

CHAPTER 515

AN ACT to amend 345.09 (2) ; and to create 342.26 and 345.17 of the statutes, relating to service on nonresidents, cancellation of vehicle title and providing penalties for false statements.

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

SECTION 1. 342.26 of the statutes is created to read:

342.26 CANCELLATION OF TITLE. The department shall cancel a title or registration whenever:

(1) A transfer of title is set aside by the court by order or judgment;  
or

(2) Fraud on the department is discovered by the department; or

(3) It is subsequently discovered that the issuance or possession of a title or registration is prohibited by law.

SECTION 2. 345.09 (2) of the statutes is amended to read:

345.09 (2) The commissioner as attorney upon whom processes and notices may be served under this section shall, upon being served with such process or notice, forthwith mail by registered mail a copy thereof to such nonresident at the *out-of-state nonresident* address given in the papers so served. It is the duty of the party or his attorney to certify in the papers so served that the address given therein is the last known *out-of-state nonresident* address of the \* \* \* party to be served. In all cases of service under this section there shall be served the original, one copy for the commissioner's record of service and such additional number of copies as there are defendants so served in the action. The original shall be returned with proper certificate of service attached for filing in court as proof of service of the copies by having mailed them by registered mail to the defendants named therein. The service fee shall be \$2 for each defendant so served. The commissioner shall keep a record of all such processes and notices, which record shall show the day and hour of service.

SECTION 3. 345.17 of the statutes is created to read:

345.17 PENALTY FOR FALSE STATEMENTS. Any person making a false statement to the motor vehicle department or commissioner of said motor vehicle department on which such department or the commissioner relies in performing an act, issuing a duplicate title, license or operating privilege, or administering any law which the department or commissioner is required by law to administer or perform, shall, on the first offense be fined not less than \$25 nor more than \$100; and, on the second and each subsequent offense be fined not less than \$100 nor more than \$500.

Approved May 14, 1964.