



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-1879/1
MDE:amn

2023 SENATE BILL 148

April 3, 2023 - Introduced by Senators BALLWEG, CARPENTER, NASS, STROEBEL and WANGGAARD, cosponsored by Representatives MAGNAFICI, CALLAHAN, CONSIDINE, ARMSTRONG, BALDEH, CLANCY, DUCHOW, EDMING, EMERSON, KITCHENS, KRUG, NOVAK, O'CONNOR, PENTERMAN, ROZAR, SCHMIDT, SCHRAA, VANDERMEER and WITKE. Referred to Committee on Government Operations, Elections and Consumer Protection.

- 1 **AN ACT to create** 100.20 (2) (c) of the statutes; **relating to:** the sale or rental of
2 soda water beverage equipment and coin-operated vending machines.

Analysis by the Legislative Reference Bureau

This bill prohibits the Department of Agriculture, Trade and Consumer Protection from regulating the terms of sale or rental of soda water beverage equipment generally or the terms of sale or rental of coin-operated vending machines by soda water beverage wholesalers to retail food establishments. Current law authorizes DATCP to promulgate rules prohibiting methods of competition and trade practices that it determines are unfair. Using this authority, DATCP has promulgated rules regulating the terms of sale or rental of soda water beverage equipment and coin-operated vending machines when the equipment or machines are sold or rented out by wholesalers. Under this bill, DATCP may not issue orders, promulgate rules, or enforce existing rules that regulate the terms of sale or rental of soda water beverage equipment generally or the terms of sale or rental of coin-operated vending machines by soda water beverage wholesalers to retail food establishments.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

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

