



## WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

**2015 Wisconsin Act 264**  
[2015 Assembly Bill 658]

**Drug Test Masking Agents**

2015 Wisconsin Act 264 (the Act) prohibits the use, possession, manufacture, distribution, and advertisement of any masking agent. A masking agent is any substance or device that is intended to defraud, circumvent, interfere with, or provide a substitute for a bodily fluid in conjunction with a lawfully administered drug test.

Under the Act, a person who uses a masking agent, or possesses a masking agent with the intent to use it, is subject to a fine up to \$500, imprisonment for 30 days, or both.

A person who delivers a masking agent or manufactures a masking agent with the intent to deliver it is subject to a fine up to \$1,000, imprisonment for up to 90 days, or both.

A person who advertises a masking agent for sale may be fined up to \$500, imprisoned for up to 30 days, or both.

*Effective date:* March 19, 2016

*Prepared by:* Mary Matthias, Principal Attorney

March 22, 2016

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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 at the Legislature's Web site at: <http://www.legis.wisconsin.gov>.