

2013 DRAFTING REQUEST

Bill

Received: 3/11/2014 Received By: phurley
 Wanted: As time permits Same as LRB: -4370
 For: Glenn Grothman (608) 266-7513 By/Representing:
 May Contact: Drafter: phurley
 Subject: Courts - civil procedure Addl. Drafters:
 Extra Copies:

Submit via email: YES
 Requester's email: Sen.Grothman@legis.wisconsin.gov
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Allowing appeal of a traffic forfeiture

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	phurley 3/11/2014	csicilia 3/12/2014			mbarman 3/12/2014	srose 3/12/2014	

FE Sent For:

None Needed

<END>

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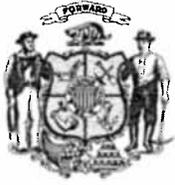
See attached

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/1	phurley	1 gjs 3/12 13	1 gjs 3/12 13	1 cjs 3/12 13			

FE Sent For:

<END>



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-4378/PA
PJH:cjs:rs

Stays

4391/1

Comp
con

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

3-11-14

Verlact

SA
comp

1 **AN ACT** to amend 808.03 (1) (c) and 808.03 (1) (d) of the statutes; relating to:
2 appealing a municipal court matter after review by a circuit court.

Analysis by the Legislative Reference Bureau

Under current law, a final judgment or a final order of a circuit court may generally be appealed to the court of appeals. Under current law, a judgment or order of a circuit court in a traffic forfeiture or a municipal ordinance case is considered final when it disposes of the entire matter in litigation as to one or more of the parties, and is either reduced to writing and filed with the circuit court or, after the matter is prosecuted in circuit court, recorded in a docket entry.

In *Village of McFarland v. Zetzman*, 2012 WI App 49, the court of appeals held that in a traffic forfeiture case or other municipal ordinance case, for the purpose of determining whether a matter may be appealed, the matter may be considered "prosecuted in circuit court" if the matter was initially heard in municipal court and subsequently reviewed by the circuit court.

This bill clarifies the language in current law to conform with the *Zetzman* decision.

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

3 **SECTION 1.** 808.03 (1) (c) of the statutes is amended to read:

Rose, Stefanie

From: Rose, Stefanie
Sent: Wednesday, March 12, 2014 2:14 PM
To: Hurley, Peggy
Subject: RE: LRB 4391/1

Yep!

From: Hurley, Peggy
Sent: Wednesday, March 12, 2014 1:40 PM
To: Rose, Stefanie
Subject: FW: LRB 4391/1

Can you please help Rachel with this?

Peggy

From: VerVelde, Rachel
Sent: Wednesday, March 12, 2014 1:38 PM
To: Hurley, Peggy
Subject: LRB 4391/1

Hi Peggy,

Could we have a new jacket email sent for LRB 4391/1? We have misplaced the original email.

Thanks,

Rachel A. VerVelde
Chief of Staff
Office of Senator Glenn Grothman
20th Senate District

Sent from my U.S. Cellular® Smartphone