



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2003 Assembly Bill 850

**Assembly
Amendment 1**

Memo published: March 3, 2004

Contact: Don Dyke, Chief of Legal Services (266-0292)

2003 Assembly Bill 850 authorizes a city, village, or town to enact and enforce an ordinance prohibiting the possession, manufacture, or delivery of drug paraphernalia (not including methamphetamine-related drug paraphernalia) by persons 17 years of age and older. Currently, that authority exists with respect to persons under the age of 17. Further, the bill allows a county to enact and enforce a similar ordinance, as well as one that applies to persons under 17 years of age. Under the bill, a county ordinance would not apply to conduct prohibited by a comparable municipal ordinance.

Assembly Amendment 1 provides that in Milwaukee County, a county drug paraphernalia ordinance applies countywide, regardless of whether a city or village in the county has its own ordinance. This would permit the Milwaukee County Sheriff to continue to enforce county ordinances on county owned property, such as Miller Park.

Assembly Amendment 1 was offered by the Assembly Committee on Judiciary and recommended for adoption by a vote of Ayes, 7; Noes, 0.

DD:rv:tlu