



State of Wisconsin
2011 - 2012 LEGISLATURE

January 2011 Special Session



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**SENATE AMENDMENT 16,
TO SENATE BILL 1**

January 18, 2011 – Offered by Senators TAYLOR, LASSA, MILLER and HANSEN.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 3: delete “and punitive” and substitute “punitive”.

3 **2.** Page 2, line 4: after “awards” insert “; and making an appropriation”.

4 **3.** Page 30, line 6: after that line insert:

5 **“SECTION 44g. Nonstatutory provisions.**

6 (1) REQUESTS FOR DEPUTY AND ASSISTANT DISTRICT ATTORNEY POSITION
7 AUTHORIZATIONS.

8 (a) The district attorney of any prosecutorial unit, as described under section
9 978.01 (1) of the statutes, may submit a written request to the department of
10 administration specifying the need for additional deputy district attorneys and
11 assistant district attorneys in the prosecutorial unit in order to manage additional
12 workload generated by expert witness hearings held pursuant to section 907.02 of
13 the statutes, as affected by this act. The written request shall specify the number

1 of additional deputy district attorneys and assistant district attorneys requested.
2 Upon receipt of a request from a district attorney under this paragraph, the
3 department of administration shall submit to the joint committee on finance a
4 request to supplement the appropriation account under section 20.475 (1) (d) of the
5 statutes for the purpose of increasing the number of deputy district attorney and
6 assistant district attorney positions authorized in a prosecutorial unit in order to
7 manage additional workload generated by expert witness hearings held pursuant to
8 section 907.02 of the statutes, as affected by this act.

9 (b) If the cochairpersons of the joint committee on finance do not notify the
10 secretary of administration within 14 working days after receiving the request under
11 paragraph (a) that the cochairpersons have scheduled a meeting for the purpose of
12 reviewing the request, the appropriation account under section 20.475 (1) (d) of the
13 statutes shall be supplemented from the appropriation account under section 20.865
14 (4) (a) of the statutes, as provided in the request, and the number of deputy district
15 attorney and assistant district attorney positions shall be increased by the number
16 requested. If, within 14 working days after receiving the request, the cochairpersons
17 notify the secretary that the cochairpersons have scheduled a meeting for the
18 purpose of reviewing the request, the appropriation account under section 20.475 (1)
19 (d) of the statutes may be supplemented from the appropriation account under
20 section 20.865 (4) (a) of the statutes, and the number of deputy district attorney and
21 assistant district attorney positions may be increased, only as approved by the
22 committee. Notwithstanding section 13.101 (3) of the statutes, the committee is not
23 required to find that an emergency exists prior to supplementing the appropriation
24 account under section 20.475 (1) (d) of the statutes.

25 **SECTION 44r. Fiscal changes.**

1 (1) DEPUTY AND ASSISTANT DISTRICT ATTORNEY POSITIONS. In the schedule under
2 section 20.005 (3) of the statutes for the appropriation to the joint committee on
3 finance under section 20.865 (4) (a) of the statutes, as affected by the acts of 2011,
4 the dollar amount is increased by \$1,000,000 for the first fiscal year of the fiscal
5 biennium in which this subsection takes effect for the purpose of increasing the
6 number of deputy district attorney and assistant district attorney positions
7 authorized in a prosecutorial unit, as described under section 978.01 (1) of the
8 statutes, in response to requests submitted under SECTION 44g of this act.”.

9 **4.** Page 31, line 3: delete lines 3 to 5 and substitute:

10 “**SECTION 46m. Effective dates.** This act takes effect on the first day of the 2nd
11 month beginning after publication, except as follows:

12 (1) SECTIONS 44g and 44r of this act take effect on the first day of the 2nd month
13 beginning after publication, or on the 2nd day after publication of the 2011-13
14 biennial budget act, whichever is later.”.

15 (END)