



2001 SENATE BILL 216

July 5, 2001 – Introduced by Senator ROBSON, cosponsored by Representative M. LEHMAN, by request of the Department of Revenue. Referred to Committee on Universities, Housing, and Government Operations.

1 **AN ACT** *to repeal and recreate* 139.34 (1) (c) of the statutes; **relating to:** the
2 requirements for a permit to sell or manufacture cigarettes.

Analysis by the Legislative Reference Bureau

Under current law, a state agency, such as the department of revenue (DOR), may not deny an application for a permit to perform certain activities if the applicant has been arrested or convicted of a crime, unless the circumstances of the arrest or the conviction relate substantially to the activity allowed by the permit.

Under current law, a person may not sell or manufacture cigarettes in this state unless that person has a permit issued by DOR. DOR may not issue the permit to a person who has been convicted of crimes related to prostitution or gambling, or crimes related to loaning money to a person who holds a permit to sell alcohol. DOR may not issue a cigarette sales or manufacturing permit to a person whose income is derived principally from gambling or to a person who is addicted to a controlled substance.

This bill eliminates the cigarette sales or manufacturing permit prohibitions related to gambling, prostitution, controlled substances, and money lending. Instead, DOR may not issue a cigarette sales or manufacturing permit to a person who has been arrested or convicted of a crime, if the arrest or conviction relates substantially to the sale or manufacturing of cigarettes.

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

