

Assembly Bill 1081

Published
August 12, 1966.

Chapter 663

AN ACT to amend 49.08 (1) of the statutes, relating to relief recovery from dependents.

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

49.08 (1) of the statutes is amended to read:

49.08 (1) If any person at the time of receiving relief under ~~ss. 49.01 to 49.17~~ *this chapter* or as an inmate of any county or municipal institution in which the state is not chargeable with all or a part of the inmate's maintenance or as a tuberculosis patient provided for in ch. 50 and s. 58.06 (2), or at any time thereafter, is the owner of property, the authorities charged with the care of the dependent, or the board in charge of the institution, may sue for the value of the relief from such person or his estate. ~~In such action the statutes of limitation shall not be pleaded in defense, except that nothing herein shall eliminate the bar of; but except as hereinafter provided the 10-year statute of limitations may be pleaded in defense in any such action to recover relief. Where the relief recipient is deceased, a claim may be filed against his estate and the statute of limitations specified in s. 313.08 shall be exclusively applicable.~~ *The court may refuse to render judgment or allow the claim in any case where a parent, wife or child is dependent on such property for support, provided that the court in rendering judgment shall take into account the current family budget requirement as fixed by the United States department of labor for such community or as fixed by the authorities of such com-*

munity in charge of public assistance. The records kept by the municipality or institution are prima facie evidence of the value of the relief furnished. This section shall not apply to any person who receives care for pulmonary tuberculosis as provided in s. 50.04.

Approved July 18, 1966.
