



2011 SENATE BILL 117

May 31, 2011 – Introduced by Senators VUKMIR, S. FITZGERALD, ELLIS, ZIPPERER, COWLES, LEIBHAM, MOULTON, GROTHMAN, HOPPER, KEDZIE, DARLING, GALLOWAY, LASEE and WANGGAARD, cosponsored by Representatives KRAMER, J. FITZGERALD, SUDER, STEINEKE, VOS, TIFFANY, LITJENS, AUGUST, FARROW, KUGLITSCH, VAN ROY, NERISON, HONADEL, PETERSEN, KNILANS, NASS, CRAIG, THIESFELDT, T. LARSON, ENDSLEY, SPANBAUER, BERNIER, J. OTT, KNODL, BALLWEG, MURTHA, WYNN, BIES, KOOYENGA, RIVARD, BROOKS, MARKLEIN, PETRYK, KRUG, RIPP, KNUDSON, KAPENGA, LEMAHIEU, KESTELL, LOUDENBECK, MURSAU, MEYER, PRIDEMORE, TAUCHEN, PETROWSKI, STONE, A. OTT, KLENKE, STRACHOTA, WEININGER, STROEBEL, KLEEFISCH, WILLIAMS, TRANEL, JACQUE, KAUFERT and SEVERSON. Referred to Committee on Judiciary, Utilities, Commerce, and Government Operations.

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

Analysis by the Legislative Reference Bureau

Under current law, all actions in which the sole defendant is the state, a state board or commission, or certain state officers, employees, or agents must be brought in Dane County. This bill permits the plaintiff to designate the county within which to bring the action.

Under current law, the state is divided into ten judicial administrative districts; each judicial administrative district is comprised of one or more judicial circuits, or counties, containing branches of the circuit courts. The state is also divided into four court of appeals districts, comprised of one or more judicial circuits. Currently, an appeal of a judgment or order issued by a circuit court must be heard in the court of appeals district within which the circuit court is located. This bill permits the appellant to select the court of appeals district within which to bring the appeal, but the court of appeals district must not contain the circuit court from which the judgment or order was issued.

