



## 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.

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### *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.

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

