

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 06/15/2001

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Keckhaver

This file may be shown to any legislator: NO

Drafter: isagerro

May Contact:

Addl. Drafters:

Subject: **Health - tobacco**
Trade Regulation - cigs/tobacco

Extra Copies: **DAK, RNK, MGG**

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN1044 7511

Topic:

Eliminate defense for tobacco retailer for selling tobacco products to minors (CN8520)

Instructions:

See Attached

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>
/?	isagerro 06/16/2001	csicilia 06/16/2001		_____			
/1			kfollet 06/16/2001	_____	lrb_docadmin 06/16/2001		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For:

<END>

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 06/15/2001

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Keckhaver

This file may be shown to any legislator: NO

Drafter: isagerro

May Contact:

Add. Drafters: *r Marchan*

Subject: **Health - tobacco
Trade Regulation - cigs/tobacco**

Extra Copies: **DAK, RNK, MGG**

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN1044 7511

Topic:

Eliminate defense for tobacco retailer for selling tobacco products to minors (CN8520)

Instructions:

See Attached

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>
/?	isagerro		<i>kjl 6/16</i>	<i>kjl/RS 6/16</i>			

FE Sent For:

<END>

60731

CN
1511

Agency: Corrections (?) - Tobacco Products
Fiscal Bureau Paper: None
Fiscal Bureau Motion: #348 - Local Enforcement of Youth Access To Tobacco Laws
Fiscal Effect: None

Eliminate the provision designed to insulate retailers from forfeitures or other sanctions as long as the retailer provides employee training to its employees.

LSR

CORRECTIONS -- JUVENILE CORRECTIONS

Tobacco Products

Motion:

Move to provide that if the retailer license holder offers proof that the retailer's employees have been provided training on the requirements of state law with regard to the sale of tobacco products to minors, the court would be required to remove the forfeiture and any related license suspension that would otherwise apply to the retailer license holder (but not the forfeiture imposed on the employee who sold the product to the minor).

Subject: Penalties to retailers for selling tobacco products to minors

008520

Prior Reference: Freestanding Motion #348, approved by Joint Finance on May 21
(copy attached)

Fiscal Effect: None

Existing LRB #: n/a

Amendment: Repeal Joint Finance action

1 SR

CN1044
SDC

Delete Freestanding Motion 348, which provides that if a retail license holder is held harmless if he or she offers proof that employees have been trained on the requirements of state law with regard to the sale of tobacco to minors.

CORRECTIONS -- JUVENILE CORRECTIONS

Tobacco Products

Motion:

Move to provide that if the retailer license holder offers proof that the retailer's employees have been provided training on the requirements of state law with regard to the sale of tobacco products to minors, the court would be required to remove the forfeiture and any related license suspension that would otherwise apply to the retailer license holder (but not the forfeiture imposed on the employee who sold the product to the minor).

LFB:.....Zimmerman - Tobacco retailer employee training

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1310, line 10: after that line insert:

3 **“SECTION 2814g.** 134.66 (3) (title) of the statutes is repealed and recreated to
4 read:

5 134.66 (3) (title) DEFENSES.

6 **SECTION 2814i.** 134.66 (3) (intro.) of the statutes is renumbered 134.66 (3) (a)
7 (intro.).

8 **SECTION 2814L.** 134.66 (3) (br) of the statutes is created to read:

9 134.66 (3) (br) Proof by a retailer that the act for which the retailer is being
10 prosecuted under sub. (2) (a) was committed by his or her agent or employee and that
11 the retailer provided training on the prohibitions under sub. (2) (a) to that agent or
12 employee is a defense to any prosecution for a violation of sub. (2) (a). The defense

1 is not available to a retailer who knowingly permits his or her agent or employee to
2 sell or provide for nominal or no consideration cigarettes or tobacco products to
3 individuals under the age of 18.”

4 **2.** Page 1815, line 25: after that line insert:

5 “(11tk) TOBACCO RETAILER DEFENSE. The treatment of section 134.66 (3) (title),
6 (intro.), and (br) of the statutes first applies to violations of section 134.66 (2) (a) of
7 the statutes committed on the effective date of this subsection.”

8

(END)

2001

Date (time) needed

SOON

LRB b 0731, 1

AMDT TO BUDGET SUB AMDT

ISR+RJM: gjs

See form AMENDMENTS — COMPONENTS & ITEMS.

SENATE AMENDMENT TO SENATE AMENDMENT TO SENATE SUBSTITUTE AMENDMENT 1, TO 2001 SENATE BILL 55

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

#. Page 939, line 17.: del. mat. beg. with that line and ending with page 940, line 4. ✓

#. Page 1416, line 14.: del. lines 14 to 16. ✓

#. Page, line:

#. Page, line:

#. Page, line:

#. Page, line:

[Handwritten scribble]

