
Wisconsin Legislative Council

AMENDMENT MEMO



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Contact: Margit Kelley, Senior Staff Attorney

2019 Assembly Bill 94

**Assembly
Amendment 1**

2019 ASSEMBLY BILL 94

2019 Assembly Bill 94 specifies that, as required by federal regulations, in determining a parent's earning capacity for purposes of setting or revising child support, incarceration of a parent cannot be considered to be voluntary unemployment. The bill also specifies that while a parent who is obligated to pay child support is incarcerated, if certain conditions are met, a current child support obligation is suspended and no arrears accrue on the suspended current obligation.

In processing a suspension of child support during incarceration, the bill allows a child support agency to determine whether to close a case that was open for collection actions on arrears that accrued prior to the suspension.

ASSEMBLY AMENDMENT 1

Assembly Amendment 1 specifies that in making the determination as to whether to close a case for collection actions on arrears during incarceration a child support agency is subject to any requirements under federal law.

BILL HISTORY

Representative Brooks offered Assembly Amendment 1 on April 9, 2019. On September 10, 2019, the Assembly Committee on Family Law adopted the amendment and recommended passage of the bill, as amended, on votes of Ayes, 9; Noes, 0.

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