

**SENATE BILL 151 (LRB -0961)**

An Act to amend 945.01 (5) (b) 2. h. of the statutes; relating to: opportunities to win prizes that are received by employees as compensation from employers.

**2011**

07-13.	S.	Introduced by Senators <b>Cowles, Hansen</b> and <b>Kedzie</b> ; cosponsored by Representatives <b>Weininger, Bernier, Fields</b> and <b>Ballweg</b> .	
07-13.	S.	Read first time and referred to committee on Judiciary, Utilities, Commerce, and Government Operations	381
10-04.	S.	Public hearing held.	
10-19.	S.	Executive action taken.	
10-19.	S.	Report passage recommended by committee on Judiciary, Utilities, Commerce, and Government Operations, Ayes 5, Noes 0	511
10-19.	S.	Available for scheduling.	
10-19.	S.	Placed on calendar 10-20-2011 pursuant to Senate Rule 18(1)	511
10-20.	S.	Read a second time	517
10-20.	S.	Ordered to a third reading	517
10-20.	S.	Rules suspended	517
✓10-20.	S.	Read a third time and <b>passed</b>	517
10-20.	S.	Ordered immediately messaged	518
10-25.	A.	Received from Senate	603
10-25.	A.	Read first time and referred to committee on Rules	604
10-27.	A.	Placed on calendar 11-1-2011 by committee on Rules.	
11-01.	A.	Made a special order of business at 11:08 A.M. on 11-03-2011 pursuant to Assembly Resolution 18	647
11-03.	A.	Read a second time.	
11-03.	A.	Ordered to a third reading.	
11-03.	A.	Rules suspended.	
✓11-03.	A.	Read a third time and <b>concurred in</b> .	
11-03.	A.	Ordered immediately messaged.	
11-04.	S.	Received from Assembly concurred in.	

JP

**2011**  
**ENROLLED BILL**

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**ADOPTED DOCUMENTS:**

**Orig**     **Engr**         **SubAmdt**     

11 096117

**Amendments to above (if none, write "NONE"):** None

**Corrections - show date (if none, write "NONE"):** None

**Topic** Rel

11-4-11  
**Date**

Jan F. Krepp  
**Enrolling Drafter**



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0961/1  
MGG:kjf:md

## 2011 SENATE BILL 151

July 13, 2011 - Introduced by Senators COWLES, HANSEN and KEDZIE, cosponsored by Representatives WEININGER, BERNIER, FIELDS and BALLWEG. Referred to Committee on Judiciary, Utilities, Commerce, and Government Operations.

1     **AN ACT to amend** 945.01 (5) (b) 2. h. of the statutes; **relating to:** opportunities  
2             to win prizes that are received by employees as compensation from employers.

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### *Analysis by the Legislative Reference Bureau*

Under current statutory law, a person is engaged in gambling if he or she places a bet or participates in or conducts a lottery. The Wisconsin Constitution and current statutory law prohibit gambling except for the state lottery, charitable bingo, charitable raffles, and pari-mutuel wagering.

Current law exempts from the definition of "bet" an agreement under which an employee is given an opportunity to win a prize, the award of which is determined by chance, in return for referring a potential customer to his or her employer for goods or services offered by the employer. Current law defines "lottery" as an enterprise in which, in exchange for consideration, the participants are given an opportunity to win a prize, the award of which is determined by chance even though it may be accompanied by some skill. Consideration in general is something of value. For purposes of the definition of "lottery," consideration does not include the situation where an employee refers to his or her employer a potential customer but only if the employee is not receiving compensation for the referral. Under the bill, such a referral is outside the definition of consideration regardless of whether the employee receives any compensation.

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

