



Legislation Details (With Text)

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**File created:** 1/18/2022      **In control:** COMMON COUNCIL  
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**Title:** Resolution authorizing the Office of the City Attorney to file an amicus brief (amicus curiae) in the matter of Jeffrey Becker v. Dane County, 2021AP001343.

**Sponsors:** ALD. HAMILTON, ALD. DIMITRIJEVIC

**Indexes:** CITY ATTORNEY, PUBLIC HEALTH

**Attachments:**

Date	Ver.	Action By	Action	Result	Tally
1/18/2022	0	COMMON COUNCIL	ADOPTED	Pass	14:0
1/18/2022	0	MAYOR	SIGNED		

IMMEDIATE ADOPTION

211528  
ORIGINAL

ALD. HAMILTON and ALD. DIMITRIJEVIC

Resolution authorizing the Office of the City Attorney to file an amicus brief (amicus curiae) in the matter of Jeffrey Becker v. Dane County, 2021AP001343.

This resolution authorizes the Office of the City Attorney to file an amicus brief (amicus curiae) in the matter of Jeffrey Becker v. Dane County, 2021AP001343.

Whereas, The matter of Jeffrey Becker v. Dane County, Appeal Number 2021AP001343, currently pending before the Wisconsin Supreme Court, relates to the authority of local health officers to issue health orders to combat communicable diseases under s. 252.03, Wis. Stats.; and

Whereas, Removing the authority of health officers to issue orders without needing to go to the local governing body prior to doing so would have wide-ranging negative consequences; and

Whereas, The authority vested in health officers is essential to the practical need to act swiftly and nimbly to deal with a variety of communicable diseases; and

Whereas, Local health boards previously held the authority that is now vested with the local health officer, and that was changed several years ago to expedite the ability to react to the emergence of communicable diseases; and

Whereas, The attorney representing Dane County / Madison has requested the City of Milwaukee's assistance with filing an amicus brief (amicus curiae); and

Whereas, The Commissioner of Health is in support of filing an amicus brief (amicus curiae in this matter; now, therefore, be it

Resolved, By the Common Council of the City Milwaukee, that the Office of the City Attorney is authorized to file an amicus brief (amicus curiae) in the matter of Jeffrey Becker v. Dane County, 2021AP001343.

City Attorney  
LRB177183-1  
Tea B. Norfolk  
1/10/2022