

2013 Senate Bill 384 (LRB -0010)

An Act to repeal 46.27 (7g) (a) 5. b., 49.45 (4m) (a) 3. b., 49.45 (4m) (a) 3. d., 49.45 (4m) (a) 3. e., 49.453 (4c) (c), 49.496 (1) (cm) 2., 49.4962, 49.682 (1) (e) 2., 49.848, 49.849 (1) (d) 2., 59.43 (1) (w), 701.01, 701.02, 701.03, 701.04, 701.05, 701.06 (title), (1), (2), (3) and (6) (title) and (a), 701.065 (5), 701.07, 701.09 (3), (4) and (5), 701.10, 701.105 (4), 701.11, 701.115, 701.12, 701.13, 701.14 (title) and (1), 701.14 (4), 701.15, 701.16 (title), (1), (2), (3), (4) (title) and (a) to (c), (5) and (6), 701.17, 701.18, 701.19, 701.20 (title), 701.20 (2) (intro.), 701.20 (2) (i), 701.20 (2) (L), (m) and (n), 701.20 (4c) (b) 3. a., b. and c., 701.20 (4g) (a) 1. c., 701.20 (18) (a), 701.20 (21) (title), 701.20 (29) (c) 2. b., 701.20 (29) (d), 701.20 (31), 701.22 (title), 701.23, 701.24 (3), 701.26, 702.01 (6) and 881.05; to renumber 46.27 (7g) (a) 5. a., 49.496 (1) (cm) 1., 49.682 (1) (e) 1., 49.849 (1) (d) 1., 445.125 (4), 701.06 (6) (d), 701.09 (title), (1) and (2), 701.20 (2) (a), 701.20 (2) (c), 701.20 (2) (e), 701.20 (2) (f), 701.20 (2) (g), 701.20 (2) (j), 701.20 (4c) (title), 701.20 (4c) (b) 1., 701.20 (4c) (b) 2., 701.20 (4g) (title), 701.20 (4g) (a) 1. a., 701.20 (4g) (a) 1. e., 701.20 (4g) (a) 2. b., 701.20 (4m) (title), 701.20 (4m) (b), 701.20 (4m) (d), 701.20 (18) (title), 701.20 (29) (title), 701.20 (29) (a), 701.20 (29) (b), 701.24 (title), 701.25 and 702.01 (intro.); to renumber and amend 49.849 (4) (c) 2., 701.06 (4), 701.06 (5) (intro.) and (a), 701.06 (5) (b), 701.06 (5) (c), 701.06 (5m), 701.06 (6) (b), 701.06 (6) (c), 701.06 (7), 701.06 (8), 701.065 (title), (1), (2), (3) and (4), 701.08, 701.105 (title), (1), (2) and (3), 701.14 (2), 701.14 (3), 701.16 (4) (d), 701.20 (2) (b), 701.20 (2) (d), 701.20 (2) (h), 701.20 (2) (k), 701.20 (3), 701.20 (4), 701.20 (4c) (b) (intro.), 701.20 (4c) (b) 3. (intro.), 701.20 (4c) (b) 4., 701.20 (4c) (c), 701.20 (4c) (d), 701.20 (4c) (e), 701.20 (4c) (f), 701.20 (4c) (g), 701.20 (4g) (a) (intro.), 701.20 (4g) (a) 1. (intro.), 701.20 (4g) (a) 1. b., 701.20 (4g) (a) 1. d., 701.20 (4g) (a) 2. (intro.), 701.20 (4g) (a) 2. a., 701.20 (4g) (b), (c), (d) and (e), 701.20 (4j), 701.20 (4k), 701.20 (4m) (a), 701.20 (4m) (am), 701.20 (4m) (c), 701.20 (5), 701.20 (6), 701.20 (7), 701.20 (8), 701.20 (9) (a), 701.20 (10), 701.20 (11), 701.20 (12), 701.20 (13), 701.20 (14), 701.20 (15), 701.20 (16), 701.20 (17), 701.20 (18) (b), 701.20 (18) (c) 1., 701.20 (18) (c) 2., 701.20 (18) (d), 701.20 (18) (e), 701.20 (19), 701.20 (20), 701.20 (21), 701.20 (22), 701.20 (23), 701.20 (24), 701.20 (25), 701.20 (26), 701.20 (27), 701.20 (28), 701.20 (29) (c) (intro.), 701.20 (29) (c) 1., 701.20 (30), 701.21, 701.22, 701.24 (1), 701.24 (2), 702.01 (1), 702.01 (2), 702.01 (3), 702.01 (4), 702.01 (5), 702.15 (3), 702.17 (3), 879.47, 881.01 (1) (a) and 881.01 (4); to consolidate, renumber and amend 701.20 (29) (c) 2. (intro.) and a.; to amend 20.435 (4) (im), 20.435 (4) (in), 20.435 (7) (im), 23.0918 (2), 25.70, 46.27 (7g) (c) 2m. b., 46.27 (7g) (c) 6m. b., 46.27 (7g) (g), 46.286 (7), 49.453 (2) (a) (intro.), 49.453 (2) (b) (intro.), 49.496 (3) (aj) 2., 49.496 (3) (dm) 2., 49.496 (6m), 49.682 (2) (bm) 2., 49.682 (2) (fm) 2., 49.682 (5), 49.849 (2) (c), 49.849 (7), 223.07 (3), 223.105 (1) (c), 445.125 (1) (a) 1., 445.125 (1) (a) 2., 700.16 (1) (c), 700.27 (1) (d), (2) (a) 2. and (b), (4) (e), (5) (b), (7) (a) and (8) (a), 702.03, 702.05, 702.07, 702.08, 702.09 (title), (1) and (3) (a), (b) and (c), 702.11, 702.13 (title), (1) (intro.), (a), (b) and (c) and (2), 702.15 (intro.), (1) and (2), 702.17 (1), (2) and (5), 702.21, 766.55 (2) (bm), 766.575 (1) (e), 840.01 (1), 853.17 (2), 853.32 (3), 853.61 (2) (a), 854.13 (1) (c), (2) (a) 2. and (d), (4) (e), (5) (b), (7) (a) and (10) (a), 854.23 (5) (b), 859.18 (5) (a), 859.18 (5) (b), 861.015 (2), 861.11 (5) (b), 865.08 (6), 867.03 (2g) (a), 879.03 (2) (c), 881.01 (1) (b) and 893.33 (4r); to repeal and recreate 881.01 (1) (title); and to create 49.849 (4) (c) 2. a., 49.849 (4) (c) 2. b., 49.849 (4) (c) 2. c., 445.125 (4) (bn), subchapter I (title) of chapter 701 [precedes 701.0101], 701.0101, 701.0102, 701.0103, 701.0104, 701.0105, 701.0106, 701.0107, 701.0108, 701.0109, 701.0110, 701.0111, subchapter II (title) of chapter 701 [precedes 701.0201], 701.0201, 701.0202, 701.0203, 701.0204, subchapter III (title) of chapter 701 [precedes 701.0301], 701.0301, 701.0302, 701.0303, 701.0304, 701.0305, subchapter IV (title) of chapter 701 [precedes 701.0401], 701.0401, 701.0402, 701.0403, 701.0404, 701.0405, 701.0406, 701.0407, 701.0408, 701.0409, 701.0410, 701.0411, 701.0412, 701.0413, 701.0414, 701.0415, 701.0416, 701.0417, 701.0418, subchapter V (title) of chapter 701 [precedes 701.0501], 701.0501, 701.0502, 701.0503 (title), 701.0504, 701.0505, 701.0506, 701.0507, subchapter VI (title) of chapter 701 [precedes 701.0601], 701.0601, 701.0602, 701.0603, 701.0604, subchapter VII (title) of chapter 701 [precedes 701.0701], 701.0701, 701.0702, 701.0703, 701.0704, 701.0705, 701.0706, 701.0707, 701.0708, 701.0709, 701.0710, subchapter VIII (title) of chapter 701 [precedes 701.0801], 701.0801, 701.0802, 701.0803, 701.0804, 701.0805, 701.0806, 701.0807, 701.0808, 701.0809, 701.0810, 701.0811, 701.0812, 701.0813, 701.0814, 701.0815, 701.0816, 701.0817, 701.0818, 701.0819, subchapter IX (title) of chapter 701 [precedes 701.0901], 701.0901, 701.0902, 701.0903, subchapter X (title) of chapter 701 [precedes 701.1001], 701.1001, 701.1002, 701.1003, 701.1004, 701.1005, 701.1006, 701.1007, 701.1008, 701.1009, 701.1010, 701.1011, 701.1012, 701.1013, subchapter XI (title) of chapter 701 [precedes 701.1101], 701.1101, 701.1102 (intro.), 701.1102 (1g), 701.1106 (6), 701.1123 (1), 701.1123 (4), 701.1126 (title), 701.1134 (3) (c) and (d) and (4), subchapter XII (title) of chapter 701 [precedes 701.1201], 701.1202, 701.1203, 701.1205 (3), 702.02 (1), 702.02 (3), 702.05 (5), 702.17 (3) (b), 702.17 (6), 853.34 (3), 881.01 (1) (a) 1. and 2. and 881.01 (4) (b) of the statutes; relating to: the laws of trusts, the Uniform Trust Code, the Uniform Principal and Income Act, powers of appointment, and changes to estate recovery and divestment provisions relating to public assistance programs. (FE)

2013

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2013
ENROLLED BILL

13en S B- 384

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

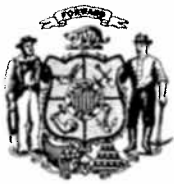
13-0010/6

Amendments to above (if none, write "NONE"): SA1 — a 1149/1
SA2 — a 1187/1

Corrections - show date (if none, write "NONE"): ~~NONE~~
December 11, 2013 LRB-0010/6ccc-1

Topic Rel

11-18-13 JR Miller
Date Enrolling Drafter



**SENATE AMENDMENT 1,
TO SENATE BILL 384**

November 6, 2013 – Offered by Senators FARROW and RISSER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 16, line 9: delete lines 9 and 10 and substitute:

3 **SECTION 6c.** 46.27 (7g) (a) 5. a. of the statutes, as created by 2013 Wisconsin
4 Act 20, is renumbered 46.27 (7g) (a) 5. and amended to read:

5 46.27 (7g) (a) 5. "Property of a decedent" means all real and personal property
6 to which the client held any legal title or in which the client had any legal interest
7 immediately before death, to the extent of that title or interest, including assets
8 transferred to a survivor, heir, or assignee through joint tenancy, tenancy in common,
9 survivorship, life estate, living revocable trust, or any other arrangement, excluding
10 an irrevocable trust?

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11 **2.** Page 18, line 14: delete lines 14 and 15 and substitute:

12 **SECTION 18c.** 49.496 (1) (cm) 1. of the statutes, as created by 2013 Wisconsin
13 Act 20, is renumbered 49.496 (1) (cm) and amended to read:

SAI-2

SAI-2

1 49.496 (1) (cm) "Property of a decedent" means all real and personal property
 2 to which the recipient held any legal title or in which the recipient had any legal
 3 interest immediately before death, to the extent of that title or interest, including
 4 assets transferred to a survivor, heir, or assignee through joint tenancy, tenancy in
 5 common, survivorship, life estate, living revocable trust, or any other arrangement,
 6 excluding an irrevocable trust."

7 3. Page 19, line 16: delete lines 16 and 17 and substitute:

SAI-3

8 "SECTION 24c. 49.682 (1) (e) 1. of the statutes, as created by 2013 Wisconsin Act
 9 20, is renumbered 49.682 (1) (e) and amended to read:

10 49.682 (1) (e) "Property of a decedent" means all real and personal property to
 11 which the client held any legal title or in which the client had any legal interest
 12 immediately before death, to the extent of that title or interest, including assets
 13 transferred to a survivor, heir, or assignee through joint tenancy, tenancy in common,
 14 survivorship, life estate, living revocable trust, or any other arrangement, excluding
 15 an irrevocable trust."

16 4. Page 20, line 17: delete lines 17 and 18 and substitute:

SAI-4

17 "SECTION 30c. 49.849 (1) (d) 1. of the statutes, as created by 2013 Wisconsin Act
 18 20, is renumbered 49.849 (1) (d) and amended to read:

19 49.849 (1) (d) "Property of a decedent" means all real and personal property to
 20 which the recipient held any legal title or in which the recipient had any legal
 21 interest immediately before death, to the extent of that title or interest, including
 22 assets transferred to a survivor, heir, or assignee through joint tenancy, tenancy in

SA 1-4

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1 common, survivorship, life estate, living revocable trust, or any other arrangement,
2 excluding an irrevocable trust”.

3 (END)

