State of Misconsin JOINT LEGISLATIVE COUNCIL

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TO: MEMBERS OF THE SPECIAL COMMITTEE ON REVIEW OF SPOUSAL MAINTENANCE AWARDS IN DIVORCE PROCEEDINGS

FROM: Don Salm, Senior Staff Attorney, Chadwick Brown and Margit Kelley, Staff Attorneys

DATE: February 16, 2011

This letter is to notify you of the results of the mail ballot. Of the bill drafts in the mail ballot, only WLC: 0031/1 (item 4., below) passed and will be recommended to the Joint Legislative Council for introduction as a bill in the 2011-12 Legislature.

1. WLC: 0006/2, relating to amount and duration of maintenance awards, failed on a vote of Ayes, 1 (Public Member Potter); Noes, 14 (Reps. Staskunas, Vruwink, and Kleefisch; Sen. Olsen; and Public Members Bruch, Budny, Hatfield, Lundin, Mansfield, Matznick, Mawdsley, Pence, Pocan, and Seubert); and Not Voting 2 (Public Members Grogan and Plale).

2. WLC: 0007/2, relating to when a maintenance award may be granted and the duration of such an award, failed on a vote of Ayes, 2 (Reps. Vruwink and Kleefisch); Noes, 13 (Rep. Staskunas; Sen. Olsen; and Public Members Bruch, Budny, Hatfield, Lundin, Mansfield, Matznick, Mawdsley, Pence, Pocan, Potter, and Seubert); and Not Voting 2 (Public Members Grogan and Plale).

3. WLC: 0015/2, relating to duration of maintenance awards, failed on a vote of Ayes, 3 (Rep. Staskunas; Sen. Olsen; and Public Member Potter); Noes, 12 (Reps. Vruwink and Kleefisch; and Public Members Bruch, Budny, Hatfield, Lundin, Mansfield, Matznick, Mawdsley, Pence, Pocan, and Seubert); and Not Voting 2 (Public Members Grogan and Plale).

4. WLC: 0031/1, relating to termination of maintenance upon the payee's or payer's death and notices relating to maintenance, passed on a vote of Ayes, 14 (Reps. Staskunas, Vruwink, and Kleefisch; Sen. Olsen; and Public Members Bruch, Budny, Hatfield, Mansfield, Matznick, Mawdsley, Pence, Pocan, Potter, and Seubert); Noes, 1 (Public Member Lundin); and Not Voting 2 (Public Members Grogan and Plale).

5. WLC: 0040/1, relating to providing notice in a summons in certain actions affecting the family describing a court's authority to grant a maintenance award, failed on a vote of Ayes, 7 (Reps. Staskunas and Kleefisch; and Public Members Bruch, Budny, Hatfield, Pence and Potter); Noes, 8 (Rep. Vruwink; Sen. Olsen; and Public Members Lundin, Mansfield, Matznick, Mawdsley, Pocan and Seubert); and Not Voting 2 (Public Members Grogan and Plale).

6. WLC: 0041/1, relating to prohibiting consideration of income of payee's subsequent spouse, and permitting consideration of an inheritance received by a payee, for maintenance revisions purposes, failed on a vote of Ayes, 8 (Reps. Staskunas, Vruwink, and Kleefisch; Sen. Olsen; and Public Members Hatfield, Matznick, Pence, and Seubert); Noes, 7 (Public Members Bruch, Budny, Lundin, Mansfield, Mawdsley, Pocan, and Potter); and Not Voting 2 (Public Members Grogan and Plale).

7. WLC: 0083/1, relating to duration of maintenance awards, failed on a vote of Ayes, 2 (Reps. Vruwink and Kleefisch); Noes, 13 (Rep. Staskunas; Sen. Olsen; and Public Members Bruch, Budny, Hatfield, Lundin, Mansfield, Mawdsley, Matznick, Pence, Pocan, Potter, and Seubert); and Not Voting 2 (Public Members Grogan and Plale).

8. WLC: 0084/1, relating to amount and duration of maintenance awards, failed on a vote of Ayes, 2 (Reps. Vruwink and Kleefisch); Noes, 13 (Rep. Staskunas; Sen. Olsen; and Public Members Bruch, Budny, Hatfield, Lundin, Mansfield, Mawdsley, Matznick, Pence, Pocan, Potter, and Seubert); and Not Voting 2 (Public Members Grogan and Plale).

9. WLC: 0085/1, relating to amount and duration of maintenance awards, failed on a vote of Ayes, 6 (Reps. Vruwink and Kleefisch; and Public Members Hatfield, Matznick, Pence, and Seubert); Noes, 9 (Rep. Staskunas; Sen. Olsen; and Public Members Bruch, Budny, Lundin, Mansfield, Mawdsley, Pocan, and Potter); Not Voting 2 (Public Members Grogan and Plale).

10. WLC: 0086/1, relating to amount and duration of maintenance awards, failed on a vote of Ayes, 1 (Rep. Vruwink); Noes, 14 (Reps. Staskunas and Kleefisch; Sen. Olsen; and Public Members Bruch, Budny, Hatfield, Lundin, Mansfield, Matznick, Mawdsley, Pence, Pocan, Potter and Seubert); Not Voting 2 (Public Members Grogan and Plale).

11. WLC: 0093/1, relating to the effect of cohabitation on revision of a maintenance order in certain actions affecting the family, failed on a vote of Ayes, 7 (Reps. Vruwink and Kleefisch; Sen. Olsen; and Public Members Hatfield, Matznick, Pence and Seubert); Noes, 8 (Reps. Staskunas; and Public Members Bruch, Budny, Lundin, Mansfield, Mawdsley, Pocan, and Potter); and Not Voting 2 (Public Members Grogan and Plale).

You will be notified when the Joint Legislative Council schedules a meeting to receive the report of your committee.

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