

Assembly Bill 10

Published
May 11, 1965.

CHAPTER 46

AN ACT to amend 247.062 (2) of the statutes, relating to the time for filing certain affidavits in divorce actions commenced by service by publication.

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

247.062 (2) of the statutes is amended to read:

247.062 (2) If with reasonable diligence the defendant cannot be served under sub. (1), service may be made by mailing a copy of the summons and verified complaint and publication of the summons. Prior to mailing and publication the summons, *and verified complaint and plaintiff's affidavit describing efforts to make personal service upon the defendant within or without the state shall be filed in court. Prior to trial the plaintiff or plaintiff's counsel shall file an affidavit in court describing efforts to make personal service upon the defendant within or without the state.* If the defendant's post-office address is known or can with reasonable diligence be ascertained, copies of the summons and the verified complaint shall be mailed to the defendant, at or immediately prior to the first publication. Publication shall consist of publishing the summons as prescribed by s. 262.11 (1), without the complaint, in a newspaper, published in this state, likely to give notice to the defendant, once a week for 3 successive weeks. The mailing to the defendant may be omitted if his post-office address cannot be ascertained with reasonable diligence. Within 20 days following the first publication, copies of the summons and verified complaint shall be served upon the family court commissioner.

Approved May 6, 1965.