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## ASSEMBLY AMENDMENT 1, TO ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 1997 ASSEMBLY BILL 645

January 6, 1998 - Offered by Committee on Judiciary.

1 At the locations indicated, amend the substitute amendment as follows:

**1.** Page 31, line 7: delete lines 7 to 14 and substitute:

"Section 131c. 853.07 (2) of the statutes is renumbered 853.07 (2) (a) and amended to read:

853.07 (2) (a) A Subject to pars. (b) and (c), a will is not invalidated because it is signed by an interested witness; but, unless the will is also signed by 2 disinterested witnesses.

(b) Except as provided in par. (c), any beneficial provisions of the will for a witness or the spouse of the <u>a</u> witness are invalid to the extent that such provisions in the aggregate exceed in value the aggregate value of those provisions exceeds what the witness or spouse would have received had the testator died intestate. Valuation is to be made as of testator's death.

1	<b>SECTION 131m.</b> 853.07 (2) (c) of the statutes is created to read:
2	853.07 (2) (c) Paragraph (b) does not apply if any of the following applies:
3	1. The will is also signed by 2 disinterested witnesses.
4	2. There is sufficient evidence that the testator intended the full transfer to
5	take effect.".

6 (END)