

No. 744, A.]

[Published November 20, 1959.

CHAPTER 607

AN ACT to amend 960.09 of the statutes, relating to the entering of a plea in justice court by a defendant charged with a motor vehicle weight violation.

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

960.09 of the statutes is amended to read:

960.09 The charge stated in the warrant or complaint shall be read to the defendant and he shall plead thereto. The justice shall enter the plea in his docket. The defendant may plead guilty, not guilty or nolo contendere; if he refuses to plead, the justice shall enter a plea of not guilty. *When a summons is issued by a police officer for a violation of any provision of chs. 194 and 340 to 348, the defendant if he resides, or if a corporation if it has principal place of business, outside the county in which the justice is located, may enter a plea of not guilty based on such summons by registered letter to the justice at the address indicated on the summons, the letter to show the defendant's return address. Such letter may include a request for trial during normal daytime business hours. Upon receipt of the letter, the justice shall reply by mail to the defendant's address setting forth a time and place for trial, such time to be during normal business hours if requested by the defendant; the warrant and complaint shall be included in the reply and the date of trial shall be at least 10 days from the mailing thereof by the justice. Nothing herein shall be construed as forbidding the setting of the trial at any time convenient to all parties concerned. The procedure prescribed in this section shall also apply to municipal, county and inferior courts.*

Vetoed. Passed over veto November 11, 1959.

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