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## WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

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<b>2003 Wisconsin Act 49</b> [2003 Senate Bill 4]	<b>Possession of Methamphetamine</b>
2003 Acts: <a href="http://www.legis.state.wi.us/2003/data/acts/">www.legis.state.wi.us/2003/data/acts/</a>	Act Memos: <a href="http://www.legis.state.wi.us/lc/act_memo/act_memo.htm">www.legis.state.wi.us/lc/act_memo/act_memo.htm</a>

2003 Wisconsin Act 49 amends the law relating to the possession of methamphetamine.

Under prior law, s. 961.41 (3g) (d), Stats., provided that a first conviction for the possession of methamphetamine would result in a fine of not more than \$5,000 or imprisonment for not more than one year or both (a misdemeanor) and a second or subsequent conviction for the possession of methamphetamine would result in a Class I felony. A Class I felony is punishable by a fine not to exceed \$10,000 or imprisonment, including extended supervision, not to exceed three years and six months or both.

Wisconsin Act 49 creates s. 961.41 (3g) (g), Stats., to provide that a person who possesses or attempts to possess methamphetamine is guilty of a Class I felony. In other words, under the Act, the first offense will no longer be treated as a misdemeanor.

**Effective Date:** The Act takes effect on September 3, 2003.

**Prepared by:** Ronald Sklansky, Senior Staff Attorney

September 22, 2003

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents.