

State of Wisconsin



1997 Senate Bill 330

Date of enactment: April 13, 1998
Date of publication*: April 27, 1998

1997 WISCONSIN ACT 83

AN ACT *to repeal* 814.66 (1) (a) 2m. and 814.66 (2) (a), (b) and (e); and *to amend* 814.66 (1) (a) 2., 814.66 (1) (b) 2. and 858.07 of the statutes; **relating to:** calculating the probate filing fee.

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

SECTION 1. 814.66 (1) (a) 2. of the statutes is amended to read:

814.66 (1) (a) 2. For filing a petition whereby any proceeding in estates of deceased persons is commenced, if the ~~gross estate or~~ value of the property subject to administration, less encumbrances, liens or charges, is \$10,000 or less, a fee of \$10; ~~if the gross estate is and, if~~ more than \$10,000, a fee of 0.1% of the ~~amount of the gross estate~~ value of the property subject to administration, less encumbrances, liens or charges. ~~The register in probate may not base a fee under this subdivision upon the value of property that is not subject to administration.~~

SECTION 2. 814.66 (1) (a) 2m. of the statutes is repealed.

SECTION 3. 814.66 (1) (b) 2. of the statutes is amended to read:

814.66 (1) (b) 2. For filing a petition for guardianship of the estate under ch. 880 or an application for conservatorship under ch. 880, if the ~~gross estate or~~ value of the property, ~~less encumbrances, liens or charges,~~ is \$10,000 or less, a fee of \$10; ~~if the gross estate is and, if~~ more than \$10,000, a fee of 0.1% of the ~~amount of the gross estate~~ value of the property, less encumbrances, liens or charges.

SECTION 4. 814.66 (2) (a), (b) and (e) of the statutes are repealed.

SECTION 5. 858.07 of the statutes is amended to read:
858.07 Contents of inventory. The personal representative shall include in the inventory all property subject to administration, ~~and shall list joint and life tenancies.~~ The personal representative shall include a statement of any encumbrance, lien or other charge upon each item.

* Section 991.11, WISCONSIN STATUTES 1995-96: 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 as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].