



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 786

**Assembly Substitute
Amendment 2**

Memo published: May 1, 2006

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Assembly Substitute Amendment 2 to 2005 Assembly Bill 786 prohibits charging a wholesale or retail price for motor vehicle fuel that: (1) grossly exceeds the price at which motor vehicle fuel is sold by another; or (2) grossly exceeds the average price at which motor vehicle fuel was sold in the 21-day period immediately preceding a sale of the motor vehicle fuel. The Department of Agriculture, Trade and Consumer Protection is required to promulgate a rule defining “grossly exceeds” for purposes of the prohibition. The Attorney General is directed to investigate violations of, and enforce, the prohibition.

The substitute amendment provides that any person who violates the prohibition is subject to a civil forfeiture of not less than \$100 or more than \$10,000 for each violation.

Legislative History

Assembly Substitute Amendment 2 was offered by Representatives Zepnick, Shilling, and Kerkman. The substitute amendment was adopted by the Assembly on a voice vote. Assembly Bill 786, as amended, was passed by the Assembly on a voice vote.

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