



2001 ASSEMBLY BILL 425

May 31, 2001 - Introduced by Representatives WALKER, SUDER, ALBERS, JESKEWITZ, KRAWCZYK, LADWIG, MCCORMICK, NASS, OWENS, STONE, SYKORA, TOWNSEND and VRAKAS, cosponsored by Senators DARLING and HARSDF. Referred to Committee on Criminal Justice.

1 **AN ACT** *to amend* subchapter VI (title) of chapter 961 [precedes 961.571]; and
2 *to create* 961.58 of the statutes; **relating to:** substances used to induce false
3 negative drug tests and providing a penalty.

Analysis by the Legislative Reference Bureau

With certain limited exceptions, current law prohibits the possession, manufacture, distribution, and delivery of controlled substances. In addition, current law prohibits the possession, manufacture, and delivery of drug paraphernalia. Current law also permits, and in certain circumstances requires, the administration of a test for the use of controlled substances (drug test) for law enforcement purposes, in connection with certain government benefits programs, and for other purposes.

This bill prohibits a person from manufacturing, advertising, selling, delivering, or possessing with intent to advertise, sell, or deliver any product (a masking agent) with the intent that it be used to produce a false negative drug test result. A person who violates this prohibition may be fined not more than \$1,000 or imprisoned for not more than 90 days or both. The bill also prohibits a person from using or possessing with intent to use a masking agent with the intent to produce a false negative drug test result. A person who violates this prohibition may be fined not more than \$500 or imprisoned for not more than 30 days or both.

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

