

1991 Assembly Bill 252

Date of enactment: **April 16, 1992**
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1991 WISCONSIN ACT 193

AN ACT to create 970.03 (12) (c) of the statutes, relating to: latent fingerprint reports at preliminary examinations.

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

SECTION 1. 970.03 (12) (c) of the statutes is created to read:

970.03 (12) (c) 1. Except as provided in subd. 2, at any preliminary examination in Milwaukee county a latent fingerprint report of the city of Milwaukee police department bureau of identification division's latent fingerprint identification unit, certified as correct by the police chief, shall, when offered by the state or the accused, be received as evidence of the facts and findings stated, if relevant. The expert who made the findings

need not be called as a witness except as provided in subd. 2.

2. Subdivision 1 applies only if the state provides the latent fingerprint report to the defendant's attorney at least 72 hours before the preliminary examination. If the state provides the report in this manner, subd. 1 applies unless the defendant's attorney notifies the unit, in writing, at least 24 hours before the preliminary examination that the defendant objects to the receipt of the report in the manner described under subd. 1. If the defendant's attorney provides this notification in this manner, the latent fingerprint report shall be received under subd. 1 only if the expert who made the findings is called as a witness.
