



2017 ASSEMBLY BILL 681

November 29, 2017 - Introduced by Representatives KREMER, NYGREN, SKOWRONSKI, BERCEAU, SUBECK, KUGLITSCH, GENRICH, SPIROS, KOLSTE, MURSAU, FIELDS, TUSLER, BALLWEG, NOVAK, BERNIER, RIPP and CROWLEY, cosponsored by Senators STROEBEL, COWLES, OLSEN, JOHNSON, BEWLEY and PETROWSKI. Referred to Committee on Health.

1 **AN ACT** *to create* 100.70 of the statutes; **relating to:** prohibiting the sale of
2 dextromethorphan without a prescription to persons under 18 and providing a
3 penalty.

Analysis by the Legislative Reference Bureau

This bill provides that a drug containing dextromethorphan, which is a common ingredient in over-the-counter cough medicine, may not be sold at retail to a person who is under the age of 18 if that person does not have a prescription order for the drug. The bill also requires a seller to check a form of identification that establishes the age of a person purchasing a drug containing dextromethorphan, unless the seller reasonably believes that the purchaser is at least 25 years old based on the purchaser's outward appearance. A seller who violates these prohibitions is subject to a civil forfeiture of up to \$250 for each violation, and a person under the age of 18 who purchases a drug containing dextromethorphan without a prescription order is subject to a civil forfeiture of \$50 for each violation.

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:

4 **SECTION 1.** 100.70 of the statutes is created to read:

