State of Wisconsin
2023 - 2024 LEGISLATURE

LRB–3416/1
KP:amn

2023 ASSEMBLY BILL 451

September 28, 2023 – Introduced by Representatives GUSTAFSON, C. ANDERSON, ARMSTRONG, BEHNKE, BINSFELD, BODDEN, BRANDTJEN, CALLAHAN, DALLMAN, DONOVAN, GREEN, GUNDRUM, S. JOHNSON, KITCHENS, MADISON, MELOTIK, PLUMER, PRONSCHINSKE, RETTINGER, SCHMIDT, SCHRAA, SORTWELL, STEFFEN and WICHGERS, cosponsored by Senators KNODL, NASS, TOMCZYK and WANGGAARD. Referred to Committee on State Affairs.

AN ACT ***to amend*** 101.123 (3) (m) of the statutes; **relating to:** exempting tobacco bars from the public smoking ban.

Analysis by the Legislative Reference Bureau

This bill exempts tobacco bars that allow the smoking of only cigars and pipes from the general prohibition under current law against smoking in indoor locations. Current law defines a "tobacco bar" as a tavern that generates 15 percent or more of its annual gross income from the sale on the tavern premises, other than from a vending machine, of cigars and pipe tobacco. Under current law, tobacco bars that existed on June 3, 2009, are exempt from the general prohibition against smoking in indoor locations.

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

SECTION 1. 101.123 (3) (m) of the statutes is amended to read:

101.123 **(3)** (m) A tobacco bar ~~that is in existence on June 3, 2009, and~~ in which only the smoking of cigars and pipes is allowed.

(END)