



**ASSEMBLY AMENDMENT 2,
TO 1995 SENATE BILL 490**

May 2, 1996 – Offered by COMMITTEE ON JUDICIARY.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 3, line 2: after that line, on page 1, line 7, of the material inserted by
3 senate amendment 1, delete the material beginning with that line and ending with
4 page 3, line 5, and substitute:

5 “**SECTION 5g.** 867.03 (1m) (a) of the statutes, as affected by 1995 Wisconsin Act
6 27, section 7198c, is amended to read:

7 867.03 **(1m)** (a) Whenever an heir or trustee of a revocable living trust created
8 by the decedent intends to transfer a decedent’s property by affidavit under sub. (1)
9 and the decedent or the decedent’s spouse ever received medical assistance under
10 subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7)
11 or aid under s. 49.68, 49.683 or 49.685, the heir or trustee shall give notice to the
12 department of health and social services of his or her intent. The notice shall include
13 the information in the affidavit under sub. (1) and the heir or trustee shall give the
14 notice by certified mail, return receipt requested.

15 **SECTION 5m.** 867.03 (1m) (b) of the statutes, as affected by 1995 Wisconsin Act
16 27, section 7199c, is amended to read:

1 867.03 (1m) (b) An heir or trustee of a revocable living trust created by the
 2 decendent who files an affidavit under sub. (1) that states that the decedent or the
 3 decedent’s spouse received medical assistance under subch. IV of ch. 49, long-term
 4 community support services funded under s. 46.27 (7) or aid under s. 49.68, 49.683
 5 or 49.685 shall attach to the affidavit the proof of mail delivery of the notice required
 6 under par. (a) showing a delivery date that is not less than 10 days before the day on
 7 which the heir or trustee files the affidavit.”.

8 **2.** Page 3, line 5: after that line, delete the material inserted by senate
 9 amendment 1, and substitute:

10 “**SECTION 7. Effective date.**

11 (1) This act takes effect on the first day of the 4th month beginning after
 12 publication.”.

13 **(END)**