



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-4558/P1
EAW:skw

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to amend** 767.87 (6) (a) of the statutes; **relating to:** good cause
2 regulations for refusing to cooperate in paternity proceedings (suggested as
3 remedial legislation by the Department of Children and Families).

Analysis by the Legislative Reference Bureau

This bill corrects a cross reference to federal law relating to when a mother has good cause for refusing to cooperate in establishing paternity.

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.** 767.87 (6) (a) of the statutes is amended to read:
5 767.87 **(6)** (a) Whenever the state brings the action to determine paternity
6 pursuant to an assignment under s. 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19

1 (4) (h) 1., or 49.45 (19), or receipt of benefits under s. 49.148, 49.155, 49.157, or 49.159,
2 the natural mother of the child may not be compelled to testify about the paternity
3 of the child if it has been determined that the mother has good cause for refusing to
4 cooperate in establishing paternity as provided in ~~42 USC 602 (a) (26) (B)~~ 42 USC
5 654 (29) (A) and the federal regulations promulgated pursuant to this statute, as of
6 ~~July 1, 1981~~, and pursuant to any rules promulgated by the department ~~which~~ that
7 define good cause in accordance with the federal regulations, as authorized by ~~42~~
8 ~~USC 602 (a) (26) (B)~~ 42 USC 654 (29) (A) in effect on July 1, 1981.

NOTE: This SECTION corrects a citation to federal law.

9

(END)