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LRB-0895/1 RLR:bjk:ph

## **2009 SENATE BILL 552**

February 22, 2010 – Introduced by Senators Hansen and Taylor, cosponsored by Representative Berceau. Referred to Committee on Ethics Reform and Government Operations.

 $AN\ ACT$  to create 945.01 (1) (f) and 945.01 (5) (b) 2. h. of the statutes; relating

to: consideration for the purpose of gambling.

## Analysis by the Legislative Reference Bureau

The Wisconsin Constitution and current statutory law prohibit gambling except for the state lottery, charitable bingo, charitable raffles, and pari-mutuel wagering. The statutory prohibition against gambling specifically prohibits an enterprise wherein, for consideration, a participant is given an opportunity to win a prize, the award of which is determined by chance. Consideration means something of value.

This bill specifies that an employee's referral of a potential customer to the employee's employer does not constitute consideration for purposes of the statutory prohibition against gambling.

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

- **Section 1.** 945.01 (1) (f) of the statutes is created to read:
- 4 945.01 (1) (f) An agreement under which an employee is given an opportunity
- 5 to win a prize, the award of which is determined by chance, in return for the employee
- 6 making a referral or identification described in s. 945.01 (5) (b) 2. h.

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SECTION 2.	945.01	(5) (b) 2	2. h. o	f the	statutes	is	created	to	read:

945.01 (5) (b) 2. h. An employee referring a person to the employee's employer to purchase goods or services from the employer, or identifying for the employer a person who may purchase goods or services from the employer, if the employee who makes the referral or identification is not compensated for the referral or identification.

7 (END)