

State of Misconsin 2009 - 2010 LEGISLATURE

LRBa0184/2 CMH:bjk:md

ASSEMBLY AMENDMENT 4, TO 2009 ASSEMBLY BILL 78

April 17, 2009 – Offered by Representative GUNDRUM.

1	At the locations indicated, amend the bill as follows:
2	1. Page 3, line 11: after " <u>the judge</u> " insert " <u>may appoint a prosecutor under s.</u>
3	978.045 to attend or participate in the proceeding. The extent to which the
4	prosecutor may attend or participate is within the judge's discretion. The judge".
5	2. Page 3, line 20: after "secret." insert " <u>The judge may allow the district</u>
6	attorney who requested the proceeding under sub. (1) or any prosecutor appointed
7	<u>under sub. (2) (c) to examine witnesses.</u> ".
8	3. Page 5, line 1: after "(d)" insert "1.".
9	4. Page 5, line 1: after "(b)," insert "if the judge does not appoint a prosecutor
10	under par. (c),".
11	5. Page 5, line 5: after that line insert:
12	"2. In a proceeding convened under par. (b), if the judge appoints a prosecutor
13	under par. (c), the prosecutor may issue charges.".

1	6. Page 6, line 2: after that line insert:
2	"SECTION 7g. 978.045 (1r) (j) of the statutes is created to read:
3	978.045 (1r) (j) A district attorney forwards under s. 968.26 (2) (b) a referral
4	to the judge.".
5	(END)