



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-1683/1
MDK:wlj

2017 SENATE BILL 50

February 21, 2017 - Introduced by Senators CARPENTER and RISSER, cosponsored by Representatives BERNIER, KOLSTE, ZAMARRIPA, JACQUE, ANDERSON, BERCEAU, BILLINGS, YOUNG, C. TAYLOR and SARGENT. Referred to Committee on Agriculture, Small Business and Tourism.

1 **AN ACT** *to amend* 100.30 (6) (title); and *to create* 100.30 (6) (a) 10. and 100.30
2 (6) (e) of the statutes; **relating to:** the minimum sale price of prescription
3 drugs.

Analysis by the Legislative Reference Bureau

This bill exempts prescription drugs from the Unfair Sales Act. Under current law, the Unfair Sales Act or “minimum markup law” prohibits “loss leaders” or wholesale and retail sales of merchandise at a price below the cost of the merchandise to the seller. Under the bill, that prohibition does not apply to prescription drugs.

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.** 100.30 (6) (title) of the statutes is amended to read:
5 100.30 (6) (title) EXCEPTIONS; CONSTRUCTION.
6 **SECTION 2.** 100.30 (6) (a) 10. of the statutes is created to read:
7 100.30 (6) (a) 10. Merchandise is a prescription drug, as defined in s. 450.01
8 (20).

