



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa2090/1
JTK:med:rs

**SENATE AMENDMENT 7,
TO 2011 SENATE BILL 367**

January 12, 2012 - Offered by Senator GROTHMAN.

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

2 **1.** Page 2, line 4: after that line insert:

3 **"SECTION 3.** 12.60 (4) of the statutes is amended to read:

4 12.60 (4) Prosecutions under this chapter shall be conducted in accordance
5 with s. 11.61 (2) except that in addition to the remedy provided in s. 5.05 (2m) (c), any
6 resident of this state who believes that a violation of s. 12.13 (3) (zp) has occurred may
7 petition the attorney general to investigate and prosecute the violation. The
8 attorney general may then investigate and prosecute the violation.

9 **SECTION 4.** 978.05 (1) of the statutes is amended to read:

10 978.05 (1) CRIMINAL ACTIONS. Except as provided in s. 12.60 (4) and as otherwise
11 provided by law, prosecute all criminal actions before any court within his or her
12 prosecutorial unit and have sole responsibility for prosecution of all criminal actions
13 arising from violations of chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19 and

1 from violations of other laws arising from or in relation to the official functions of the
2 subject of the investigation or any matter that involves elections, ethics, or lobbying
3 regulation under chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19, that are
4 alleged to be committed by a resident of his or her prosecutorial unit, or if alleged to
5 be committed by a nonresident of this state, that are alleged to occur in his or her
6 prosecutorial unit unless another prosecutor is substituted under s. 5.05 (2m) (i) or
7 this chapter or by referral of the government accountability board under s. 5.05 (2m)
8 (c) 15. or 16. For purposes of this subsection, a person other than a natural person
9 is a resident of a prosecutorial unit if the person's principal place of operation is
10 located in that prosecutorial unit.”.

11 (END)