

# State of Wisconsin



2009 Senate Bill 467

Date of enactment: **March 15, 2010**

Date of publication\*: **March 29, 2010**

## 2009 WISCONSIN ACT 184

AN ACT *to renumber* 968.01 (1); *to amend* 968.01 (2); and *to create* 968.01 (1) (intro.), 968.01 (1) (a), 968.01 (1) (b) and 968.01 (4) of the statutes; **relating to:** using an electronic signature on a criminal complaint.

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

**SECTION 1.** 968.01 (1) (intro.) of the statutes is created to read:

968.01 (1) (intro.) In this section:

**SECTION 2.** 968.01 (1) of the statutes is renumbered 968.01 (1) (c).

**SECTION 3.** 968.01 (1) (a) of the statutes is created to read:

968.01 (1) (a) "Electronic" has the meaning given in s. 137.11 (5).

**SECTION 4.** 968.01 (1) (b) of the statutes is created to read:

968.01 (1) (b) "Electronic signature" has the meaning given in s. 801.17 (1) (e).

**SECTION 5.** 968.01 (2) of the statutes is amended to read:

968.01 (2) The complaint is a written statement of the essential facts constituting the offense charged. A person may make a complaint on information and belief. Except as provided in sub. (3) or (4), the complaint shall be made upon oath before a district attorney or judge as provided in this chapter.

**SECTION 6.** 968.01 (4) of the statutes is created to read:

968.01 (4) A person may comply with sub. (2) if he or she makes the oath by telephone contact with the district attorney or judge and immediately thereafter electronically transmits the statement, accompanied by the person's electronic signature, to the district attorney or judge. If the complaint is filed, the electronically transmitted statement shall be incorporated into a criminal complaint filed in either an electronic or paper format under s. 968.02 (2).

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\* Section 991.11, WISCONSIN STATUTES 2007-08 : 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].