#### 2017 DRAFTING REQUEST

Bill

For:

Cindi Duchow (608) 266-3007

Drafter:

swalkenh

By:

Secondary Drafters:

Date:

7/25/2017

May Contact:

Same as LRB:

-1732

Submit via email:

**YES** 

Requester's email:

Rep.Duchow@legis.wisconsin.gov

Carbon copy (CC) to:

sarah.walkenhorstbarber@legis.wisconsin.gov

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Pre Topic:

No specific pre topic given

Topic:

Eliminate waiting period for marriage following divorce

**Instructions:** 

See attached

**Drafting History:** 

Vers.

**Drafted** 

Reviewed

**Submitted** 

Jacketed

Required

/1

swalkenh 7/25/2017

wjackson 7/25/2017

lparisi 7/25/2017

lparisi 9/6/2017

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FE Sent For:

<END>

Ly NOT

NEEDED

#### STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU

LRB	Research (608–266–0341) Library (608–266–7040) Legal (608–266–3561)	LRB
		7/25
	Per Junny (Son Ringhands office)  Please create Assembly companies 6/1  for SB 179 For Rep. Duchow	
	for Sts (19 to Kep. Duchow	



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### State of Misconsin 2017 - 2018 LEGISLATURE

LRB-<u>(732/1)</u> SWB:kjf

authoring AARY

## **2017 SENATE BILL 179**

Requested pis companion consults

April 13, 2017 - Introduced by Senator RINGHAND, cosponsored by Representative SINICKI. Referred to Committee on Public Benefits, Licensing and State-Federal Relations.

AN ACT to repeal 765.03 (2), 765.09 (1) (b) and 765.21 (2); to renumber 765.03

(1) and 765.09 (1) (a); to consolidate, renumber and amend 765.21 (intro.)

and (1); and to amend 765.03 (title) and 767.35 (3) of the statutes; relating to:

and (1); and to amend 765.03 (title) and 767.35 (3) of the statutes; relating to:

waiting period for marriage after divorce judgment.

#### Analysis by the Legislative Reference Bureau

This bill eliminates the prohibition against a person marrying for six months after the grant of that person's judgment of divorce. Under current law, a person who was married and party to a divorce action in this or another state may not marry again until six months after a judgment of divorce is granted. This bill eliminates the waiting period.

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

- 5 Section 1. 765.03 (title) of the statutes is amended to read:
- 6 **765.03** (title) Who shall not marry; divorced persons.
- 7 Section 2. 765.03 (1) of the statutes is renumbered 765.03.
- 8 Section 3. 765.03 (2) of the statutes is repealed.

#### **SENATE BILL 179**

1	<b>SECTION 4.</b> 765.09 (1) (a) of the statutes is renumbered 765.09 (1).
2	SECTION 5. 765.09 (1) (b) of the statutes is repealed.
3	Section 6. 765.21 (intro.) and (1) of the statutes are consolidated, renumbered
4	765.21 and amended to read:
5	765.21 Unlawful marriages void; validation. All marriages hereafter
6	contracted in violation of ss. 765.02, 765.03, 765.04 and 765.16 shall be void, except
7	as provided in ss. 765.22 and 765.23. The parties to any such marriage may validate
8	the marriage by complying with the requirements of ss. $765.02$ to $765.24$ as follows:
9	(1) At at any time, if the marriage is declared void under s. 765.02 or 765.16.
10	<b>Section 7.</b> 765.21 (2) of the statutes is repealed.
11	<b>Section 8.</b> 767.35 (3) of the statutes is amended to read:
12	767.35 (3) When divorce judgment effective. A judgment of divorce is
13	effective when granted. A court granting a judgment of divorce shall inform the
14	parties appearing in court that the judgment is effective when granted but that it is
15	unlawful under s. 765.03 (2) for a party to marry again until 6 months after the
16	judgment is granted.
17	(END)

#### Barman, Mike

From:

Arthur, Jackie

Sent:

Wednesday, September 06, 2017 12:59 PM

To:

LRB.Legal

Subject:

Draft Review: LRB -4045/1

Please Jacket LRB -4045/1 for the ASSEMBLY.