

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa2671/1dn
MES:kmg:rs

March 8, 2004

Senator Brown:

You instructions were to stay the 180-day clock for DOA's determination on an incorporation petition if the "city/village and town" agree to enter into alternative dispute resolution. Is created s. 66.0203 (9) (dm) consistent with your intent?

I assume that the dispute to which you want an ADR process to apply would involve a petition for incorporation vs. an annexation proceeding that affects some or all of the territory to be incorporated. I'm not sure, however, that a single town would necessarily be the only party to such a dispute because s. 66.0203 (2) (b) clearly indicates that the territory that is subject to an incorporation petition may be in more than one county and, therefore, in more than one town. Also, if the territory subject to the petition constitutes only part of a town, the dispute may not involve only the town government, but the petitioners of the territory as well. Did you want the representative of the petitioners to be involved?

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