

**ASSEMBLY AMENDMENT 32,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1**

March 14, 2002 – Offered by Representatives PLOUFF and SHILLING.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 156, line 9: after that line insert:

3 “**SECTION 267d.** 100.275 of the statutes is created to read:

4 **100.275 Mercury thermometers. (1)** Except as provided in sub. (2), no
5 manufacturer, wholesaler, or retailer may sell or give away a thermometer that
6 contains mercury.

7 **(2)** Subsection (1) does not apply to any of the following:

8 (a) A mercury thermometer used for food research and development or food
9 processing, including meat, dairy product, and pet food processing.

10 (b) A mercury thermometer used for the calibration of other thermometers,
11 apparatus, or equipment, unless a calibration standard that does not use mercury

1 is approved for that calibration by the National Institute of Standards and
2 Technology.

3 (c) A mercury thermometer that is a component of an agriculture climate
4 control system or industrial measurement system if the system is in use on the
5 effective date of this paragraph [revisor inserts date].

6 (d) A mercury thermometer that is a component of an agriculture climate
7 control system or industrial measurement system if a nonmercury alternative is not
8 available as a component of the system.

9 (e) An electronic thermometer that includes a battery that contains mercury,
10 if a person is not prohibited from selling that battery or offering that battery for sale
11 under s. 100.27.

12 **(3)** Any person who violates this section may be required to forfeit not more
13 than \$200 for each violation. Each sale or gift of a thermometer in violation of this
14 section constitutes a separate violation.”.

15 **2.** Page 445, line 5: after that line insert:

16 “(1v) SALE AND DISTRIBUTION OF MERCURY THERMOMETERS. The treatment of
17 section 100.275 of the statutes takes effect on the first day of the 7th month beginning
18 after publication.”.

19 (END)