

**In re amendment of SCR 60.04(1)(g),  
relating to ex parte communications  
in treatment courts**

**PETITION  
11-09**

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The Director of State Courts hereby petitions the Supreme Court to amend SCR 60.04(1)(g) by adding a new provision regarding ex parte communications in treatment courts. This petition is made pursuant to the court’s rulemaking authority under §751.12 and its administrative authority over all courts conferred by Article VII, §3 of the Wisconsin Constitution.

**TEXT OF PROPOSED CHANGE**

**SECTION 1.** SCR 60.04(1)(g)6. is created to read:

6. A judge may initiate, permit, engage in or consider ex parte communications knowingly waived by a participant when serving on therapeutic or problem-solving courts, mental health courts, or treatment courts. In this capacity, judges may assume a more interactive role with participants, treatment providers, probation officers, social workers, and others.

Respectfully submitted this \_\_\_\_ day of \_\_\_\_\_, 2011.

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A. John Voelker  
Director of State Courts