

No. 463, S.]

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CHAPTER 563.

AN ACT to repeal and recreate 272.18 (15) of the statutes, relating to exemptions from execution.

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

272.18 (15) of the statutes is repealed and recreated to read:

272.18 (15) (a) A basic exemption of 60 per cent of the income of any individual without dependents for each 30-day period prior to service of process in the proceeding to collect a debt, but not less than \$75 nor more than \$100. The one claiming the exemption may elect to have the exemption computed on a 90-day basis.

(b) A basic exemption of 60 per cent on the income of any individual with dependents for each 30-day period prior to service of process in the proceeding to collect a debt, but not less than \$100 nor more than \$120 plus an additional \$20 for each dependent. The amount allowed as exemption for dependents shall be limited to such an amount that the total amount exempt shall not exceed 85 per cent of the income. The one claiming the exemption may elect to have the exemption computed on a 90-day basis.

(c) A dependent is any individual including a spouse who requires and is actually receiving substantial support and maintenance from the debtor. The use to which the income of anyone claimed as a dependent is put shall be considered by the court in determining whether the individual is in fact a dependent. All crops, live stock, dairy products and all other products grown or produced by a person to which his personal effort or that of his minor children has contributed, and all proceeds from the sale of such crops, live stock, dairy products, and other products shall be deemed earnings within the meaning of this

subsection, but such definition of earnings shall not limit any other exemption provided by this section.

(d) The amount which may be reached by seizure, sale or execution, provisional or final process or proceedings in aid thereof, except as otherwise specially provided in the statutes shall be computed as follows: The income for the 30- or 90-day period shall be considered reduced by the amount of any sum recovered during the 30- or 90-day period in any of said proceedings; from the income thus reduced for the 30- or 90-day period deduct the exemptions applicable thereto, subject to such prior proceedings and valid written assignments of nonexempt income. The amount subject to the proceedings before the court shall be the amount which remains after the above computations.

Approved July 6, 1951.
