

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2982/1dn
MGD:kmg:jf

July 28, 2003

Jay:

As I mentioned on the phone, conceivably, this bill could be construed as unconstitutionally limiting a district attorney's discretion not to prosecute particular cases. Unfortunately, Wisconsin court opinions that address a prosecutor's authority not to prosecute do so only in general terms.

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