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## WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

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**2009 Wisconsin Act 98**  
[2009 Assembly Bill 292]

**Recording and Filing With the  
Register of Deeds**

*2009 Wisconsin Act 98* (hereinafter, “the Act”) makes the following revisions to the processes of filing and recording documents with the Register of Deeds:

- Clarifies that in order for a document to be recorded with the Register of Deeds, each page shall have a margin of at least 0.25 inches. *Current law* requires a margin of 0.25 inches only for the first page.
- Clarifies that the Register of Deeds may reject from recording a whole batch of related documents for failure to comply with any of the statutory formatting requirements. *Current law* allows the Register of Deeds to reject a document if it does not “substantially comply” with the formatting requirements.
- Increases the fee from \$0.25 to \$1.00 for issuance of a Register of Deeds certificate verifying a common law trust declaration was filed. The Act makes the fee consistent with other certificates given by the Register of Deeds.
- Requires that a conveyance of a mineral interest is to be indexed in the real estate transactions records.
- Clarifies that an electronically recorded document with the Register of Deeds shall be considered properly indexed, despite its failure to meet one or more of the formatting requirements. *Current law* contains a similar provision for paper documents, in case a Register of Deeds misses an error and indexes a document without proper formatting.

**Effective date:** Act 98 becomes effective on December 29, 2009.

**Prepared by:** Melissa Schmidt, Staff Attorney

December 22, 2009

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.state.wi.us/>.