



1999 ASSEMBLY BILL 292

April 22, 1999 - Introduced by Representatives HUBLER, KLUSMAN, HUBER, LADWIG, RYBA, GOETSCH, SYKORA, MUSSER, M. LEHMAN, J. LEHMAN, GUNDERSON, OLSEN, ALBERS, PORTER, FREESE, VRAKAS and MONTGOMERY, cosponsored by Senators JAUCH, PANZER, ERPENBACH, DRZEWIECKI, ROESSLER, SCHULTZ and BAUMGART, by request of Wisconsin Register of Deeds Association. Referred to Committee on Urban and Local Affairs.

1 **AN ACT to amend** 59.43 (2m) (d) 2.; and **to create** 59.43 (1) (w) of the statutes;
2 **relating to:** the filing of certain documents with a register of deeds.

Analysis by the Legislative Reference Bureau

Under current law and subject to some exceptions, no document may be recorded in the office of a register of deeds unless the first page of the document substantially complies with a number of conditions, such as a requirement that the name of the instrument be clear and be located not less than 0.5 inch nor more than three inches from the top of the document. One of the current law exceptions is for rerecorded documents. Under the bill, the exception for rerecorded documents is limited to documents that are rerecorded because they are county documents that have been destroyed.

The bill also provides that a register of deeds may not accept for rerecording any document that corrects an error in a previously filed or recorded document unless the error is corrected by the filing of an affidavit of correction.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

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

3 **SECTION 1.** 59.43 (1) (w) of the statutes is created to read:

