



2009 ASSEMBLY BILL 154

March 19, 2009 – Introduced by Representatives BIES, BROOKS, BERCEAU, GOTTLIEB, KERKMAN, PETERSEN, POPE-ROBERTS, A. OTT, SMITH, SPANBAUER, TOWNSEND, ZEPNICK and ZIGMUNT, cosponsored by Senators LASSA, DARLING, A. LASEE, KEDZIE, LAZICH, LEHMAN, OLSEN, RISSER and TAYLOR. Referred to Committee on Public Health.

1 **AN ACT** *to amend* 254.92 (2m) (intro.) of the statutes; **relating to:** prohibiting
2 purchase of tobacco products on behalf of, or to provide to, a minor and
3 providing penalties.

Analysis by the Legislative Reference Bureau

Currently, under the laws relating to public health, purchasing cigarettes on behalf of, or to provide to, a minor is punishable by a forfeiture of not more than \$500 for a violation that is not committed within 30 months of a previous violation; a fine of not more than \$500 or imprisonment for not more than 30 days, or both, for a violation that is committed within 30 months of a previous violation; a fine of not more than \$1,000 or imprisonment for not more than 90 days, or both, for a violation that is committed within 30 months of two previous violations; and a fine of not more than \$10,000 or imprisonment for not more than nine months, or both, for a violation that is committed within 30 months of three previous violations.

This bill expands the prohibition on purchasing cigarettes on behalf of, or to provide to, a minor, to include purchasing tobacco products for the same purpose.

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.

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

