



2013 SENATE BILL 483

January 10, 2014 – Introduced by Senators HANSEN and HARRIS, cosponsored by Representatives DOYLE, BERNIER, WRIGHT, POPE and HULSEY. Referred to Committee on Judiciary and Labor.

1 **AN ACT** *to amend* 893.415 (2) of the statutes; **relating to:** eliminating the
2 statute of limitations affecting actions to collect family and child support.

Analysis by the Legislative Reference Bureau

Under current law, an action to enforce a court judgment or decree is generally barred unless it is commenced within 20 years after the judgment or decree was entered. However, under current law, an action to collect child or family support owed under a judgment or order is barred unless it is commenced within 20 years after the youngest child under the order reaches the age of 18 or, if he or she is enrolled full-time in high school or its equivalent, reaches the age of 19.

This bill eliminates the statute of limitations on an action to collect child or family support and allows a person to bring an action to collect the amounts owed at any time.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

3 **SECTION 1.** 893.415 (2) of the statutes is amended to read:
4 893.415 (2) An action to collect child or family support owed under a judgment
5 or order entered under ch. 767, or to collect child support owed under a judgment or

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1 order entered under s. 48.355 (2) (b) 4., 48.357 (5m) (a), 48.363 (2), 938.183 (4),
2 938.355 (2) (b) 4., 938.357 (5m) (a), 938.363 (2), or 948.22 (7), shall may be
3 commenced ~~within 20 years after the youngest child for whom the support was~~
4 ~~ordered under the judgment or order reaches the age of 18 or, if the child is enrolled~~
5 ~~full-time in high school or its equivalent, reaches the age of 19~~ at any time.

6 **SECTION 2. Initial applicability.**

7 (1) This act first applies to actions to collect child or family support that are not
8 barred on the effective date of this subsection.

9 (END)