



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-4618/1
KP:ahe

2017 BILL

1 **AN ACT** *to create* 100.70 of the statutes; **relating to:** prohibiting the sale of
2 dextromethorphan without a prescription to persons under 18 and providing a
3 penalty.

Analysis by the Legislative Reference Bureau

This bill provides that a drug containing dextromethorphan, which is a common ingredient in over-the-counter cough medicine, may not be sold at retail to a person who is under the age of 18 if that person does not have a prescription order for the drug. The bill also requires a seller to check a form of identification that establishes the age of a person purchasing a drug containing dextromethorphan, unless the seller reasonably believes that the purchaser is at least 25 years old based on the purchaser's outward appearance. A seller who violates these prohibitions is subject to a civil forfeiture of up to \$250 for each violation, and a person under the age of 18 who purchases a drug containing dextromethorphan without a prescription order is subject to a civil forfeiture of \$50 for each violation.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

4 **SECTION 1.** 100.70 of the statutes is created to read:

