

**CHAPTER 524**

AN ACT to renumber 323.06; and to create 313.093 and 323.06 (2) of the statutes, relating to persons who shall not purchase or be interested in the purchase of property in estates.

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

SECTION 1. 313.093 of the statutes is created to read:

313.093 WHO NOT TO PURCHASE PERSONAL PROPERTY IN ESTATES. No executor or administrator of any estate shall purchase or be interested in the purchase of any part of the personal property of the estate sold and no guardian of an heir of the decedent shall be interested therein unless such sale is made with written consent of the parties concerned and of the guardian ad litem for minors and incompetents and approval of the court after notice and hearing, except where such purchase is authorized by will of a decedent. This section shall not prohibit such purchase by a guardian for the benefit of his ward. Violation of this section shall be grounds for the court to proceed against an executor or administrator as provided in s. 312.11.

SECTION 2. 323.06 of the statutes is renumbered 323.06 (1).

SECTION 3. 323.06 (2) of the statutes is created to read:

323.06 (2) TRUSTEE OR GUARDIAN NOT TO PURCHASE. Except when authorized by the terms of the trust, no trustee of a trust estate and no guardian of any heir of the decedent shall purchase or be interested in the purchase of any part of the real or personal estate in such trust estate sold unless such sale is made with written consent of the parties concerned and of the guardian ad litem for minors and incompetents and approval of the court after notice and hearing. Violation of this section shall be grounds for the court to proceed against a trustee as provided in s. 312.11.

Approved August 6, 1957.

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