

**2001 Jr2 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB1)**

Received: **03/13/2002**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Joe Plouff (608) 266-7683**

By/Representing: **himself**

This file may be shown to any legislator: **NO**

Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Trade Regulation - other**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Prohibiting the sale of mercury thermometers

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**Instructions:**

Draft AB 793 (sales of mercury thermometers) as an amendment to the JCF sub.

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rkite 03/13/2002	gilfokm 03/13/2002	pgreensl 03/14/2002	_____	lrb_docadmin 03/14/2002	lrb_docadmin 03/14/2002	

FE Sent For:

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/1	rkite 03/13/2002	lrb_editor 3/12 King	3/14 pg	3/14 sub.			
FE Sent For:				<END>			

2001

Date (time) needed soon

*RMK*

LRB b 2561,1

BUDGET AMENDMENT

NOT FOR COMPILE

RMK: King

See form AMENDMENTS — COMPONENTS & ITEMS.

January 2002 SPECIAL SESSION AMENDMENT  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1  
TO 2001 ASSEMBLY BILL 1

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

✓ #. Page 156, line 9: *after that line insert:*

~~#. Page . . . . , line . . . . :~~

~~#. Page . . . . , line . . . . :~~

~~#. Page . . . . , line . . . . :~~

~~#. Page . . . . , line . . . . :~~

~~#. Page . . . . , line . . . . :~~

# 2001 ASSEMBLY BILL 793

February 12, 2002 - Introduced by Representatives PLOUFF, WASSERMAN, GRONEMUS, BOYLE, SHILLING, MUSSER, RYBA, BOCK, OTT, F. LASEE, HUBER, POCAN, URBAN, MILLER and BERCEAU, cosponsored by Senators ROBSON, BURKE, COWLES, ROESSLER and WIRCH. Referred to Committee on Natural Resources.

1 AN ACT to create 100.275 of the statutes; relating to: the sale or distribution  
2 of mercury thermometers and providing a penalty.

*Analysis by the Legislative Reference Bureau*

Current law prohibits the sale of toys that contain elemental mercury. It also prohibits the sale of certain batteries containing mercury. With certain exceptions, this bill prohibits a manufacturer, wholesaler, or retailer from selling or giving away a mercury thermometer beginning on the first day of the 7th month after the bill is enacted. The exceptions to the prohibition authorize the sale of mercury thermometers used for food research and development or food processing, mercury thermometers used for the calibration of other thermometers or equipment, certain mercury thermometers that are components of agriculture climate control systems or industrial measurement systems, or electronic thermometers with batteries containing mercury, if the sale of those batteries is not otherwise prohibited under current law.

For further information see the *state and local* 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:*

3 " SECTION 100.275 of the statutes is created to read:

(d)  
2679.

**ASSEMBLY BILL 793**

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

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

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

7           (b) A mercury thermometer used for the calibration of other thermometers,  
8 apparatus, or equipment, unless a calibration standard that does not use mercury  
9 is approved for that calibration by the National Institute of Standards and  
10 Technology.

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

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

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

20           (3) Any person who violates this section may be required to forfeit not more  
21 than \$200 for each violation. Each sale or gift of a thermometer in violation of this  
22 section constitutes a separate violation. 2)

23           ~~SECTION 2. Effective date~~



ASSEMBLY BILL 793

✓ #. Page 445, line 5; after that line insert:

1  
2  
3

"(g) This act takes effect on the first day of the 7th month beginning after publication." The ~~creation~~ <sup>treatment</sup> of section 100.275 of the statutes (END)

CS <sup>CS</sup> Sale and distribution of mercury thermometers.