



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2005 Senate Bill 182**

**Assembly Amendment 1**

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In brief, *Senate Bill 182, as passed by the Senate*, requires a court, after a hearing, to revise child or family support that a member of the National Guard or a reserve unit of the U.S. Armed Forces (“payer”) is obligated to pay, if the payer is called into active duty and files a motion and specified income information. The bill prohibits the Department of Workforce Development and county child support agencies from conducting any “child or family support enforcement activities” with respect to the payer from the date the order is issued for a period of six months, with extensions if the payer remains on active duty for a longer period of time. The bill *excludes* from the prohibited enforcement activities the following:

1. Conducting certain specified income withholding activities (but not income withholding for arrearages that may accrue under the revised child support order for an active duty payer); and
2. Entering information on the statewide support lien docket regarding a payer who fails to pay any court-ordered amount of support.

*Assembly Amendment 1* adds, as an *additional exclusion* from the prohibited enforcement activities, conducting any activities related to the tax intercept program, under which a setoff from a payer’s state tax refund may be made to collect support owed.

### **Legislative History**

On February 21, 2006, the Senate adopted Senate Amendment 1 to Senate Substitute Amendment 2, adopted the substitute amendment, as amended, and passed Senate Bill 182, as amended, all on voice votes. Representative Musser introduced Assembly Amendment 1 to the bill on April 7, 2006. On April 12, 2006, the Assembly Committee on Military Affairs held a public hearing and executive session on the bill. The committee adopted Assembly Amendment 1 and recommended concurrence in the bill, as amended, both on votes of Ayes, 6; Noes, 0.

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