

## 2005 ASSEMBLY BILL 467

June 9, 2005 – Introduced by Representative SCHNEIDER. Referred to Committee on Health.

1     **AN ACT** *to create* 450.087 of the statutes; **relating to:** gifts given or offered by  
2             prescription drug manufacturers and distributors to encourage practitioners to  
3             prescribe certain drugs and providing a penalty.

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### ***Analysis by the Legislative Reference Bureau***

This bill prohibits any person who manufactures or distributes prescription drugs (manufacturer) in this state from giving, or offering to give, anything of monetary value to any practitioner to encourage the practitioner to issue prescriptions for that manufacturer's drugs. Current law defines a practitioner to mean any person who is licensed in this state to prescribe and administer drugs or who is licensed in another state and recognized by this state as a person authorized to prescribe and administer drugs. The prohibition created under the bill does not apply to gifts given or offers made by a manufacturer to a practitioner who is a relative of that manufacturer or to product samples given by a manufacturer to a practitioner for delivery to a patient.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

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

