

State of Misconsin 2003 - 2004 LEGISLATURE

LRBa1528/1 RPN&CMH:jld:rs

SENATE AMENDMENT 1, TO 2003 SENATE BILL 49

February 3, 2004 – Offered by Senator WELCH.

1	At the locations indicated, amend the bill as follows:
2	${f 1.}$ Page 2, line 10: delete "Not" and substitute "If the testimony is given in a
3	case other than a criminal case or a case brought under ch. 980, not".
4	2. Page 2, line 14: after "If" insert " <u>the testimony is given in a case other than</u>
5	a criminal case or a case brought under ch. 980 and if".
6	3. Page 3, line 6: after "admitted" insert "under sub. (1)".
7	4. Page 3, line 8: after that line insert:
8	"SECTION 5m. 907.02 (3) of the statutes is created to read:
9	907.02 (3) If the testimony is given in a criminal case or a case brought under
10	ch. 980 and if scientific, technical, or other specialized knowledge will assist the trier
11	of fact to understand the evidence or to determine a fact in issue, a witness qualified
12	as an expert by knowledge, skill, experience, training, or education may testify
13	thereto in the form of an opinion or otherwise.".

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5. Page 3, line 15: delete "Facts" and substitute "Unless the testimony is given in a criminal case or a case that is brought under ch. 980, facts".

3 **6.** Page 3, line 16: delete "<u>not</u>".

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4 **7.** Page 3, line 17: delete "<u>unless</u>" and substitute "<u>only if</u>".

(END)