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## ASSEMBLY AMENDMENT 7, TO 1997 ASSEMBLY BILL 342

November 6, 1997 - Offered by Representative Grothman.

	1 At the locations indicated, amend the bill as
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- **1.** Page 27, line 4: after that line insert:
- "Section 64m. 950.041 of the statutes is created to read:
- 950.041 No restriction on prosecutorial discretion. It is not a violation of any of the rights of a victim specified in s. 950.04 (1v) for a prosecutor or prosecuting agency to do any of the following in a case even though a victim does not agree with the action taken:
- (1) Decide not to file a petition against a juvenile, decide not to charge a person with a crime or otherwise close a case.
- (2) Decide to allege that a particular statute was violated or to decide that a particular statute was not violated.
- (3) Dismiss or seek dismissal of a petition filed against a juvenile or of a 13 criminal charge filed against a person.

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- (4) Enter into a deferred prosecution agreement, consent decree, plea agreement or other negotiated disposition of a case.
- (5) Determine how to conduct a trial, hearing or other proceeding, including deciding whether to use the testimony of a particular witness, whether to make certain arguments or raise particular issues and whether to ask particular questions of a witness.".
  - **2.** Page 33, line 5: after that line insert:
- "(2m) The board may not review any complaint or any portion of a complaint made to it under sub. (2) that is based on an allegation that a prosecutor or prosecuting agency did anything specified in s. 950.041.".

11 (END)