



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-1955/en
CMH:emw

2015 SENATE BILL 173

1 **AN ACT** *to repeal* 769.904; *to amend* 769.101 (6), 769.103 (1), 769.307 (2) (intro.),
2 769.501, 769.502 (3) (b), 769.506 (2) (c), 769.506 (2) (d), 769.611 (1) (a) 1. and
3 769.708 (3) (intro.); *to create* 769.101 (13p) of the statutes; and *to affect* 2009
4 Wisconsin Act 321, section 172m (1c) and 2009 Wisconsin Act 321, section 172m
5 (2); **relating to:** the effective date of amendments to the Uniform Interstate
6 Family Support Act.

Analysis by the Legislative Reference Bureau

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

7 **SECTION 1.** 769.101 (6) of the statutes is amended to read:
8 769.101 (6) "Income-withholding order" means an order, notice, or other legal
9 process directed to an obligor's employer or other debtor, as specified in s. 767.75 (1f),
10 to withhold support from the income of, or other money owed to, the obligor.

SENATE BILL 173**SECTION 2**

1 **SECTION 2.** 769.101 (13p) of the statutes is created to read:

2 769.101 (13p) “Person” means an individual, corporation, business trust,
3 estate, trust, partnership, limited liability company, association, joint venture,
4 public corporation, government or governmental subdivision, agency,
5 instrumentality, or any other legal or commercial entity.

6 **SECTION 3.** 769.103 (1) of the statutes, as affected by 2009 Wisconsin Act 321,
7 is amended to read:

8 769.103 (1) Remedies provided by this chapter are cumulative and do not affect
9 the availability of remedies under other law or the recognition of a foreign support
10 order on the basis of comity.

11 **SECTION 4.** 769.307 (2) (intro.) of the statutes, as affected by 2009 Wisconsin
12 Act 321, is amended to read:

13 769.307 (2) (intro.) A support enforcement agency of this state that is providing
14 services to the petitioner shall do all of the following as ~~appropriate~~ applicable:

15 **SECTION 5.** 769.501 of the statutes, as affected by 2009 Wisconsin Act 321, is
16 amended to read:

17 **769.501 Employer’s receipt of income-withholding order of another**
18 **state.** An income-withholding order issued in another state may be sent by or on
19 behalf of the obligee, or by the support enforcement agency, to the obligor’s employer
20 or other debtor, as specified in s. 767.75 (1f), without first filing a petition or
21 comparable pleading or registering the income-withholding order with a tribunal of
22 this state.

23 **SECTION 6.** 769.502 (3) (b) of the statutes is amended to read:

24 769.502 (3) (b) The person ~~or~~ agency designated to receive payments and the
25 address to which the payments are to be forwarded.

SENATE BILL 173

1 **SECTION 7.** 769.506 (2) (c) of the statutes is amended to read:

2 769.506 (2) (c) Except as provided in par. (d), the person ~~or~~ agency designated
3 to receive payments in the income-withholding order.

4 **SECTION 8.** 769.506 (2) (d) of the statutes is amended to read:

5 769.506 (2) (d) If no person ~~or~~ agency is designated to receive payments in the
6 income-withholding order, the obligee.

7 **SECTION 9.** 769.611 (1) (a) 1. of the statutes, as affected by 2009 Wisconsin Act
8 321, is amended to read:

9 769.611 (1) (a) 1. ~~The~~ Neither the child, nor the obligee who is an individual,
10 ~~and nor~~ the obligor ~~do not reside~~ resides in the issuing state.

11 **SECTION 10.** 769.708 (3) (intro.) of the statutes, as affected by 2009 Wisconsin
12 Act 321, is amended to read:

13 769.708 (3) (intro.) If a tribunal of this state does not recognize a convention
14 support order under sub. (2) (b), (d), (f), or (i), both of the following apply:

15 **SECTION 11.** 769.904 of the statutes, as created by 2009 Wisconsin Act 321, is
16 repealed.

17 **SECTION 12.** 2009 Wisconsin Act 321, section 172m (1c) is amended to read:

18 [2009 Wisconsin Act 321] Section 172m (1c) This Except as provided in
19 subsection (2), this act takes effect on the date stated in the notice published in the
20 Wisconsin Administrative Register under section 769.904 of the statutes, as created
21 by this act, or on December 18, 2015, whichever is earlier.

22 **SECTION 13.** 2009 Wisconsin Act 321, section 172m (2) is created to read:

23 [2009 Wisconsin Act 321] Section 172m (2) The creation of section 769.904 of
24 the statutes takes effect on the day after publication.

25 **SECTION 14. Effective date.**

