



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-0377/P2  
KP:kjf

DOA:.....Bollhorst, BB0084 - Indoor E-Cigarette Use

**FOR 2021-2023 BUDGET -- NOT READY FOR INTRODUCTION**

AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**SAFETY AND PROFESSIONAL SERVICES**

**BUILDINGS AND SAFETY**

***Use of vapor products in indoor locations***

This bill specifies that the general prohibition under current law against smoking in indoor locations includes inhaling or exhaling vapor from a “vapor product.” Under the bill, a “vapor product” is a noncombustible product that produces vapor or aerosol for inhalation from the application of a heating element to a liquid or other substance. The prohibition applies to vapor products regardless of whether they contain nicotine.

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

**SECTION 1.** 101.123 (1) (h) (intro.) of the statutes is amended to read:

101.123 (1) (h) (intro.) “Smoking” means burning any of the following:

1m. Burning or holding, or inhaling or exhaling smoke from, any of the following items containing tobacco:

**SECTION 2.** 101.123 (1) (h) 1. of the statutes is renumbered 101.123 (1) (h) 1m.

a.

**SECTION 3.** 101.123 (1) (h) 2. of the statutes is renumbered 101.123 (1) (h) 1m.

b.

**SECTION 4.** 101.123 (1) (h) 2m. of the statutes is created to read:

101.123 (1) (h) 2m. Inhaling or exhaling vapor from a vapor product.

**SECTION 5.** 101.123 (1) (h) 3. of the statutes is renumbered 101.123 (1) (h) 1m.

c.

**SECTION 6.** 101.123 (1) (h) 4. of the statutes is renumbered 101.123 (1) (h) 1m.

d.

**SECTION 7.** 101.123 (1) (k) of the statutes is created to read:

101.123 (1) (k) 1. "Vapor product" has the meaning given in s. 139.75 (14).

**(END)**