

HB

48

22-LS0295\F
Lauterbach
1/18/01

CS FOR HOUSE BILL NO. 48(RES)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY THE HOUSE RESOURCES COMMITTEE

Offered:
Referred:

Sponsor(s): REPRESENTATIVES COGHILL, Kohring

A BILL

FOR AN ACT ENTITLED

1 "An Act eliminating a requirement that a social security number be provided by an
2 applicant for certain hunting or sport fishing licenses, tags, and permits; and providing
3 for an effective date."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 16.05.360(a) is amended to read:

6 (a) The commissioner or an authorized deputy shall issue each license and tag
7 to a qualified person under written application containing such reasonable information
8 as required by the commissioner. The commissioner shall designate the license and
9 tag form or type. The form or type must be sufficient to identify and locate the
10 applicant and [,] establish the applicant's status as to residency and citizenship [, AND
11 SUPPLY THE PERSON'S SOCIAL SECURITY NUMBER IF REQUIRED BY
12 THIS CHAPTER]. *delete part section* <Each application shall be subscribed and sworn to by the applicant
13 before an officer authorized to administer oaths in the state.>

14 * **Sec. 2.** AS 16.05.330(e), 16.05.346(d), and 16.05.360(b) are repealed.

1

* **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 48
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: Fish and Game
 Title: Eliminating requirement to provide SSN for BRU: Admin. and Support
sport licenses and tags Component: Administrative Services
 Sponsor: Representative Coghill
 Requester: House Resources Component Number: 479

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill removes the statutory requirement for the collection of Social Security numbers for the issuance of hunting and sport fishing licenses.

Prepared by: Kevin Brooks Phone 465-5999
 Division: Administration Date/Time 1/19/01 12:00 AM
 Approved by: Gordy Williams for Commissioner Frank Rue Date 01/22/2001
 Agency: Department of Fish and Game

For distribution information, call the Governor's Legislative Office

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB48
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: Revenue
 Title: No Social Security Number Required BRU: Child Support Enforcement
on Hunting/Fishing Licenses Component: Child Support Enforcement
 Sponsor: Representative Coghill
 Requester: House Resources Component Number: 111

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
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Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

There will be no fiscal impact to the Child Support Enforcement Division from this legislation.

State law requires that applicants for sport hunting and fishing licenses provide their Social Security number on the application. However, Alaska has been granted a waiver from the federal law that prompted the state requirement. That federal waiver was granted in December 2000, retroactive to October 2000. The waiver runs for three years, at which time the state (through the Child Support Enforcement Division) may request a continuation of the waiver.

This legislation would repeal the state requirement for Social Security numbers on sport hunting and fishing license applications, with an immediate effective date.

Prepared by: Barbara Miklos, Director Phone 269-6800
 Division: Child Support Enforcement Division Date/Time Jan. 20, 2001, 1 p.m.
 Approved by: Larry Persily, Deputy Commissioner Date Jan. 20, 2001
 Agency: Department of Revenue

For distribution information, call the Governor's Legislative Office

ALASKA STATE HOUSE OF REPRESENTATIVES

Interim Address:
119 N. Cushman, Suite 211
Fairbanks, AK 99701
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Session Contact:
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State Capitol
Room 416

REPRESENTATIVE JOHN COGHILL

Social Security Numbers & Recreational Licenses SPONSOR STATEMENT

A requirement to provide your social security number before obtaining a recreational hunting and fishing license was a recent federal mandate accepted by the legislature under the Smart Start legislation of 1998. My efforts in getting HB 311 passed through the House last year proved there was much concern among Alaskans about protecting the privacy of their social security numbers. Unfortunately, the end of session prevented its passage in the Senate.

The Alaska Child Support Enforcement Division took note of this and recently won a waiver from the federal requirement for three years. In approving the waiver the federal Office of Child Support Enforcement recognized that the Alaska Permanent Fund Dividend databases is a more appropriate way to track parents who have delinquent child support payments.

The catch is that the social security number must still be placed on the application because the state law mandating that requirement doesn't expire until June 30, 2001. My effort in introducing this legislation is to repeal the social security requirement so as to protect the privacy of Alaskan's social security numbers in relation to recreational licenses immediately.

Sponsor Statement

ALASKA STATE HOUSE OF REPRESENTATIVES

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119 N. Cushman, Suite 211
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State Capitol
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REPRESENTATIVE JOHN COGHILL

HB 48 Social Security Number of Recreational Licenses SECTIONAL

Sec. 1: Repeals a portion of AS 16.05.360(a) that requires the form or application for a hunting or sport fishing license to contain sufficient information to supply the applicant's social security number.

Sec. 2: This repeals AS 16.05.330(e) which requires a person applying for a license or tag for hunting or sport fishing to provide their social security number on the application and requires the Department of Fish & Game to report provide that social security number to CSED if requested.

Repeals AS 16.05.346(d) which requires a person applying for a permit under the section of statutes that deal with licensing of sport fishing and hunting to provide the person's social security number on the permit application. It also requires the department to provide the social security number to the child support enforcement agency if information is requested by the agency.

It also repeals AS 16.05.360(b), which requires the department to provide the social security number to CSED upon request.

Sec. 3: Provides for an immediate effective date.

Three mentions of social security number in Title 16.05:

Sec. 16.05.330. Licenses, tags, and subsistence permits.

(e) A natural person applying for a license or tag for hunting or sport fishing shall provide the person's social security number on the license application. Upon request, the department shall provide the social security number to the child support enforcement agency created in AS 25.27.010 , or the child support agency of another state, for child support purposes authorized by law.

Sec. 16.05.346. Permit applications.

(d) A person applying for a permit under this section shall provide the person's social security number on the permit application. Upon request, the department shall provide the social security number to the child support enforcement agency created in AS 25.27.010 , or the child support agency of another state, for child support purposes authorized by law.

Sec. 16.05.360. Commissioner charged with license issuance.

(b) Upon request, the department shall provide a social security number provided by an applicant under (a) of this section to the child support enforcement agency created in AS 25.27.010 , or the child support agency of another state, for child support purposes authorized by law.

THE
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DEPARTMENT OF HEALTH & HUMAN SERVICES

ADMINISTRATION FOR CHILDREN AND FAMILIES
370 L'Enfant Promenade, S.W.
Washington, D.C. 20447

Ms. Barbara J. Miklos
Director
State of Alaska, Department of Revenue
Child Support Enforcement Division
550 W. 7th Ave., Suite 310
Anchorage, AK 99501-6699

Dear Ms. Miklos:

This is in response to your letter to Mr. Steve Henigson, Regional Administrator, regarding Alaska's request for an exemption from the provision regarding collection of Social Security Numbers on recreational license applications found in section 466(a)(13) of the Social Security Act (Act), as amended by section 5536 of the Balanced Budget Act of 1997 (P.L. 105-33).

Alaska has demonstrated in accordance with section 466(d) of the Act, 45 CFR 302.70(d)(2) and OCSE-AT-97-02, that compliance with the requirement would not increase the efficiency and effectiveness of the State's Child Support Enforcement program. We are granting your request for exemption from the requirement of section 466(a)(13), which requires collection of social security numbers on recreational license applications, based on Alaska's operation of a similar existing procedure through the Permanent Fund Dividend program.

This exemption is granted for a three-year period effective October 1, 2000. The exemption may be terminated upon a change in circumstance in the State. If the State cannot demonstrate that the changed circumstances continue to warrant an exemption in accordance with this the aforementioned requirements, the exemption will be revoked. Alaska would then be required to implement the requirement in section 466(a)(13) of the Act.

RECEIVED

DEC 21 2000

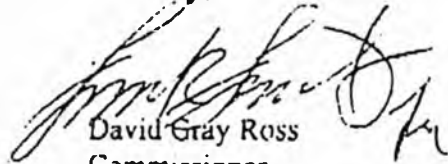
ASST. DIRECTOR

CSED

Page 2 - Ms. Miklos

The State must apply for an extension of this exemption 90 days before the end of the exemption period. If an extension is not granted or the exemption is revoked, the State must enact the appropriate laws and procedures to implement the mandatory practice by the beginning of the fourth month after the end of the first regular, special, budget, or other session of the State legislature which ends after the date the exemption is revoked or an exemption is denied. If no legislation is necessary, Alaska must establish and be using the appropriate procedures by the beginning of the fourth month after the date the exemption is revoked.

Sincerely,



David Gray Ross
Commissioner,
Office of Child Support Enforcement

CC: Mr. Steve Henigson
Regional Administrator
Region X

STATE MOVES TO PROTECT PRIVACY OF SPORT LICENSE HOLDERS Child support agency obtains federal waiver from Social Security numbers

The Alaska Child Support Enforcement Division has won a waiver from the federal requirement to collect Social Security numbers on sport hunting and fishing license applications.

Federal law allows waivers for those states that can prove they have an adequate alternative for locating parents who fall behind in their child support payments. The federal Office of Child Support Enforcement accepted the state's position that the Permanent Fund Dividend application database provides better access to Social Security numbers than collecting the information from sport hunting and fishing license applicants.

Congress in 1997 voted to require states to collect Social Security numbers on recreational licenses as a tool to help locate parents who are delinquent in their child support payments. The requirement was part of the welfare reform package aimed at reducing dependence on government-funded public assistance by increasing child support collections.

"Some Alaskans expressed concern about protecting the privacy of their Social Security number from the private vendors that sell sport licenses," said Barbara Miklos, director of the Alaska Child Support Enforcement Division. "In addition to those concerns, the requirement was just not an efficient way to go about our job since we can get better information from the Permanent Fund dividend database."

The Alaska Legislature adopted the federal rule in 1998, requiring sport license applicants to provide their Social Security number. The Legislature adopted the federal requirement rather than lose almost \$80 million a year in federal funding for Alaska's child support enforcement and public assistance programs.

The state law expires June 30, 2001, after which license applicants no longer will be required to provide the number. "The federal waiver is the first step in answering Alaskans' concerns," Miklos said. "The final step will come when the state law changes."

Responding to the public's privacy concerns, the child support agency worked hard the past six months to obtain the federal waiver. Several legislators also questioned whether the state could protect the privacy of Social Security numbers on license applications.

"We understand people are uneasy about providing their Social Security number, and we knew it wasn't necessary to take that risk in Alaska since we already have the numbers from Permanent Fund dividend applications," Miklos said.

PRIVACY

"This does not mean we're pulling back on our collection efforts," Miklos said. The agency collected a record \$85 million in Fiscal 2000, and is headed to another new record this year.

Many of Alaska's child support collection tools will expire on June 30, 2001 under a "sunset" provision in the state's child support laws. The agency will seek legislative approval this session to remove the expiration date, except for the sport license requirement that will be allowed to end.

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For more information, call Barbara Miklos in Anchorage, 269-6800.

This is a press release issued by the Child Support Enforcement Division on January 4th. Barbara Miklos is the Director of the State of Alaska Child Support Enforcement Division.

Journal Text



04/21/00

House Journal

Page 3415

HB 311

The following, which was advanced to third reading from the April 20, 2000, calendar (page 3365), was read the third time:

CS FOR HOUSE BILL NO. 311(JUD)

"An Act eliminating a requirement that a social security number be provided by an applicant for a hunting or sport fishing license or tag; and providing for an effective date."

Representative Green declared a conflict of interest.

The question being: "Shall CSHB 311(JUD) pass the House?" The roll was taken with the following result:

CSHB 311(JUD)
Third Reading
Final Passage

YEAS: 28 NAYS: 10 EXCUSED: 0 ABSENT: 2

Yeas: Austerman, Barnes, Berkowitz, Brice, Cissna, Coghill, Cowdery, Croft, Davis, Dyson, Foster, Harris, James, Joule, Kapsner, Kemplen, Kohring, Kookesh, Kott, Masek, Mulder, Ogan, Porter, Rokeberg, Sanders, Smalley, Therriault, Whitaker

Nays: Bunde, Davies, Green, Grussendorf, Halcro, Kattula, Morgan, Moses, Murkowski, Williams

Absent: Hudson, Phillips

And so, CSHB 311(JUD) passed the House.

04/21/00

House Journal

Page 3416

HB 311

Representative Green moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Berkowitz gave notice of reconsideration of his vote on CSHB 311(JUD).

Bill Root: _____

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1/9/01 9:02 A

CS FOR HOUSE BILL NO. 311(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/14/00

Referred: Finance

Sponsor(s): REPRESENTATIVES COGHILL, Ogan, Foster, Kohring, Sanders, Harris, Therriault, James, Croft

A BILL

FOR AN ACT ENTITLED

1 "An Act eliminating a requirement that a social security number be provided by
2 an applicant for a hunting or sport fishing license or tag; and providing for an
3 effective date."

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

5 * Section 1. AS 16.05.330(e) is repealed.

6 * Sec. 2. This Act takes effect January 1, 2001.