

State of Wisconsin



2021 Senate Bill 604

Date of enactment: **April 15, 2022**
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2021 WISCONSIN ACT 259

AN ACT *to renumber and amend* 767.54; *to amend* 767.553 (1) (c); and *to create* 767.54 (1) (a) to (d) and 767.54 (2) of the statutes; **relating to:** the required annual exchange of financial information in an order for family support, child support, or maintenance.

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

SECTION 1. 767.54 of the statutes, as affected by 2021 Wisconsin Act 35, is renumbered 767.54 (1) (intro.) and amended to read:

767.54 (1) (intro.) In an action in which the court has ordered a party to pay family support under s. 767.225, 2019 stats., or s. 767.531, 2019 stats., or child support or maintenance under this chapter, including an action to revise a judgment or order under s. 767.59, the court shall require the parties annually to exchange financial information. Information required under this section shall be exchanged no later than May 1 of each calendar year, unless otherwise agreed upon in writing by the parties. The information required to be exchanged shall include all of the following:

(3) Information disclosed under this section is subject to s. 767.127 (3). A party who fails to furnish information required by the court under this section may be proceeded against for contempt of court under ch. 785. If the court finds that a party has failed to furnish information required under this section, the court may award to the party bringing the action costs and, notwithstanding s. 814.04 (1), reasonable attorney fees.

SECTION 2. 767.54 (1) (a) to (d) of the statutes are created to read:

767.54 (1) (a) A complete copy of the party's federal and state income tax return for the prior calendar year, including all W-2 forms and 1099 forms.

(b) A year-end paycheck stub from all sources of employment for the prior calendar year.

(c) The party's most recent paycheck stub from all sources of employment showing year-to-date gross and net income.

(d) Any other documentation of the party's income from all sources for the 12-month period preceding the exchange of information.

SECTION 3. 767.54 (2) of the statutes is created to read:

767.54 (2) A party may redact or remove the following personally identifying information from documents provided under sub. (1) unless otherwise ordered by the court:

(a) The party's home or work address, if the party is participating in the program under s. 165.68, or if the party's address is otherwise protected or sealed.

(b) The name, date of birth, and address of the party's spouse.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

(c) The name, date of birth, and other personally identifying information of a minor child not related to the other party.

(d) Any social security number.

(e) An identification number assigned by an employer.

(f) A taxpayer identification number assigned by the department of revenue or federal internal revenue service.

(g) Any depository account number, investment account number, or other personally identifying number related to any investment tool.

(h) A military identification number.

(i) Any other personally identifying information that is intended to be used to access services, funds, or benefits of any kind to which an individual is entitled.

(j) Any other personally identifying information that is not required to determine the income or financial status of the party.

SECTION 4. 767.553 (1) (c) of the statutes is amended to read:

767.553 (1) (c) In the order the court shall specify what information the parties must exchange to determine whether the payer's income has changed, ~~and shall specify the manner and timing of the information exchange in accordance with s. 767.54.~~
