



State of Wisconsin
2011 - 2012 LEGISLATURE

January 2011 Special Session



LRBa0081/1
PJH:nwn&jld:md

**SENATE AMENDMENT 19,
TO SENATE BILL 1**

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

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

2 **1.** Page 28, line 5: after “907.02 (1)” insert “or 907.025 (1)”.

3 **2.** Page 28, line 6: delete lines 6 to 17 and substitute:

4 “**SECTION 34m.** 907.02 of the statutes is renumbered 907.02 (1) and amended
5 to read:

6 907.02 (1) If Except as provided in s. 907.025, if scientific, technical, or other
7 specialized knowledge will assist the trier of fact to understand the evidence or to
8 determine a fact in issue, a witness qualified as an expert by knowledge, skill,
9 experience, training, or education, may testify thereto in the form of an opinion or
10 otherwise, if the testimony is based upon sufficient facts or data, the testimony is the
11 product of reliable principles and methods, and the witness has applied the
12 principles and methods reliably to the facts of the case.”.

13 **3.** Page 28, line 22: after that line insert:

1 “**SECTION 37m.** 907.025 of the statutes is created to read:

2 **907.025 Testimony by experts; certain witnesses.** (1) If scientific,
3 technical, or other specialized knowledge will assist the trier of fact to understand
4 the evidence or to determine a fact in issue, a witness who is a social worker or who
5 is a sexual assault nurse examiner and who is qualified as an expert by knowledge,
6 skill, experience, training, or education, may testify thereto in the form of an opinion
7 or otherwise.

8 (2) Notwithstanding sub. (1), the testimony of an expert witness may not be
9 admitted if the expert witness is entitled to receive any compensation contingent on
10 the outcome of any claim or case with respect to which the testimony is being
11 offered.”.

12 **4.** Page 30, line 25: delete “and 907.02 (1) (a), (b), and (c) and (2)” and
13 substitute “907.02 (2), and 907.025”.

14 (END)