



1999 ASSEMBLY BILL 486

September 28, 1999 - Introduced by Representatives SCHNEIDER, BOYLE, MUSSER, M. LEHMAN, POCAN, GUNDERSON, F. LASEE, HUNDERTMARK, GRONEMUS, GROTHMAN, RYBA, REYNOLDS, GUNDRUM, WALKER, HASENOHRL, UNDERHEIM and LA FAVE, cosponsored by Senators DRZEWIECKI and DARLING. Referred to Committee on Judiciary and Personal Privacy.

1 **AN ACT** *to repeal* 29.024 (2g) (a) (title) and (intro.), 29.024 (2g) (d) 2. and 29.024
2 (2r) (a) (title) and (intro.); *to renumber* 29.024 (2g) (a) 1., 29.024 (2g) (a) 3. and
3 29.024 (2g) (d) (title); *to renumber and amend* 29.024 (2g) (a) 2., 29.024 (2g)
4 (d) 1., 29.024 (2r) (a) 1., 29.024 (2r) (a) 2., 29.024 (2r) (a) 3., 29.024 (2r) (a) 4.,
5 29.024 (2r) (a) 5., 29.024 (2r) (a) 6., 29.024 (2r) (a) 7., 29.024 (2r) (a) 8., 29.024
6 (2r) (a) 9., 29.024 (2r) (a) 10., 29.024 (2r) (a) 11., 29.024 (2r) (a) 12., 29.024 (2r)
7 (a) 13., 29.024 (2r) (a) 14., 29.024 (2r) (a) 14m., 29.024 (2r) (a) 14r., 29.024 (2r)
8 (a) 15., 29.024 (2r) (a) 16., 29.024 (2r) (a) 17., 29.024 (2r) (a) 18., 29.024 (2r) (a)
9 19., 29.024 (2r) (a) 20., 29.024 (2r) (a) 21. and 29.024 (2r) (d); *to amend* 29.024
10 (2g) (b), 29.024 (2g) (c), 29.024 (2r) (b), 29.024 (2r) (c), 29.229 (5m) (b), 29.229
11 (5m) (c), 49.857 (1) (d) 2., 49.857 (1) (d) 2m. and 73.0301 (1) (d) 1.; and *to create*
12 29.024 (2g) (ar) (intro.), 29.024 (2r) (ar) (intro.), 49.857 (2m) and 73.0301 (2m)
13 of the statutes; **relating to:** prohibiting the denial, revocation, suspension,
14 withholding or restriction of approvals issued under chapter 29 of the statutes

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1 based on the failure of the approval applicants or approval holders to provide
2 social security numbers.

Analysis by the Legislative Reference Bureau

Under current law, the department of natural resources (DNR) must require that a person who is applying for any type of fish or game approval provide DNR with his or her social security number. These approvals include recreational hunting and fishing licenses as well as commercial licenses such as fish dealer and taxidermist permits. DNR must deny the application if the person refuses to provide his or her social security number. DNR then discloses the number to the department of workforce development (DWD) so that DWD may determine whether the person is delinquent in child support or other court-ordered family or birth expenses or has failed to comply with a subpoena or warrant that relates to paternity or child support court proceedings. If the person is delinquent or has failed to comply, DNR must deny the application and suspend any current approvals held by the person.

DNR also discloses the social security number to the department of revenue (DOR) so that DOR may determine whether the person is delinquent in the payment of certain state taxes. If the person is delinquent, the person must deny the application and revoke any current approvals held by the person.

The bill repeals the provision requiring that an applicant for a fish or game approval provide his or her social security number and the provision that DNR must deny or suspend an application or revoke or suspend an approval if a person fails to provide his or her number.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 29.024 (2g) (a) (title) and (intro.) of the statutes are repealed.

4 **SECTION 2.** 29.024 (2g) (a) 1. of the statutes is renumbered 29.024 (2g) (ar) 1.

5 **SECTION 3.** 29.024 (2g) (a) 2. of the statutes is renumbered 29.024 (2g) (ar) 2.

6 and amended to read:

7 29.024 (2g) (ar) 2. Any permit issued under s. ~~29.38, 29.521, 29.525, 29.53 or~~
8 ~~29.578~~ 29.537, 29.733, 29.735, 29.736 or 29.871.

9 **SECTION 4.** 29.024 (2g) (a) 3. of the statutes is renumbered 29.024 (2g) (ar) 3.

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1 **SECTION 5.** 29.024 (2g) (ar) (intro.) of the statutes is created to read:

2 29.024 (**2g**) (ar) *Approvals affected.* (intro.) All of the following approvals are
3 subject to denial, suspension, withholding or restriction under par. (ag):

4 **SECTION 6.** 29.024 (2g) (b) of the statutes is amended to read:

5 29.024 (**2g**) (b) *Duplicates.* For purposes of this subsection, an application for
6 a duplicate of an approval specified ~~in par. (a)~~ under par. (ar) shall be considered an
7 application for the issuance of the approval.

8 **SECTION 7.** 29.024 (2g) (c) of the statutes is amended to read:

9 29.024 (**2g**) (c) *Disclosure of social security numbers.* The department of
10 natural resources may not disclose any social security numbers received under ~~par.~~
11 ~~(a)~~ s. 29.024 (2g) (a), 1997 stats., to any person except to the department of workforce
12 development for the sole purpose of administering s. 49.22.

13 **SECTION 8.** 29.024 (2g) (d) (title) of the statutes is renumbered 29.024 (2g) (ag)
14 (title).

15 **SECTION 9.** 29.024 (2g) (d) 1. of the statutes is renumbered 29.024 (2g) (ag) and
16 amended to read:

17 29.024 (**2g**) (ag) As provided in the memorandum of understanding required
18 under s. 49.857 (2), the department shall deny an application to issue or renew,
19 suspend if already issued or otherwise withhold or restrict an approval specified in
20 par. ~~(a) 1. to 3.~~ (ar) if the applicant for or the holder of the approval is delinquent in
21 making court-ordered payments of child or family support, maintenance, birth
22 expenses, medical expenses or other expenses related to the support of a child or
23 former spouse or if the applicant or holder fails to comply with a subpoena or warrant
24 issued by the department of workforce development or a county child support agency
25 under s. 59.53 (5) ~~and relating~~ that relates to paternity or child support proceedings.

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1 **SECTION 10.** 29.024 (2g) (d) 2. of the statutes is repealed.

2 **SECTION 11.** 29.024 (2r) (a) (title) and (intro.) of the statutes are repealed.

3 **SECTION 12.** 29.024 (2r) (a) 1. of the statutes is renumbered 29.024 (2r) (ar) 1.
4 and amended to read:

5 29.024 (**2r**) (ar) 1. A license issued under s. ~~29.134~~ 29.501.

6 **SECTION 13.** 29.024 (2r) (a) 2. of the statutes is renumbered 29.024 (2r) (ar) 2.
7 and amended to read:

8 29.024 (**2r**) (ar) 2. A wholesale fish dealer license issued under s. ~~29.135~~ 29.503.

9 **SECTION 14.** 29.024 (2r) (a) 3. of the statutes is renumbered 29.024 (2r) (ar) 3.
10 and amended to read:

11 29.024 (**2r**) (ar) 3. A taxidermist permit issued under s. ~~29.136 (2)~~ 29.506 (2).

12 **SECTION 15.** 29.024 (2r) (a) 4. of the statutes is renumbered 29.024 (2r) (ar) 4.
13 and amended to read:

14 29.024 (**2r**) (ar) 4. A bait dealer license issued under s. ~~29.137~~ 29.509.

15 **SECTION 16.** 29.024 (2r) (a) 5. of the statutes is renumbered 29.024 (2r) (ar) 5.
16 and amended to read:

17 29.024 (**2r**) (ar) 5. A guide license issued under s. ~~29.165~~ 29.512.

18 **SECTION 17.** 29.024 (2r) (a) 6. of the statutes is renumbered 29.024 (2r) (ar) 6.
19 and amended to read:

20 29.024 (**2r**) (ar) 6. A sport trolling license issued under s. ~~29.166~~ 29.514.

21 **SECTION 18.** 29.024 (2r) (a) 7. of the statutes is renumbered 29.024 (2r) (ar) 7.
22 and amended to read:

23 29.024 (**2r**) (ar) 7. A commercial fishing license issued under s. ~~29.33~~ 29.519.

24 **SECTION 19.** 29.024 (2r) (a) 8. of the statutes is renumbered 29.024 (2r) (ar) 8.
25 and amended to read:

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1 29.024 (2r) (ar) 8. A net license issued under s. ~~29.34~~ 29.523.

2 **SECTION 20.** 29.024 (2r) (a) 9. of the statutes is renumbered 29.024 (2r) (ar) 9.
3 and amended to read:

4 29.024 (2r) (ar) 9. A slat net license issued under s. ~~29.343~~ 29.526.

5 **SECTION 21.** 29.024 (2r) (a) 10. of the statutes is renumbered 29.024 (2r) (ar)
6 10. and amended to read:

7 29.024 (2r) (ar) 10. A trammel net license issued under s. ~~29.344~~ 29.529.

8 **SECTION 22.** 29.024 (2r) (a) 11. of the statutes is renumbered 29.024 (2r) (ar)
9 11. and amended to read:

10 29.024 (2r) (ar) 11. A set or bank pole license issued under s. ~~29.36~~ 29.531.

11 **SECTION 23.** 29.024 (2r) (a) 12. of the statutes is renumbered 29.024 (2r) (ar)
12 12. and amended to read:

13 29.024 (2r) (ar) 12. A setline license issued under s. ~~29.37~~ 29.533.

14 **SECTION 24.** 29.024 (2r) (a) 13. of the statutes is renumbered 29.024 (2r) (ar)
15 13. and amended to read:

16 29.024 (2r) (ar) 13. A clamming license or permit issued under s. ~~29.38~~ 29.537.

17 **SECTION 25.** 29.024 (2r) (a) 14. of the statutes is renumbered 29.024 (2r) (ar)
18 14. and amended to read:

19 29.024 (2r) (ar) 14. A fish farm permit issued under s. ~~29.521~~ 29.733.

20 **SECTION 26.** 29.024 (2r) (a) 14m. of the statutes is renumbered 29.024 (2r) (ar)
21 14m. and amended to read:

22 29.024 (2r) (ar) 14m. A fish importation permit under s. ~~29.525~~ 29.735.

23 **SECTION 27.** 29.024 (2r) (a) 14r. of the statutes is renumbered 29.024 (2r) (ar)
24 14r. and amended to read:

25 29.024 (2r) (ar) 14r. A fish stocking permit under s. ~~29.53~~ 29.736.

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1 **SECTION 28.** 29.024 (2r) (a) 15. of the statutes is renumbered 29.024 (2r) (ar)
2 15. and amended to read:

3 29.024 (**2r**) (ar) 15. A wild rice dealer license issued under s. ~~29.544~~ 29.607 (4)
4 (b).

5 **SECTION 29.** 29.024 (2r) (a) 16. of the statutes is renumbered 29.024 (2r) (ar)
6 16. and amended to read:

7 29.024 (**2r**) (ar) 16. A wild ginseng dealer license issued under s. ~~29.547~~ (7)
8 29.611 (7).

9 **SECTION 30.** 29.024 (2r) (a) 17. of the statutes is renumbered 29.024 (2r) (ar)
10 17. and amended to read:

11 29.024 (**2r**) (ar) 17. A license issued under s. ~~29.573~~ 29.865.

12 **SECTION 31.** 29.024 (2r) (a) 18. of the statutes is renumbered 29.024 (2r) (ar)
13 18. and amended to read:

14 29.024 (**2r**) (ar) 18. A game bird or animal farm license issued under s. ~~29.574~~
15 29.867.

16 **SECTION 32.** 29.024 (2r) (a) 19. of the statutes is renumbered 29.024 (2r) (ar)
17 19. and amended to read:

18 29.024 (**2r**) (ar) 19. A fur animal farm license issued under s. ~~29.575~~ 29.869.

19 **SECTION 33.** 29.024 (2r) (a) 20. of the statutes is renumbered 29.024 (2r) (ar)
20 20. and amended to read:

21 29.024 (**2r**) (ar) 20. A deer farm license or a permit issued under s. ~~29.578~~
22 29.871.

23 **SECTION 34.** 29.024 (2r) (a) 21. of the statutes is renumbered 29.024 (2r) (ar)
24 21. and amended to read:

25 29.024 (**2r**) (ar) 21. A wildlife exhibit license issued under s. ~~29.585~~ 29.877.

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1 **SECTION 35.** 29.024 (2r) (ar) (intro.) of the statutes is created to read:

2 29.024 **(2r)** (ar) *Approvals affected.* All of the following approval applications
3 are subject to denial and revocation under par. (ag):

4 **SECTION 36.** 29.024 (2r) (b) of the statutes is amended to read:

5 29.024 **(2r)** (b) *Duplicates.* For purposes of this subsection, an application for
6 a duplicate of an approval specified in ~~par. (a)~~ under par. (ar) shall be considered an
7 application for the issuance of the approval.

8 **SECTION 37.** 29.024 (2r) (c) of the statutes is amended to read:

9 29.024 **(2r)** (c) *Disclosure of numbers.* The department of natural resources
10 may not disclose any information received under ~~par. (a)~~ s. 29.024 (2r) (a), 1997 stats.,
11 to any person except to the department of revenue for the sole purpose of making
12 certifications required under s. 73.0301.

13 **SECTION 38.** 29.024 (2r) (d) of the statutes is renumbered 29.024 (2r) (ag) and
14 amended to read:

15 29.024 **(2r)** (ag) *Denial and revocation.* The department shall deny an
16 application to issue or renew, or revoke if already issued, an approval specified in par.
17 ~~(a) if the applicant for or the holder of the approval fails to provide the information~~
18 ~~required under par. (a) or (ar)~~ (ar) if the department of revenue certifies that the
19 applicant or approval holder is liable for delinquent taxes under s. 73.0301.

20 **SECTION 39.** 29.229 (5m) (b) of the statutes is amended to read:

21 29.229 **(5m)** (b) The band is requested to enact tribal laws or ordinances that
22 ~~require each person, as a condition of being issued an approval under this section,~~
23 ~~to provide to the band his or her social security number and tribal laws or ordinances~~
24 that prohibit the disclosure of that number by social security numbers provided to

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1 the band under s. 29.229 (5m) (b), 1997 stats., to any other person except to the
2 department of workforce development for the purpose of administering s. 49.22.

3 **SECTION 40.** 29.229 (5m) (c) of the statutes is amended to read:

4 29.229 **(5m)** (c) The band is requested to enact tribal laws or ordinances that
5 deny an application to issue or renew, suspend if already issued or otherwise
6 withhold or restrict an approval issued under this section if the applicant for or the
7 holder of the approval ~~fails to provide the information required under tribal laws or~~
8 ~~ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a~~
9 subpoena or warrant issued by the department of workforce development or a county
10 child support agency under s. 59.53 (5) and related to paternity or child support
11 proceedings or if the department of workforce development certifies that the
12 applicant for or the holder of the approval has failed to pay court-ordered payments
13 of child or family support, maintenance, birth expenses, medical expenses or other
14 expenses related to the support of a child or former spouse.

15 **SECTION 41.** 49.857 (1) (d) 2. of the statutes is amended to read:

16 49.857 **(1)** (d) 2. An approval specified in s. ~~29.09 (11m)~~ 29.024 (2g).

17 **SECTION 42.** 49.857 (1) (d) 2m. of the statutes is amended to read:

18 49.857 **(1)** (d) 2m. A fishing approval issued under s. ~~29.138~~ 29.229.

19 **SECTION 43.** 49.857 (2m) of the statutes is created to read:

20 49.857 **(2m)** Notwithstanding sub. (2) (b) 4., the memorandum of
21 understanding with the department of natural resources or with the Lac du
22 Flambeau band of the Lake Superior Chippewa under sub. (2) (b) may not require
23 a license applicant to provide or display his or her social security number under the
24 system established by the department of workforce development.

25 **SECTION 44.** 73.0301 (1) (d) 1. of the statutes is amended to read:

