



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 48

Assembly Amendment 1

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Under *current law*, no person may use, or possess with the primary intent to use, drug paraphernalia to manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, or store methamphetamine or a controlled substance analog of methamphetamine in violation of ch. 961, Stats. A person who violates this provision is guilty of a Class H felony, punishable by a fine not to exceed \$10,000 and a term of imprisonment and extended supervision not to exceed six years.

Assembly Bill 48 provides that whoever uses or possesses drug paraphernalia related to methamphetamine, as described above, while in the presence of a child who is 14 years of age or younger, is guilty of a Class G felony, punishable by a fine not to exceed \$25,000 and a term of imprisonment and extended supervision not to exceed 10 years.

Assembly Amendment 1 adds the offense created by the bill to the list of crimes against children set forth in ch. 948, Stats.

Legislative History

On April 6, 2005, the Assembly Committee on Criminal Justice and Homeland Security introduced Assembly Amendment 1 and recommended adoption of the amendment on a vote of Ayes, 8; Noes, 4. The committee also recommended passage of the bill, as amended, on a vote of Ayes, 8; Noes, 4.

AS:ksm