

2017 DRAFTING REQUEST

Bill

For: Joel Kleefisch (608) 266-8551

Drafter: ewheeler

By: Katie

Secondary Drafters:

Date: 1/4/2018

May Contact:

Same as LRB: -5011

Submit via email: YES

Requester's email: Rep.Kleefisch@legis.wisconsin.gov

Carbon copy (CC) to: Elizabeth.Wheeler@legis.wisconsin.gov

Melinda.Johns@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Safe at Home Program

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	ewheeler 1/4/2018	kmochal 1/4/2018	mbarman 1/4/2018	dwalker 1/4/2018	State

FE Sent For:

<END>

At Intro.

5105/1

Wheeler, Elizabeth

From: Wheeler, Elizabeth
Sent: Thursday, January 04, 2018 9:47 AM
To: Shea, Elisabeth
Subject: RE: Review Safe at Home bill draft - need by tomorrow @ noon!

It sure is! Thanks.

Elizabeth Wheeler
Legislative Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
Direct: 608-261-4453
Elizabeth.wheeler@legis.wisconsin.gov

From: Shea, Elisabeth
Sent: Thursday, January 04, 2018 9:45 AM
To: Wheeler, Elizabeth <Elizabeth.Wheeler@legis.wisconsin.gov>
Subject: FW: Review Safe at Home bill draft - need by tomorrow @ noon!

I think this is yours...

From: Scott, Katie
Sent: Thursday, January 04, 2018 9:30 AM
To: Shea, Elisabeth <Elisabeth.Shea@legis.wisconsin.gov>
Subject: FW: Review Safe at Home bill draft - need by tomorrow @ noon!

Hi Elisabeth,

Rep. Kleefisch is going to be the Assembly lead on the attached bill draft. Could you draft an Assembly version, and can we have it jacketed for the Assembly as a /1?

Thanks!
Katie

Katie Scott
Policy Advisor
Office of Representative Joel Kleefisch
38th Assembly District
(608) 266-8551

From: Pennoyer, Kara
Sent: Thursday, January 04, 2018 8:53 AM
To: Vicky S. Selkove <VSS@legalaction.org>; Ruhland, Lane E - DOJ <ruhlande@doj.state.wi.us>; Chase Tarrier <chaset@endabusewi.org>; Liedl, Kimber <Kimberly.Liedl@legis.wisconsin.gov>; Domina, Katherine

<Katherine.Domina@legis.wisconsin.gov>; Williams, Danielle <Danielle.Williams@legis.wisconsin.gov>; Scott, Katie <Katie.Scott@legis.wisconsin.gov>; Welsh, Erin B - DOJ <welsheb@doj.state.wi.us>

Subject: RE: Review Safe at Home bill draft - need by tomorrow @ noon!

Hi all!

Thanks for the helpful feedback Vicky and Erin. The new draft is attached. Please review by noon today and hopefully we can get this out the door.

I will send around a co-sponsorship memo draft. Are DOJ, End Domestic Abuse, and Legal Action comfortable being listed as supporters?

Thanks again,

Kara

Kara Pennoyer
Office of Senator Jennifer Shilling
608.266.5490
206 South, State Capitol



From: Pennoyer, Kara

Sent: Tuesday, January 02, 2018 3:44 PM

To: Vicky S. Selkove <VSS@legalaction.org>; Ruhland, Lane E - DOJ <ruhhandle@doj.state.wi.us>; Chase Tarrier <chaset@endabusewi.org>; Liedl, Kimber <Kimberly.Liedl@legis.wisconsin.gov>; Domina, Katherine <Katherine.Domina@legis.wisconsin.gov>; Williams, Danielle <Danielle.Williams@legis.wisconsin.gov>; Scott, Katie <Katie.Scott@legis.wisconsin.gov>; Welsh, Erin B - DOJ <welsheb@doj.state.wi.us>

Subject: RE: Review Safe at Home bill draft - need by tomorrow @ noon!

Hi everyone. Please get us comments on this draft by tomorrow (Wednesday) at noon so we can move forward with it quickly.

Thanks!

From: Pennoyer, Kara

Sent: Friday, December 29, 2017 10:34 AM

To: Vicky S. Selkove; Ruhland, Lane E - DOJ; Chase Tarrier; Liedl, Kimber; Domina, Katherine; Williams, Danielle; Scott, Katie; Welsh, Erin B - DOJ

Subject: Review Safe at Home bill draft

Please review the attached bill draft and let me know if there are any suggested changes. We'd like to get this introduced by next week, if possible.

Thanks!

Kara Pennoyer
Office of Senator Jennifer Shilling
608.266.5490

206 South, State Capitol





State of Wisconsin
2017 - 2018 LEGISLATURE

5165/1

LRB-5011/P2

EAW:klm

Due 1/4 (H)

Companion RM

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 change -
p. 3, lines 21-23

1 AN ACT *to amend* 6.47 (4) (b), 165.68 (1) (b), 165.68 (3) (b) 4. a., 165.68 (3) (b) 4.
2 b., 165.68 (3) (b) 4. e. and 183.0105 (1) (intro.); and *to create* 165.68 (3) (c),
3 165.68 (5) (e), 165.68 (5) (f) and 165.68 (7) of the statutes; **relating to:** address
4 confidentiality, granting rule-making authority, and providing a criminal
5 penalty.

Analysis by the Legislative Reference Bureau

This bill makes certain changes to the address confidentiality program administered by the Department of Justice.

Under current law, DOJ's address confidentiality program is available to a person who is a victim of abuse, a parent or guardian of a victim of abuse, or resides in a household in which a victim of abuse also resides, and who fears for his or her physical safety or the physical safety of his or her child or ward. A current program participant provides his or her actual residential, school, or work address to DOJ and DOJ assigns an alternative address to the program participant to use. Under the program, DOJ forwards all mail received at the assigned address to the program participant's actual address. In addition, the program participant may use the assigned address for any official purpose, unless the use of the actual address is required by statute, such as for voter registration. Any person or entity that has knowledge of the actual address through the program is required to keep it confidential. Under current law, a program participant's actual address is exempt from the open records law.

This bill expands the confidentiality provisions of the program to include any part of a program participant's actual address. In addition, the bill makes intentional disclosure of confidential information under the program a misdemeanor.

Under the bill, DOJ is authorized to act as the registered agent and office for a single-member LLC if the member is enrolled in the address confidentiality program.

This bill also provides that DOJ may promulgate rules governing a program participant's consent to disclosure of his or her actual address by DOJ or another entity if such a disclosure is required for a public assistance program or a real property transaction.

This bill clarifies that DOJ may disenroll a program participant at any time that DOJ determines that the program participant no longer meets the eligibility criteria.

For further information see the *state* 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.** 6.47 (4) (b) of the statutes, as created by 2015 Wisconsin Act 356,
2 is amended to read:

3 6.47 (4) (b) A confidential listing under sub. (2) that is issued to a program
4 participant expires on the date the individual's participation in the program expires
5 pursuant to s. 165.68 (3) (b) 4. a. or on the date the individual cancels his or her
6 participation in the program pursuant to s. 165.68 (3) (b) 4. ~~e.~~ f. or is disenrolled from
7 the program pursuant to s. 165.68 (3) (b) 4. ~~b.~~ e.

8 **SECTION 2.** 165.68 (1) (b) of the statutes, as created by 2015 Wisconsin Act 356,
9 is amended to read:

10 165.68 (1) (b) "Actual address" means the residential street address, school
11 address, or work address, or any portion thereof, of a program participant.

12 **SECTION 3.** 165.68 (3) (b) 4. a. of the statutes, as created by 2015 Wisconsin Act
13 356, is amended to read:

1 165.68 (3) (b) 4. a. A program participant remains enrolled in the program for
2 5 years, unless he or she cancels his or her participation under subd. 4. f. or is
3 disenrolled under subd. 4. ~~b. e.~~

4 **SECTION 4.** 165.68 (3) (b) 4. b. of the statutes, as created by 2015 Wisconsin Act
5 356, is amended to read:

6 165.68 (3) (b) 4. b. A program participant is required to notify the department
7 when he or she changes his or her actual address or legal name, and failure to update
8 the information may result in the department disenrolling the applicant as a
9 program participant.

10 **SECTION 5.** 165.68 (3) (b) 4. e. of the statutes, as created by 2015 Wisconsin Act
11 356, is amended to read:

12 165.68 (3) (b) 4. e. The department may disenroll a program participant if the
13 person fails to update his or her information under subd. 4. b., or at any time after
14 the department determines that the person no longer meets the eligibility
15 requirements established under sub. (2). The department will notify a program
16 participant if his or her participation will expire or if the department will disenroll
17 the participant ~~under subd. 4. b.~~ A program participant who receives a notification
18 under this subd. 4. e. may update his or her information to establish eligibility or may
19 reenroll in the program within 6 months from the date the department issues the
20 notification.

21 **SECTION 6.** 165.68 (3) (c) of the statutes is created to read:

22 165.68 (3) (c) A single-member limited liability company may apply to be a
23 program participant.

24 **SECTION 7.** 165.68 (5) (e) of the statutes is created to read:

Walker, Dan

From: Wheeler, Elizabeth
Sent: Thursday, January 04, 2018 2:55 PM
To: LRB.Legal
Subject: RE: Draft review: LRB -5165/1

I forgot to put a note on this that they requested to jacket it for the Assembly.

Elizabeth Wheeler
Legislative Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
Direct: 608-261-4453
Elizabeth.wheeler@legis.wisconsin.gov

From: LRB.Legal
Sent: Thursday, January 04, 2018 2:53 PM
To: Wheeler, Elizabeth <Elizabeth.Wheeler@legis.wisconsin.gov>
Subject: Draft review: LRB -5165/1

Draft Requester: Rep. Joel Kleefisch

Following is the PDF version of draft LRB -5165/1.