



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Senate Bill 99

**Assembly
Amendment 1**

Memo published: April 26, 2006

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Assembly Amendment 1 is primarily in response to concerns raised by the Department of Justice concerning the original bill's treatment of the time for responsive pleadings when the defendant is the state or an officer, agent, employee, or agency of the state. The amendment clarifies the proposal in this regard. See s. 801.09 (2) (a) 2., as created by item 1 of the amendment, and items 3, 8, and 11 of the amendment.

Item 4 of the amendment revises the general time for service of a pleading ordered by a court to provide for a general 20-day time period unless otherwise ordered by the court. This is consistent with pre-1997 law, which the proposal is partially restoring.

Other provisions of the amendment relate to the above-described changes or make changes for clarity and consistency.

Legislative History

Assembly Amendment 1 was offered by the Assembly Committee on Judiciary. The committee recommended adoption of the amendment by a vote of Ayes, 7; Noes, 0. The committee recommended concurrence in Senate Bill 99, as amended, by a vote of Ayes, 6; Noes, 1.

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