

BILL HISTORY FOR ASSEMBLY BILL 391 (LRB -1274)

An Act to amend 812.34 (1) (a) of the statutes; relating to: disposable earning exempt from garnishment.

1999

06-24. A.	Introduced by Representatives Gunderson, Musser, Townsend, Turner, Sykora, Hahn, Petrowski, Hundertmark, Spillner, Gronemus, Kelso, Albers and Powers ; cosponsored by Senator Darling .	
06-24. A.	Read first time and referred to committee on Judiciary and Personal Privacy	246
07-15. A.	Assembly amendment 1 offered by Representative Gunderson (LRB a0552)	282
07-20. A.	Public hearing held.	
09-14. A.	Executive action taken.	
09-21. A.	Report Assembly amendment 1 adoption recommended by committee on Judiciary and Personal Privacy, Ayes 9, Noes 0	328
09-21. A.	Report passage as amended recommended by committee on Judiciary and Personal Privacy, Ayes 9, Noes 0	328
09-21. A.	Referred to committee on Rules	328
10-20. A.	Placed on calendar 10-26-1999 by committee on Rules.	
10-26. A.	Read a second time	401
10-26. A.	Assembly amendment 1 adopted	401
10-26. A.	Ordered to a third reading	401
10-26. A.	Rules suspended	401
10-26. A.	Read a third time and passed	401
10-26. A.	Ordered immediately messaged	401
10-28. S.	Received from Assembly	310
10-28. S.	Read first time and referred to committee on Judiciary and Consumer Affairs	310

2000

02-22. S.	Public hearing held.	
03-01. S.	Executive action taken.	
03-03. S.	Report concurrence recommended by committee on Judiciary and Consumer Affairs, Ayes 5, Noes 0	461
03-03. S.	Available for scheduling.	
03-14. S.	Read a second time	501
03-14. S.	Ordered to a third reading	501
03-14. S.	Rules suspended	501
03-14. S.	Read a third time and concurred in	501
03-14. S.	Ordered immediately messaged	502
03-15. A.	Received from Senate concurred in.	

**1999
ENROLLED BILL**

99en AB-391

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

99-1274, 4

Amendments to above (if none, write "NONE"): AA1

Corrections - show date (if none, write "NONE"): none

Topic Disposable earnings exempt
from garnishment
3/15/00 [Signature]
Date Enrolling Drafter

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1999 ASSEMBLY BILL 391

June 24, 1999 - Introduced by Representatives GUNDERSON, MUSSER, TOWNSEND, TURNER, SYKORA, HAHN, PETROWSKI, HUNDERTMARK, SPILLNER, GRONEMUS, KELSO, ALBERS and POWERS, cosponsored by Senator DARLING. Referred to Committee on Judiciary and Personal Privacy.

1 **AN ACT to amend** 812.34 (1) (a) of the statutes; **relating to:** disposable earning
2 exempt from garnishment.

Analysis by the Legislative Reference Bureau

Under current law, if a person's earnings are garnished in this state, generally 80% of the person's disposable earnings are exempt that garnishment. If the person garnished is part of a household whose income is below the poverty line, if the garnishment would result in the household income being below the poverty line or if the person is receiving need-based public assistance, all of the person's earnings are exempt from garnishment. The exemptions do not apply for judgment debts for the support of a person or for unpaid taxes. These exemptions do not apply if the judgment debt being recovered by the garnishment action was ordered under a voluntary wage earner plan approved by a circuit court or ordered by a federal bankruptcy court.

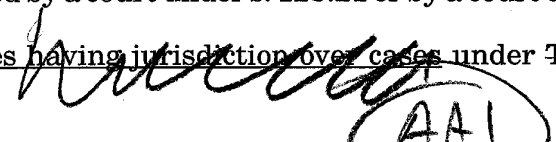
This bill limits the bankruptcy court judgment exception to the 80% and 100% wage exemptions to those judgments ordered by a federal court under a voluntary wage earner plan approved under chapter 13 of the federal bankruptcy law.

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

3 **SECTION 1.** 812.34 (1) (a) of the statutes is amended to read:

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SECTION 1

1 812.34 (1) (a) Was ordered by a court under s. 128.21 or by a court of bankruptcy
2 any court of the United States having jurisdiction over cases under Title 11, USC
3 1301 to 1330. 

4 **SECTION 2. Initial applicability.**

5 (1) This act first applies to garnishment actions commenced on the effective
6 date of this subsection.

7 **SECTION 3. Effective date.**

8 (1) This act takes effect on the first day of the 4th month beginning after
9 publication.

10 (END)

**ASSEMBLY AMENDMENT 1,
TO 1999 ASSEMBLY BILL 391**

July 15, 1999 – Offered by Representative GUNDERSON.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 2, line 2: delete "having jurisdiction over cases".
- 3 (END)