

**SENATE AMENDMENT 1,
TO 2003 SENATE BILL 323**

January 28, 2004 – Offered by Senator BROWN.

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

2 **1.** Page 4, line 21: after “66.0223.” insert “A court shall consider an annexation
3 proceeding under s. 66.0223 to have been initiated upon the posting of a meeting
4 notice by a city or village that states that the city or village is considering enacting
5 an ordinance under s. 66.0223.”.

6 **2.** Page 5, line 4: delete “on or within 30 days after” and substitute “after, and
7 within 30 days after.”.

8 **3.** Page 5, line 8: after that line insert:

9 “4. If the court determines that an annexation proceeding described under
10 subd. 1. was initiated on the same date as the publication of the notice under sub. (1),
11 the court shall determine which procedure was begun first on that date and that
12 action may proceed and the other action may not proceed unless the first action
13 fails.”.

1 **4.** Page 5, line 9: delete “4.” and substitute “5.”.

2 **(END)**