

2015 Senate Bill 173 (LRB -1955)

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

2015

05-21. S. Introduced by Senators **Cowles** and **Lassa**; cosponsored by Representatives **Heaton**, **Ballweg**, **T. Larson**, **Quinn**, **Kleefisch**, **Knodl**, **Kitchens**, **Jacque**, **Spiros**, **Murphy** and **Subeck**. ..... 240

05-21. S. Read first time and referred to Committee on Judiciary and Public Safety ..... 240

06-02. S. Public hearing held

06-04. S. Executive action taken

06-04. S. Report passage recommended by Committee on Judiciary and Public Safety, Ayes 5, Noes 0 ..... 260

06-04. S. Available for scheduling

06-08. S. Placed on calendar 6-9-2015 pursuant to Senate Rule 18(1) ..... 266

06-09. S. Read a second time ..... 275

06-09. S. Ordered to a third reading ..... 275

06-09. S. Rules suspended ..... 275

06-09. S. Read a third time ..... 275

06-09. S. **Passed** ..... 275

06-09. S. Ordered immediately messaged ..... 276

06-09. A. Received from Senate ..... 195

09-18. A. Read first time and referred to committee on Rules ..... 280

09-22. A. Placed on calendar 9-24-2015 by Committee on Rules

09-24. A. Rules suspended to withdraw from calendar and take up ..... 290

09-24. A. Read a second time ..... 290

09-24. A. Ordered to a third reading ..... 290

09-24. A. Rules suspended ..... 290

09-24. A. Read a third time and **concurred in** ..... 290

09-24. A. Ordered immediately messaged ..... 290

09-24. S. Received from Assembly concurred in

**2015**  
**ENROLLED BILL**

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**ADOPTED DOCUMENTS:**

**Orig**     **Engr**         **SubAmdt**     

15-1955/2

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

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

**Topic** REVATINOL CLASSE

9/26/15  
**Date**

Casula  
**Enrolling Drafter**



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-1955/2  
PJK:cjs/jld/wlj

## 2015 SENATE BILL 173

May 21, 2015 - Introduced by Senators COWLES and LASSA, cosponsored by Representatives HEATON, BALLWEG, T. LARSON, QUINN, KLEEFISCH, KNODL, KITCHENS, JACQUE, SPIROS, MURPHY and SUBECK. Referred to Committee on Judiciary and Public Safety.

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.

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### *Analysis by the Legislative Reference Bureau*

2009 Wisconsin Act 321 amended the Uniform Interstate Family Support Act (UIFSA) primarily to clarify UIFSA's application to foreign countries, in recognition of and in conformity with the ratification by the United States of the Convention on the International Recovery of Child Support and Other Forms of Family Maintenance (the convention), concluded at The Hague on November 23, 2007. Under 2009 Wisconsin Act 321, the amendments to UIFSA do not go into effect until the day the United States deposits the instrument of ratification for the convention. This bill makes the amendments go into effect on the day the United States deposits the instrument of ratification for the convention or on December 18, 2015, whichever

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is earlier. The bill also makes some minor technical modifications to more closely align the language of the statutes with the language of UIFSA.

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

1           **SECTION 1.** 769.101 (6) of the statutes is amended to read:

2           769.101 (6) “Income-withholding order” means an order, notice, or other legal  
3 process directed to an obligor’s employer or other debtor, as specified in s. 767.75 (1f),  
4 to withhold support from the income of, or other money owed to, the obligor.

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

6           769.101 (13p) “Person” means an individual, corporation, business trust,  
7 estate, trust, partnership, limited liability company, association, joint venture,  
8 public corporation, government or governmental subdivision, agency,  
9 instrumentality, or any other legal or commercial entity.

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

12          769.103 (1) Remedies provided by this chapter are cumulative and do not affect  
13 the availability of remedies under other law or the recognition of a foreign support  
14 order on the basis of comity.

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

17          769.307 (2) (intro.) A support enforcement agency of this state that is providing  
18 services to the petitioner shall do all of the following as ~~appropriate~~ applicable:

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

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

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

8           769.502 (3) (b) The person ~~or agency~~ designated to receive payments and the  
9 address to which the payments are to be forwarded.

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

11          769.506 (2) (c) Except as provided in par. (d), the person ~~or agency~~ designated  
12 to receive payments in the income–withholding order.

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

14          769.506 (2) (d) If no person ~~or agency~~ is designated to receive payments in the  
15 income–withholding order, the obligee.

16          **SECTION 9.** 769.611 (1) (a) 1. of the statutes, as affected by 2009 Wisconsin Act  
17 321, is amended to read:

18          769.611 (1) (a) 1. ~~The~~ Neither the child, nor the obligee who is an individual,  
19 and nor the obligor ~~do not reside~~ resides in the issuing state.

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

22          769.708 (3) (intro.) If a tribunal of this state does not recognize a convention  
23 support order under sub. (2) (b), (d), ~~(f)~~, or (i), both of the following apply:

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

