AN ACT to amend 100.26 (4m); and to create 100.55 of the statutes; relating to: prohibiting charging grossly excessive wholesale prices for motor vehicle fuel and providing a penalty.

Analysis by the Legislative Reference Bureau

This bill prohibits charging for motor vehicle fuel a wholesale price that grossly exceeds the wholesale price at which motor vehicle fuel is sold by another or that grossly exceeds the average wholesale price at which motor vehicle fuel was sold in the 12-month period immediately preceding a sale of the motor vehicle fuel. Under the bill, the attorney general investigates violations of, and enforces, the provisions of the bill.

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

SECTION 1. 100.26 (4m) of the statutes is amended to read:

100.26 (4m) Any person who violates s. 100.18 (10r) or 100.55 is subject to a civil forfeiture of not less than $100 nor more than $10,000 for each violation.
100.55 Grossly excessive wholesale prices for motor vehicle fuel prohibited. (1) In this section, “wholesale sale” means a sale of motor vehicle fuel to a buyer who intends to resell the motor vehicle fuel.

(2) No person may charge a price for a wholesale sale of motor vehicle fuel that grossly exceeds the price at which motor vehicle fuel is sold at wholesale by another or that grossly exceeds the average price at which motor vehicle fuel was sold at wholesale in the 12-month period immediately preceding a sale of the motor vehicle fuel.

(3) The attorney general shall investigate violations of, and enforce, this section.