## 2001 DRAFTING REQUEST

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FE Sent For:

Received: 02/28/2001				Received by: jkreye				
Wanted: As time permits					Identical to LRB: 99-2439			
For: Jud	ith Robson (6	08) 266-2253			By/Representing: david			
This file	may be shown	to any legislato	r: NO		Drafter: jkreye			
May Cor	ntact:				Addl. Drafters:			
Subject:	Tax - ciş	garettes and t.	p <b>.</b>		Extra Copies:			
Submit v	via email: NO	•	•					
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No speci	ific pre topic gi	ven			,			
Topic:								
Permit re	equirements to	sell or manufac	ture cigaret	tes				
Instruc	tions:							
See Atta	ached							
Draftin	g History:						· <u> </u>	
Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required	
/?	jkreye 02/28/2001	jdyer 02/28/2001						
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Received: 02/28/2001	Received By: jkreye			
Wanted: As time permits	Identical to LRB: 99-2439			
For: Judith Robson (608) 266-2253	By/Representing: david			
This file may be shown to any legislator: NO	Drafter: jkreye			
May Contact:	Alt. Drafters:			
Subject: Tax - cigarettes and t.p.	Extra Copies:			
Pre Topic:				
No specific pre topic given				
Topic:				
Permit requirements to sell or manufacture cigarettes				
Instructions:				
See Attached				
Drafting History:				
<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofe</u>	ed Submitted Jacketed Required			
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TEP Count France				
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## 2001 DRAFTING REQUEST

Bill

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U AAAATTAA	d: 02/28/2001	
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Received By: jkreye

Wanted: As time permits

Identical to LRB: 99-2439

For: Judith Robson (608) 266-2253

By/Representing: david

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Alt. Drafters:

Subject:

Tax - cigarettes and t.p.

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Permit requirements to sell or manufacture cigarettes

**Instructions:** 

See Attached

**Drafting History:** 

Vers.

Drafted

Reviewed

Submitted

**Jacketed** 

Required

/? ikreye

FE Sent For:

<END>

2-28

Kreye, Joseph

From:

Austin, David

Sent:

Tuesday, February 27, 2001 4:39 PM

To:

Subject:

Kreye, Joseph Sen Robson - drafting request

Joseph:

I would like to submit two drafting requests on behalf of Senator Robson. One would be a redraft of 1999 LRB 2439/3, which you prepared for the Department of Revenue.

1999 - 2000 LEGISLATURE

1999 BILL

2-28-01

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AN ACT to repeal and recreate 139.34 (1) (c) of the statutes; relating to: the

requirements for a permit to sell or manufacture cigarettes.

Analysis by the Legislative Reference Bureau

Under current law, a state agency, such as the department of revenue (DOR), may not deny an application for a permit to perform certain activities if the applicant has been arrested or convicted of a crime, unless the circumstances of the arrest or the conviction relate substantially to the activity allowed by the permit.

Under current law, a person may not sell or manufacture cigarettes in this state unless that person has a permit issued by DOR. DOR may not issue the permit to a person who has been convicted of crimes related to prostitution or gambling, or crimes related to loaning money to a person who holds a permit to sell alcohol. DOR may not issue a cigarette sales or manufacturing permit to a person whose income is derived principally from gambling or to a person who is addicted to a controlled substance.

This bill eliminates the cigarette sales or manufacturing permit prohibitions related to gambling, prostitution, controlled substances and money lending. \*\* Instead, DOR may not issue a cigarette sales or manufacturing permit to a person who has been arrested or convicted of a crime, if the arrest or conviction relates substantially to the sale or manufacturing of cigarettes.

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

## $\mathbf{BILL}$

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SECTION 1	

1	SECTION 1. 139.34 (1) (c) of the statutes is repealed and recreated to read:
2	139.34 (1) (c) 1. Except as provided under subd. 2., no permit under this section
3	may be granted to any person to whom any of the following applies:
$\overline{\left(4\right)}$	a. Subject to ss. 111.321, 111.322, 111.335 (1) (a), (b) and (c) and 139.39 (3), the
5	person has been arrested, convicted of a misdemeanor, convicted of a felony, and has
6	not been pardoned for that felony or has been a habitual law offender.
7	b. The person is less than 18 years old.
8	2. If a corporation, as defined under s. 71.22 (1), has been convicted of a crime,
9	the corporation may obtain a permit under this paragraph if the corporation has
10	terminated its relationship with all the individuals whose actions directly
11	contributed to the conviction.
12	SECTION 2. Initial applicability.
13	(1) This act first applies to permit applications received by the department of
14	revenue on the effective date of this subsection

(END)

