~ 49.811
 3 (2m) made by the department of children and families or a county child support
 4 agency under s. 59.53 (5), the state public defender shall provide the name and
 5 address of an individual, the name and address of the individual's employer, and
 6 financial information related to the individual, if the name, address, or financial
 7 information is included in any statement, affidavit, or other information provided by
 8 the individual regarding financial eligibility under s. 977.07 and if, at the time the
 9 request for information is made, the individual is represented by the state public
 10 defender or by counsel assigned under s. 977.08.

11 **SECTION 389.** 978.05 (4m) of the statutes is amended to read:
 12 978.05 (4m) WELFARE FRAUD INVESTIGATIONS. Cooperate with the departments
 13 of children and families and health services regarding the fraud investigation
 14 programs under ss. 49.019 (1) and 49.197 (1m) and 49.845 (1).

15 **SECTION 390.** 978.06 (6) of the statutes is amended to read:
 16 978.06 (6) No district attorney, deputy district attorney, or assistant district
 17 attorney may appear in a civil action or proceeding under s. ~~49.22~~ 49.811 (7), 59.53
 18 (5), 767.205 (2), 767.501, or 767.80 or ch. 769.

Ins.
141-18

19 **SECTION 391. Nonstatutory provisions.**
 20 (1) The department of children and families shall submit in proposed form the
 21 rules required under section 49.006 (3) of the statutes, as created by this act, to the
 22 legislative council staff under section 227.15 (1) of the statutes no later than the first
 day of the 13th month beginning after the effective date of this subsection.

Ins.
141-23

1 ~~(2) The department of health services shall submit in proposed form the rules~~
 2 ~~required under section 49.006 (3) of the statutes, as created by this act, to the~~
 3 ~~legislative council staff under section 227.15 (1) of the statutes no later than the first~~
 4 ~~day of the 13th month beginning after the effective date of this subsection.~~

SECTION 392. Effective date.

(1) This act takes effect on March 1, 2012

END

STET do not delete "(ENDS)"

7

49.46(4)(n) - 1/1/2015

d-10-6