

1999 DRAFTING REQUEST

Assembly Amendment (AA-SSA1-AB497)

Received: 03/30/2000

Received By: **olsenje**

Wanted: **Today**

Identical to LRB:

For: **Scott Walker (608) 266-9180**

By/Representing: **Missy**

This file may be shown to any legislator: **NO**

Drafter: **olsenje**

May Contact:

Alt. Drafters:

Subject: **Criminal Law - procedure**

Extra Copies: **MGD**

Pre Topic:

No specific pre topic given

Topic:

Statute of limitations provisions

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	olsenje 03/30/2000	jgeller 03/30/2000		_____			
/1			hhagen 03/30/2000	_____	lrb_docadmin 03/30/2000	lrb_docadmin 03/30/2000	

FE Sent For:

<END>

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1/?	olsenje	1 3/30 jlg	nh 3/30	nh KF 3/30			

FE Sent For:

<END>

ASA 1

939.74 provisions

but not AA 1

to ASA 1

*****04181*****

SEND TO: OLSEN, JEFFREY
WI LEGISLATIVE REFERENCE BUREAU
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1999

Date (time) needed

Now

LRB a 2235, 1

AMENDMENT

JED : jlq :

See form AMENDMENTS — COMPONENTS & ITEMS.

S (A) AMENDMENT

~~TO S A AMENDMENT (LRBa)~~

TO (S) A SUBSTITUTE AMENDMENT 1 (LRBs)

TO 1999 SB SJR SR (AB) AJR AR 497 (LRB)

At the locations indicated, amend the substitute amendment as follows:

(fill ONLY if "engrossed" or "as shown by")

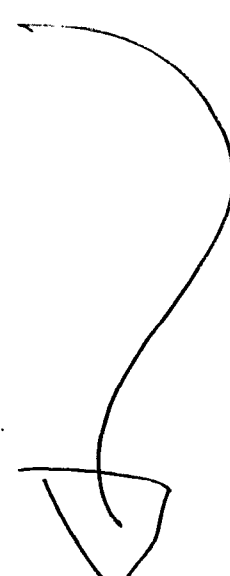
#. Page 8, line 13: delete "(d)." and substitute "(c)".

#. Page 8, line 18: delete the material beginning with that line and ending with ~~on~~ page 9, line 20, and substitute:

#. Page, line

#. Page, line

#. Page, line



100

100

100



1 ~~the victim reaches the age of 31 years or be barred, except as provided in sub. (2d)~~

2 ~~(c).~~

3 ~~SECTION 3. 939.74 (2d) of the statutes is created to read:~~

4 ~~939.74 (2d) (a) In this subsection, "deoxyribonucleic acid profile" has the~~

5 ~~meaning given in s. 972.11 (5) (a).~~

6 (b) Notwithstanding that the time limitation under sub. (1) has expired, if the
7 state has evidence of a deoxyribonucleic acid profile of a person who committed a
8 violation of s. 940.225 (1) or (2) but comparisons of the evidence to deoxyribonucleic
9 acid profiles of known persons that were made before the time limitation under sub.
10 (1) expired did not result in a probable identification of the person, a prosecution for
11 the violation may be commenced within one year after a comparison of the
12 deoxyribonucleic acid profile evidence relating to the violation results in a probable
13 identification of the person.

14 (c) Notwithstanding that the time limitation under sub. (2) (c) has expired, if
15 the state has evidence of a deoxyribonucleic acid profile of a person who committed
16 a violation of s. 948.02 (1) or (2) or 948.025 but comparisons of the evidence to
17 deoxyribonucleic acid profiles of known persons that were made before the time
18 limitation under sub. (2) (c) expired did not result in a probable identification of the
19 person, a prosecution for the violation may be commenced within one year after a
20 comparison of the deoxyribonucleic acid profile evidence relating to the violation
21 results in a probable identification of the person. "

22 ~~SECTION 4. Initial applicability.~~

23 ~~(1) This act first applies to offenses not barred from prosecution on the effective~~
24 ~~date of this subsection.~~