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ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 1995 ASSEMBLY BILL 1076

March 26, 1996 - Offered by Representatives Robson, Dobyns and Bock.

AN ACT to amend 48.983 (5), 134.66 (4) (a) 1. and 134.66 (5) of the statutes;

relating to: the authority of counties, towns, villages and cities to enact ordinances regulating the purchase, possession, sale or giving of cigarettes and tobacco products.

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

Section 1. 48.983 (5) of the statutes is amended to read:

48.983 (5) A county, town, village or city may adopt enact an ordinance regulating the conduct regulated by this section only if it strictly conforms to purchase or possession of cigarettes or tobacco products by a child, if the ordinance is at least as strict as this section. A county ordinance adopted enacted under this section does not apply within any town, village or city that has adopted or adopts enacted or enacts an ordinance under this subsection.

SECTION 2. 134.66 (4) (a) 1. of the statutes is amended to read:

134.66 (4) (a) 1. In this paragraph, "violation" means a violation of sub. (2) (a),
(c), (cm), (d) or (e) or a local ordinance which strictly conforms to that is at least as
strict as sub. (2) (a), (c), (cm), (d) or (e).

SECTION 3. 134.66 (5) of the statutes is amended to read:

an ordinance regulating the conduct regulated by this section only if it strictly conforms to this section sale or free distribution of cigarettes and tobacco products to minors if the ordinance is at least as strict as this section. This section does not preclude a county, town, village or city from enacting an ordinance regulating the sale or free distribution of cigarettes and tobacco products to adults. A county ordinance adopted enacted under this subsection does not apply within any town, village or city that has adopted or adopts enacted or enacts an ordinance under this subsection.

14 (END)