



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2005 Wisconsin Act 263
[2005 Assembly Bill 48]

**Use or Possession of
Methamphetamine Drug
Paraphernalia in the
Presence of a Minor**

Under current law, any person who uses or possesses drug paraphernalia related to methamphetamine is guilty of a Class H felony, punishable by a fine not to exceed \$10,000 and a term of imprisonment and extended supervision not to exceed six years. *2005 Wisconsin Act 263* provides that whoever uses or possesses drug paraphernalia related to methamphetamine while in the presence of a child who is 14 years of age or younger is guilty of a Class G felony, punishable by a fine not to exceed \$25,000 and a term of imprisonment and extended supervision not to exceed 10 years. Drug paraphernalia related to methamphetamine is drug paraphernalia used to, or possessed with the primary intent to use to, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, or store methamphetamine or a controlled substance analog of methamphetamine in violation of ch. 961, Stats.

Effective Date: Act 263 took effect on April 20, 2006.

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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.state.wi.us/>.