

1973 Senate Bill 237

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CHAPTER 85 , Laws of 1973

AN ACT to amend 881.01 (2); and to create 880.19 (6) of the statutes, relating to banks with trust powers.

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

SECTION 1. 880.19 (6) of the statutes is created to read:

880.19 (6) The limitations of this section relating to retention, sale, investment or reinvestment of any asset shall not be applicable to any bank or trust company authorized to exercise trust powers.

SECTION 2. 881.01 (2) of the statutes is amended to read:

881.01 (2) Notwithstanding sub. (1), a fiduciary shall not purchase or otherwise invest in common stocks if the percentage of the fund invested in common stocks immediately after such purchase or investment will exceed 50% of the total market value of the fund. The preceding sentence shall not be construed (a) to require the sale

or other liquidation of a portion of a fund's holdings of common stocks even though at any given time the market value of the common stock investments of the fund exceeds 50% of the total market value of the fund, or (b) to prevent the reinvestment of the proceeds of the sale or other disposition of common stocks in other common stocks even though at the time the market value of the common stock investments of the fund exceeds 50% of the total market value of the fund. A fiduciary may rely upon published market quotations as to those investments for which such quotations are available, and upon such valuations of other investments as are fair and reasonable according to available information. The purchase and investment limitations of this subsection are not applicable to any bank or trust company authorized to exercise trust powers.
