



2019 ASSEMBLY BILL 408

September 5, 2019 - Introduced by Representatives HEBL, ANDERSON, CROWLEY, EMERSON, KOLSTE, OHNSTAD, POPE, SINICKI, SPREITZER, SUBECK, C. TAYLOR, VRUWINK and BROSTOFF, cosponsored by Senators RINGHAND and MILLER. Referred to Committee on Judiciary.

AUTHORS SUBJECT TO CHANGE

1 **AN ACT** *to amend* 757.54 (1); and *to create* 757.54 (3) of the statutes; **relating**
2 **to:** prohibiting destruction of records and evidence.

Analysis by the Legislative Reference Bureau

This bill prohibits a circuit, municipal, or appeals court judge or a supreme court justice for whom a motion for recusal or for judicial substitution has been filed in an action or proceeding from ordering the destruction of evidence or court records of the action or proceeding.

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

3 **SECTION 1.** 757.54 (1) of the statutes is amended to read:

4 757.54 (1) Except as provided in ~~sub.~~ subs. (2) and (3), the retention and
5 disposal of all court records and exhibits in any civil or criminal action or proceeding
6 or probate proceeding of any nature in a court of record shall be determined by the
7 supreme court by rule.

8 **SECTION 2.** 757.54 (3) of the statutes is created to read:

