



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-4557/P1
EAW:cjs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to amend** 767.75 (3h) of the statutes; **relating to:** employer gross income
2 reporting (suggested as remedial legislation by the Department of Children and
3 Families).

Analysis by the Legislative Reference Bureau

This bill removes the requirement for an employer to report to the Department of Children and Families the gross income of an employee who is subject to an order for income withholding in an action affecting the family.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Children and Families and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

4 **SECTION 1.** 767.75 (3h) of the statutes is amended to read:
5 **767.75 (3h) DUTIES OF PERSON RECEIVING ASSIGNMENT NOTICE.** A person who
6 receives notice of assignment under this section or s. 767.225 (1) (L) or 767.513 (3)

1 or similar laws of another state shall withhold the amount specified in the notice
2 from any money that person pays to the payer later than one week after receipt of
3 notice of assignment. Within 5 days after the day the person pays money to the payer,
4 the person shall send the amount withheld to the department or its designee or, in
5 the case of an amount ordered withheld for health care expenses, to the appropriate
6 health care insurer, provider, or plan. ~~With each payment sent to the department or~~
7 ~~its designee, the person from whom the payer receives money shall report to the~~
8 ~~department or its designee the payer's gross income or other gross amount from~~
9 ~~which the payment was withheld.~~ Except as provided in sub. (3m), for each payment
10 sent to the department or its designee, the person from whom the payer receives
11 money shall receive an amount equal to the person's necessary disbursements, not
12 to exceed \$3, which shall be deducted from the money to be paid to the payer. Section
13 241.09 does not apply to assignments under this section.

NOTE: This SECTION eliminates a requirement that employers report to DCF the
gross income of an employee who is subject to income withholding for child support
payments.

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(END)