



WISCONSIN

INDICATOR NAME:

Privacy Indicator

SETTING CRITERIA:

IV-D--
Good Cause request or status (TANF)

IV-D & Non IV-D --
Restraining order
Self-report (Written; documentation policies vary by county)

ELIGIBLE PEOPLE:

People Directly Protected --
Victims

Others Protected --
All household members involved in the victim's WI child support cases or orders (Automatic)

IMPACT:

Sends FV Indicator to the FCR

DURATION:

Indefinite

REMOVAL CRITERIA:

Indication that risk has ended

OVERRIDE:

State-specific components not yet developed

Materials

Below are several documents related to the Wisconsin family violence data element. First is a section of the Wisconsin statute. Second are excerpts from a KIDS fact sheet developed by the child support agency. Third is a sample of the computer screen containing the family violence data element. Fourth is a sample report used to add privacy protection for existing Good Cause case participants. Finally, included are two samples of public notices that were prepared on the issue.

Wisconsin Act 27 (effective 10-15-97)

Section 1881.49.22(12) of the statute is *created* to read:

49.22(12) The department or a county child support agency under s.59.53(5) may not release information to a person about the whereabouts of another person if any of the following applies:

- (a) The person seeking the information is subject to a temporary restraining order or injunction under s.813.12, 813.122, 813.123, 813.125 or 813.127 with respect to the person about whom the information is sought; and the department or county child support agency under s.59.53(5) has notice of the temporary restraining order or injunction.
- (b) The department or county child support agency under s. 59.53(5) has reason to believe that releasing the information may result in physical or emotional harm to the person about whom the information is sought.



KIDS Fact Sheets

PRIVACY**December 18, 1998**

- ** Most of the new features described here will take effect on Monday, Jan. 4, 1999, including privacy banners on KIDS screens, and the new screen for creating protection in KIDS. A small amount of programming will take effect Monday, Dec. 21, 1998. Starting on the 21st, if a good cause record is created via the CARES interface, the protected individual's address will be suppressed on select KIDS documents, which are listed herein. **

II. REQUIRED BY PRWORA

The Personal Responsibility and Work Opportunity Reconciliation Act (PRWORA) of 1996 requires each state to have safeguards to prohibit the unauthorized disclosure of information relating to:

-  paternity or support proceedings[;]
-  the whereabouts of one person to another person against whom a protective order has been entered, or where the child support agency has reason to believe release of whereabouts information may result in physical or emotional harm to a party[.]

Wisconsin law, passed in October 1997, requires that the whereabouts of participants be confidential in cases of a restraining order or the agency's belief that there could be harm to one of the persons.

III. CLEAN-UP NECESSARY FOR RETROACTIVE PROTECTION

When this new privacy processing is implemented in KIDS, it **WILL NOT** retroactively create privacy protection for participants or cases for which good cause claims have previously been created in KIDS. Therefore, county staff will need to create protection events for those participants and cases. Each county will receive a clean-up report listing such cases in the near future.

This work will need to be completed by Jan. 30, 1999, for the state to load its entire caseload of participant data into the new Federal Case Registry. It's important for our data to have the appropriate privacy protections in place by then, so that the appropriate "Family Violence Indicators" will be created in the federal registry.

The Bureau of Child Support will also soon send information to domestic abuse agencies, asking them to have case participants contact their local child support agency to request privacy protection when appropriate. A form for requesting privacy protection is being provided to these agencies, but child support agencies can also expect to receive telephone calls from some individuals requesting privacy protection. * * *

V. PROTECTION OVERVIEW

Here's a snapshot overview. Details are provided under VIII, below. Protection is created three ways in KIDS:

- A. Manually on the new Record Participant Protection screen. This creates protection for that individual and a protection event for every case on which the individual is active[.]
- B. On-line entry of intent to file Good Cause. This creates protection for that individual and any CP, NLRR or CHILD on that case and a protection event for every case on which the individuals are active[.]
- C. Good Cause interface from CARES. This will create protection for that individual and any CP, NLRR or CHILD on that case and a protection event for every case on which the individuals are active or inactive[.]

VI. EFFECTS OF PROTECTION IN KIDS

- A. Creates PRTC participant event(s) "Participant Protected[.]"
- B. Creates PROT case event(s) "(Participant PIN #) -- Protected Participant[.]"
- C. Creates Protection banner on most participant screens[.]
- D. Created Protection banner on some case screens[.]
- E. Displays a warning message on the "Add/Update Court Case" screen reminding the worker to eliminate the protected person's address from the court case caption[.]
- F. Suppresses the participant's address on the:
 - Account History (C246) Report

- Paternity Judgment (PA16) and Paternity Stipulation and Judgment (PA25) documents
- following documents that are sent as copies to another party on the case:
 - EN01 -- Enforcement Warning Letter
 - EN03 -- Enforcement Payment Schedule Notice
 - EN04 -- Job Search Letter -- Voluntary
 - EN05 -- Job Search Letter -- Non-Voluntary
 - FN02 -- Aggregate Order Emancipation
 - HI03 -- NCP Insurance Compliance Notice
 - IW01 -- Notice of Intent to Withhold
 - PE14 -- Blood/Genetic Test Result -- Excluded
 - PE15 -- Blood/Genetic Test Result -- Not Excluded
 - RA08 -- Review Results -- No Adjustment
 - RA09 -- Adjustment/Stipulation Request
 - RA11 -- Health Insurance/Stipulation Request[.]

- G. **Notes Field** -- When KIDS creates a PRTC protection event based on a good cause interface from CARES, or from a worker creating an intent to file good cause in KIDS, the resulting protection event DOES NOT indicate who the participant is protected from. Therefore, whether the protection event (PRTC) is created automatically, or manually by a KIDS user, it is important to add notes indicating the name of the person from whom the participant is protected, and any other information including the reason privacy protection is needed. The notes field on the PRTC event can be updated by anyone with add/update access.

VII. ENDING PROTECTION IN KIDS

To end protection for an individual and all cases on which the individual is involved, Enter an **ENDP** (End Protection) disposition, and notes explaining why you're doing it, to the PRTC event. That will automatically end the PROT event also.

VIII. CREATING PROTECTION IN KIDS

Workers don't directly create PRTC or PROT events through event maintenance. Instead, the system creates them after privacy protection has been created in KIDS (by one the three methods described below). The two system-created protection events in KIDS are:

- PRTC . . . A Participant Event. "Participant Protected."
- PROT . . . A Case Event. "(Participant PIN #) -- Protected Participant."

Privacy Protection is created three ways in KIDS:

- A. Manually on the new "Record Participant Protection (AEJ)" screen in KIDS (menu options 04, 16 and PIN)[;]
- B. Automatically when worker enters an intent to file Good Cause claim with an appropriate Good Cause Reason (listed below) on the "Add Good Cause Claim (GC2)" screen (menu options 03, 04 and IV-D#, F6 on GC1)[; or]
- C. Automatically when the CARES-KIDS interface creates a Good Cause claim with an appropriate Good Cause Reason (listed below) in KIDS[.]

Good Cause Reasons (IVA or IVD) that trigger protection

- ECHD -- Potential Emotional Harm to Child
- EPRT -- Potential Emotional Harm to Parent/Caretaker
- IRAP -- Conception Result of Incest or Forcible Rape
- PCHD -- Potential Physical Harm to Child
- PPRT -- Potential Physical Harm to Parent/Caretaker[.]

X. COMPUTER TERMINALS MUST USE "HOST" COLORS

It is critical that each KIDS user's computer terminal be set to "host" colors for the Extra! Sessions in which you view KIDS. The proper text and background colors are required for the "****PARTICIPANT PROTECTION****" warning message to be visible.

On the Update Case (C8C) screen, you should see the "****PARTICIPANT PROTECTION****" warning in RED. ***

```

XXXXXXXX      XXXXXX      K I D S      XXXXXXXX      PAGE
XX/XX/XX     XX:XX:XX     RECORD PARTICIPANT PROTECTION
NAME: DOE     JANE         M         PIN:XXXXXXXXXX     SSN: XXXXXXXXXX
    
```

****EVENT NOTES: RECORD WHO PARTICIPANT IS PROTECTED FROM AND OTHER NOTES****

PARTICIPANT PROTECTED FROM:

REASON FOR PROTECTION:

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____
- 6 _____
- 7 _____
- 8 _____
- 9 _____
- 10 _____

F1 - HELP **F2 - JUMP-SAVE** **F3 - MAIN MENU** **F4 - SUB MENU**
F11 - CONFIRM **F12 - CANCEL** **F14 - JUNP - ERASE**

CUSTODIAL PARENTS WHO ARE GOOD CAUSE EXEMPT
 BY COUNTY AND RESPONSIBLE WORKER
 NONIVD AND IVDCASES COMBINED
 AS OF [DATE]

CD_FIPS_CASE=KEWAUNEE ID_WRKR_RESP=XXXXXX

OBS	CP'S NAME	IVD CASE NUMBER	IVA CASE NUMBER	GC FILING DATE	GOOD CAUSE FOUND?	END DATE - GC STATUS	REASON FUNCTION	IVA REASON CODE	IVD UNWORK CODE	REASON
xxx	DOE, JANE	XXXXXXXXXX	XXXXXXXXXX		N		COLL	ECHD	ECHD	



New Privacy Protections for Child Support Participants

A new privacy provision protects release of information for those at risk of harm from domestic violence. If release of your address, telephone number, employer or other location information would put you at risk, please return this completed form to the county child support agency handling your case.

If you believe yourself to be at risk and meet one of the protection reasons, a privacy indicator will be entered into your computer records on the statewide child support computer system. The indicator will be displayed on the child support worker's computer screen for all your child support cases. It will also prohibit release of your address and employer information, in most situations. The privacy protection won't stop or interrupt most child support enforcement or collection efforts. It doesn't affect your requirement to cooperate with the child support agency.

You may qualify for privacy protection if you meet **any** of the following conditions:

- You or your child(ren) are covered by a protective order.
- You or your child(ren) have a history of domestic violence or are at risk of domestic violence.
- A child support agency has reason to believe that you or your child(ren) may be physically or emotionally harmed if information were released.
- You have been granted good cause for non-cooperation with child support by a Wisconsin Works agency or another county social services agency.

Requests for protection can be made at any time. Provide this completed form to your county child support agency. In case of an emergency, call your child support agency by telephone. Agency staff may ask you to verify the information provided on the form.

Request for Privacy Protection

(please print)

Name of person completing this form: _____ SSN _____ Birthdate _____
 Address: _____

KIDS PIN (if known): _____

Please list the person(s) whose whereabouts must be kept private. Include yourself and/or your children, as appropriate:

Name _____	Birthdate _____	SSN _____
Name _____	Birthdate _____	SSN _____
Name _____	Birthdate _____	SSN _____
Name _____	Birthdate _____	SSN _____
Name _____	Birthdate _____	SSN _____

Please list the full name and your relationship to the person **from whom** the information should be kept:

Name _____ Relationship _____

Please check (3) your reason for seeking protection:

- I am covered by a protective order in _____ County.
- Release of information about me or my child(ren) may result in physical or emotional harm to me or my child(ren).
- Please explain briefly: _____

- I have been granted good cause for non-cooperation with child support in _____ County.

Date _____ Signature _____

The Department of Workforce Development does not discriminate on the basis of disability in the provision of services or in employment. If you need this printed material interpreted or in a different form you if you need assistance in using this service, please contact us. Deaf, hearing or speech impaired callers may reach is through WI TRS. Department of Workforce Development, Division of Economic Support, Bureau of Child Support.

DES-11376 (N. 02/99)

Public Notice:



New Privacy Protections

for Child Support Participants

**Would release of your address, telephone number,
employer or other location information put you
or your children at risk of harm?**

A new privacy provision in the Wisconsin child support computer system further limits release of information for those at risk of harm.

You may qualify for this extra protection if you meet **any** of these conditions:

- You or your child(ren) are covered by a protective order.
- You or your child(ren) have a history of domestic violence or are at risk of domestic violence.
- A child support agency has reason to believe that you or your child(ren) may be physically or emotionally harmed if information were released.
- You have been granted good cause for non-cooperation with child support by a Wisconsin Works agency or another county social services agency.

If you wish to protect this information:

Contact the child support agency where your court order is filed, and ask for the “***Request for Privacy Protection***” form. You may request this enhanced privacy protection at any time.

DES-11395-P (N. 02/99)

