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# State of Misconsin



## **2011 SENATE BILL 117**

1	AN ACT <i>to renumber and amend</i> 752.21 and 801.50 (3); and <i>to create</i> 752.21
2	(2) and 801.50 (3) (c) of the statutes; <b>relating to:</b> venue for actions and appeals
3	in which the sole defendant is the state, a state board or commission, or certain
4	state officers, employees, or agents.

### Analysis by the Legislative Reference Bureau

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

- **Section 1.** 752.21 of the statutes is renumbered 752.21 (1) and amended to 5 6 read:
- 752.21 (1) A Except as provided in sub. (2), a judgment or order appealed to the court of appeals shall be heard in the court of appeals district which contains the 8 9 court from which the judgment or order is appealed.
- 10 **Section 2.** 752.21 (2) of the statutes is created to read:

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subsection.

752.21 (2) A judgment or order appealed from an action venued in a county	
designated by the plaintiff to the action as provided under s. $801.50$ (3) (a) shall be	
heard in a court of appeals district selected by the appellant but the court of appeals	
district may not be the court of appeals district that contains the court from which	
the judgment or order is appealed.	
SECTION 3g. 801.50 (3) of the statutes, as affected by 2011 Wisconsin Act 21,	
is renumbered 801.50 (3) (a) and amended to read:	
801.50 (3) (a) All Except as provided in this subsection pars. (b) and (c), all	
actions in which the sole defendant is the state, any state board or commission, or	
any state officer, employee, or agent in an official capacity shall be venued in Dane	
County the county designated by the plaintiff unless another venue is specifically	
authorized by law.	
(b) All actions relating to the validity or invalidly of a rule shall be venued as	
provided in s. 227.40 (1).	
<b>SECTION 3r.</b> 801.50 (3) (c) of the statutes is created to read:	
801.50 (3) (c) An action commenced by a prisoner, as defined under s. 801.02	
(7) (a) 2., in which the sole defendant is the state, any state board or commission, or	
any state officer, employee, or agent in an official capacity shall be venued in Dane	
County unless another venue is specifically authorized by law.	
Section 4. Initial applicability.	
(1) This act first applies to actions commenced on the effective date of this	

(END)