



Legislation Text

File #: 970669, **Version:** 0

970669
ORIGINAL

ALD. FRANK

A charter ordinance relating to participation of municipal judges in certain outside employment.

3-34-2-d am

- Analysis -

The city charter currently prohibits municipal court judges from engaging in any outside business or profession. However, the Code of Judicial Conduct in SCR ch. 60 (Wisconsin Supreme Court Rules) permits a judge (including a municipal judge) to speak, write, lecture, teach and participate in extra-judicial activities concerning the law, the legal system, the administration of justice and nonlegal subjects, subject to certain requirements. This charter ordinance permits municipal judges to engage in certain outside employment as provided in SCR ch. 60. The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 3-34-2-d of the charter is amended to read:

3-34. Municipal Court.

2. MUNICIPAL JUDGE.

d. Prohibition From Engaging in Outside Business or Profession. [[No]] >>Except as provided in SCR ch. 60, Wisconsin supreme court rules, as amended, no<< municipal judge elected pursuant to this section may engage in outside employment, including the private practice of law, for compensation or pecuniary reward during his or her term. Any person who intentionally violates this subsection shall be fined no less than \$100 nor more than \$1,000; provided, however, that the penalty under this subsection does not limit the power of the common council to remove a municipal judge for cause, or by recall, or by any other means pursuant to state law.

Part 2. This is a charter ordinance and shall take effect 60 days after its passage and publication, unless within such 60 days a referendum petition is filed as provided in s. 66.01(5), Wis. Stats., in which event this ordinance shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

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