

No. 605, A.]

[Published September 23, 1961.

CHAPTER 494

AN ACT to amend 270.49 (2) of the statutes, relating to effect of trial court's reasons, given in its memorandum decision, on its order granting a new trial in the interests of justice.

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

270.49 (2) of the statutes is amended to read:

270.49 (2) Every order granting a new trial shall specify the grounds therefor. In the absence of such specification, the order shall be deemed granted for error on the trial. No order granting a new trial in the interest of justice shall be valid or effective, unless the reasons that prompted the court to make such order are set forth in detail therein *or the memorandum decision setting forth such reasons is incorporated by reference in such order*. The court may grant or deny costs to either party.

Approved September 15, 1961.