

1983 Assembly Bill 524

Date of enactment: February 21, 1984
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1983 Wisconsin Act 134

AN ACT to renumber 185.08 (2); to amend 59.57 (1) (a), 180.10 (1) (g), 180.87 (1) (h), 181.09 (1) (c), 181.37 (4) and (5), 181.68 (1) (b) and (e) and 185.83 (1) (b); and to create 181.37 (6) and 185.08 (2) (b) of the statutes, relating to corporation and cooperative filing and recording fees.

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

SECTION 1. 59.57 (1) (a) of the statutes is amended to read:

59.57 (1) (a) For recording any instrument entitled to be recorded in the office of the register of deeds, \$4 for one page (first page) and \$2 for each additional page, except that no fee may be collected for recording a change of address exempt from a filing fee under s. 180.87 (1) (h), 181.68 (1) (b) or (e) or 185.83 (1) (b).

SECTION 2. 180.10 (1) (g) of the statutes is amended to read:

180.10 (1) (g) That such change was authorized by resolution duly adopted by its board of directors, or resulted from the action of a governmental agency in changing the address of the registered office without a corresponding change in physical location.

SECTION 3. 180.87 (1) (h) of the statutes is amended to read:

180.87 (1) (h) Filing a statement of change of address of registered office or change of registered agent, or both, or a statement of resignation of registered agent, \$10, except that no fee may be collected for a change of address resulting from the action of a governmental agency if there is no corresponding change in physical location and if the original and a copy of the notice of the action are submitted to the secretary of state. If

simultaneous filings are made by one registered agent such fee shall be reduced to \$1 each on such filings in excess of 200.

SECTION 4. 181.09 (1) (c) of the statutes is amended to read:

181.09 (1) (c) That such change was authorized by resolution duly adopted by its board of directors, or resulted from the action of a governmental agency in changing the address of the registered agent without a corresponding change in physical location.

SECTION 5. 181.37 (4) and (5) of the statutes are amended to read:

181.37 (4) ~~Where~~ If sub. (6) does not apply and there are members having voting rights, a statement of the total number of members with voting rights, the number of such members present in person or represented by proxy at the meeting at which the amendment was adopted and the number of members voting for and against such amendment, respectively.

(5) ~~Where~~ If sub. (6) does not apply and there are no members having voting rights, a statement of ~~such fact that there are no members having voting rights,~~ the date of the meeting of the board of directors at which the amendment was adopted and a statement of the fact that such amendment received the affirmative vote of a majority of the directors in office, or such larger number as may be required by the articles of incorporation.

SECTION 6. 181.37 (6) of the statutes is created to read:

181.37 (6) Any action of a governmental agency in changing the address of the corporation's principal office, if there is no corresponding change in physical location.

SECTION 7. 181.68 (1) (b) and (e) of the statutes, as affected by 1983 Wisconsin Act 27, are amended to read:

181.68 (1) (b) Filing articles of amendment and issuing a certificate of amendment, \$25, except that no fee may be collected for an amendment showing a change of address resulting from the action of a governmental agency if there is no corresponding change in physical location and if the original and a copy of the notice of the action are submitted to the secretary of state;

(e) Filing statement of change of registered agent, address of registered agent, or a statement of resignation of registered agent, \$10, except that no fee may be collected for a change of address resulting from the action of a governmental agency if there is no corresponding change in physical location and if the original and a copy of the notice of the action are submitted to the secretary of state;

SECTION 8. 185.08 (2) of the statutes is renumbered 185.08 (2) (a).

SECTION 9. 185.08 (2) (b) of the statutes is created to read:

185.08 (2) (b) If a statement under par. (a) results from the action of a governmental agency in changing the address of the principal office or registered agent and there is no corresponding change in physical location, these facts shall be contained in the statement.

SECTION 10. 185.83 (1) (b) of the statutes is amended to read:

185.83 (1) (b) An amendment to or restatement of the articles or articles of merger, consolidation or division, \$10, except that no fee may be collected for an amendment showing only a change of address resulting from the action of a governmental agency if there is no corresponding change in physical location and if the original and a copy of the notice of the action are submitted to the secretary of state; and an additional fee of \$1.25 for each \$1,000 of authorized stock not authorized at the time of amendment, restatement, merger, consolidation or division.