

2003 DRAFTING REQUEST

Senate Amendment (SA-SB323)

Received: **01/27/2004**

Received By: **mshovers**

Wanted: **As time permits**

Identical to LRB:

For: **Ronald Brown (608) 266-8546**

By/Representing: **Missy**

This file may be shown to any legislator: **NO**

Drafter: **mshovers**

May Contact:

Addl. Drafters:

Subject: **Munis - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Brown@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Changing annexation procedures that are affected by incorporation petitions

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	mshovers 01/27/2004	kfollett 01/27/2004	pgreensl 01/27/2004	_____	lemery 01/27/2004	lemery 01/27/2004	

FE Sent For:

<END>

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/1	mshovers	1/27 1/27	1/27 p8	1/27 sub			

FE Sent For:

<END>

Shovers, Marc

From: Gilbert, Melissa
Sent: Tuesday, January 27, 2004 3:20 PM
To: Shovers, Marc
Cc: Sweet, Richard
Subject: FW: SB 323 amendment

Hi Marc,

We need an amendment to SB 323 drafted for tomorrow's floor session. The suggested language is attached. Let me know if you have any questions.

Thanks,
Missy

-----Original Message-----

From: Sweet, Richard
Sent: Tuesday, January 27, 2004 2:33 PM
To: Gilbert, Melissa
Cc: Offerdahl, Mary
Subject: SB 323 amendment

Missy,

Here's the draft of the amendment to SB 323 that we discussed:



Amendment to
Senate Bill 323.d...

Dick Sweet
Senior Staff Attorney
Wisconsin Legislative Council
(608)266-2982
richard.sweet@legis.state.wi.us

Amendment to Senate Bill 323

- 1.** Page 4, line 21: after the period insert: “For purposes of this paragraph, an annexation is considered initiated under s. 66.0223 upon posting of a meeting notice by the governing body of a city or village that indicates that the governing body is considering enactment of an ordinance under s. 66.0223.”.
- 2.** Page 5, line 3: delete the material beginning on that line and ending with the period on page 5, line 6, and substitute:
 - “3.** If the court determines that an annexation proceeding described under subd. 1. was initiated after, but not more than 30 days after, the publication of the notice under sub. (1), the annexation may not proceed until the validity of the incorporation has been determined.”.



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBa2038/1
MES. *[Signature]*

SENATE AMENDMENT,
TO 2003 SENATE BILL 323

WANTED
Wed 1/28
9 AM

- 1 At the locations indicated, amend the bill as follows:
- 2 1. Page 4, line 21: after [✓]the "66.0223." insert "A court shall consider an
- 3 annexation proceeding under s. 66.0223 to have been initiated upon the posting of
- 4 a meeting notice by a city or village that states that the city or village is considering
- 5 enacting 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
2

✓
4. Page 5, line 9: delete "4." and substitute "5."

(END)