2001 ASSEMBLY BILL 123

AN ACT *to repeal* 865.08 (1) (a) 1., 2. and 3.; and *to renumber and amend*865.08 (1) (intro.) and 865.08 (1) (a) (intro.) of the statutes; **relating to:** who
may be appointed personal representative in informal administration.

Analysis by the Legislative Reference Bureau

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

SECTION 1. 865.08 (1) (intro.) of the statutes is renumbered 865.08 (1) (ac) and amended to read:

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865.08 **(1)** (ac) Upon receipt of an application and making the determinations required by s. 865.07, the probate registrar may enter a statement of informal administration, admit a will to informal probate, and may appoint the personal representative nominated by the will or requested by the interested parties, subject to qualification and acceptance.

ASSEMBLY BILL 123

1	SECTION 2. 865.08 (1) (a) (intro.) of the statutes is renumbered 865.08 (1) (am)
2	(intro.) and amended to read:
3	865.08 (1) (am) (intro.) Where If no personal representative is named or where
4	if the named personal representative fails to qualify, the personal representative
5	shall be either a any of the following:
6	1. A bank or trust company that is entitled to exercise fiduciary powers in this
7	state which and that has the consent of all interested persons, other than creditors
8	of the deceased , or a .
9	2. A natural person who has the consent of all interested parties, other than
10	creditors of the deceased, and is: who is not disqualified under s. 856.23.
11	SECTION 3. 865.08 (1) (a) 1., 2. and 3. of the statutes are repealed.
12	Section 4. Initial applicability.
13	(1) This act first applies to informal administrations commenced as a result of
14	deaths occurring on the effective date of this subsection.
15	(END)