



## 2009 SENATE BILL 541

1 AN ACT *to amend* 815.29 (1) and 815.31 (1) of the statutes; **relating to:** providing  
2 public notice of a sale of personal property or real estate on execution.

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*Analysis by the Legislative Reference Bureau*

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

3 SECTION 1. 815.29 (1) of the statutes is amended to read:  
4 815.29 (1) No execution sale of personal property shall be made unless 20 days  
5 previous notice of such sale has been given by posting ~~notices~~ a notice thereof in 3  
6 public places one public place of the town or municipality where such sale is to be had,  
7 specifying and, if the county where such sale is to be had maintains a Web site, by  
8 posting a notice on the Web site. If the town or municipality where such sale is to  
9 be had maintains a Web site, the town or municipality may also post a notice on its  
10 Web site. The notice shall specify the time and place of sale but when any property

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1 seized is likely to perish or depreciate in value before the expiration of the 20 days  
2 the court or a judge may order the same to be sold in such manner and upon such  
3 terms as the best interests of the parties demand. Every such sale shall be made at  
4 auction between the hour of 9 a.m. and 5 p.m. and no property shall be sold unless  
5 it is in view of those attending the sale, except in the case of the sale of the interest  
6 of the judgment debtor in property in the possession of a secured party. It shall be  
7 offered for sale in such lots and parcels as is calculated to bring the highest price.

8 **SECTION 2.** 815.31 (1) of the statutes is amended to read:

9 815.31 (1) The time and place of holding any sale of real estate on execution  
10 shall be publicly advertised by posting a written notice describing the real estate to  
11 be sold with reasonable certainty in ~~3 public places~~ one public place in the town or  
12 municipality where such real estate is to be sold and, if the county where such real  
13 estate is to be sold maintains a Web site, by posting a notice on the Web site, at least  
14 3 weeks prior to the date of sale; and also in ~~3 public places~~ one public place of the  
15 town or municipality in which the real estate is situated, if it is not in the town or  
16 municipality where the sale is to be held and, if the county where such real estate  
17 is situated maintains a Web site, also posting a notice on the Web site. If the town  
18 or municipality where such real estate is situated or is to be sold maintains a Web  
19 site, the town or municipality may also post a notice on its Web site.

20 (END)