

State of Wisconsin



2005 Assembly Bill 971

Date of enactment: **March 30, 2006**

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2005 WISCONSIN ACT 244

AN ACT *to amend* 971.16 (4) of the statutes; **relating to:** deadline for distributing a physician's or psychologist's report on a criminal defendant or a person committed upon a finding of not guilty by reason of mental disease or defect.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 971.16 (4) of the statutes is amended to read:

971.16 (4) If the defendant wishes to be examined by a physician, psychologist or other expert of his or her own choice, the examiner shall be permitted to have reasonable access to the defendant for the purposes of examination. No testimony regarding the mental condition of the defendant shall be received from a physician, psycholo-

gist or expert witness summoned by the defendant unless not less than 3 15 days before trial a report of the examination has been transmitted to the district attorney and unless the prosecution has been afforded an opportunity to examine and observe the defendant if the opportunity has been seasonably demanded. The state may summon a physician, psychologist or other expert to testify, but that witness shall not give testimony unless not less than 3 15 days before trial a written report of his or her examination of the defendant has been transmitted to counsel for the defendant.

* Section 991.11, WISCONSIN STATUTES 2003-04 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].