

1985 Assembly Bill 718

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1985 Wisconsin Act 274

AN ACT to amend 180.46, 181.32 and 185.05 (3) of the statutes, relating to filing and recording articles of incorporation.

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

SECTION 1. 180.46 of the statutes is amended to read:

180.46 Filing and recording of articles of incorporation. The articles of incorporation shall be filed and recorded as provided in s. 180.86. Duplicate originals of the articles of incorporation shall be submitted to the secretary of state for filing and recording. The secretary of state shall file one of them and forward the other within 5 days to the register of deeds of the county in which the registered office of the corporation is located. ~~The incorporator may submit a triplicate original to the secretary of state, who shall endorse the triplicate and return it to the party submitting it, who may then submit it to the register of deeds for recording, together with the appropriate recording fee for recording.~~ On filing an original, the secretary of state shall issue a certificate of incorporation. ~~Until an original is received by the register of deeds or 10 days have elapsed after filing an original, whichever is sooner, the corporation may transact no business except to complete its organization.~~

SECTION 2. 181.32 of the statutes is amended to read:

181.32 Filing and recording articles of incorporation. The articles of incorporation shall be filed and recorded as provided in s. 181.67. Duplicate originals of the articles of incorporation shall be submitted to the secretary of state, who shall file one original in his or her office and forward the other within 5 days to the register of deeds of the county in which the corpo-

ration's principal office is located. ~~The incorporator may submit a triplicate original to the secretary of state, who shall endorse the triplicate and return it to the party submitting it, who may then submit it to the register of deeds for recording, together with the appropriate recording fee for recording.~~ On filing an original, the secretary of state shall issue a certificate of incorporation. ~~Until an original is received by the register of deeds or 10 days have elapsed after filing an original, whichever is sooner, the corporation may transact no business except to complete its organization.~~

SECTION 3. 185.05 (3) of the statutes is amended to read:

185.05 (3) The articles shall be filed and recorded as provided in s. 185.82. The legal existence of a cooperative begins when the articles are filed. Upon the filing of the articles, the secretary of state shall issue a certificate of incorporation. The secretary of state shall forward within 5 days a duplicate original of the articles to the register of deeds of the county of the cooperative's principal office or registered agent. ~~In addition to the originals required to be submitted under s. 185.82, the incorporator may submit another original to the secretary of state, who shall endorse it and return it to the party submitting it, who may then submit it to the register of deeds for recording, together with the appropriate recording fee.~~ Until an original is received by the register of deeds or 10 days have elapsed after filing an original, whichever is sooner, the cooperative may transact no business except to complete its organization for recording.