



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2009 Wisconsin Act 325
[2009 Senate Bill 541]

Public Notice of Execution Sales

2009 Wisconsin Act 325 amends the law relating to the provision of public notice of a sale of personal property or real estate on execution.

Prior to Act 325, the law provided that personal property could not be sold to satisfy a debt unless 20 days notice of the sale had been given by posting notices in three public places of the town or municipality where the sale was to be conducted. Act 321 provides that only one notice must be placed in one public place of the town or municipality and if the county where the sale is to be conducted maintains a website, by posting a notice on the website. Further, if the town or municipality where the sale is to be conducted maintains a website, the town or municipality may also post a notice on its website.

The law prior to Act 321 also provided that the sale of real estate to satisfy a debt was to be publicly advertised by posting a written notice describing the real estate to be sold within reasonable certainty in three public places in the town or municipality where the real estate was to be sold at least three weeks prior to the date of sale and also in three public places of the town or municipality in which the real estate was situated if the sale was to be held in another location. Act 321 provides that the notice must be posted in only one public place and, if the county where the real estate is to be sold maintains a website, by posting a notice on the website. Further, if the town or municipality where the real estate is situated or is to be sold maintains a website, the town or municipality may also post a notice on its website.

Effective date: The Act takes effect on May 27, 2010.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.