



**ASSEMBLY AMENDMENT 2,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 253**

May 13, 2009 – Offered by Representative KESTELL.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 10, line 11: after “establishments” insert “, except as provided in sub.  
(3) (k)”.

3 **2.** Page 13, line 24: after that line insert:

4 “**SECTION 65g.** 101.123 (3) (k) of the statutes is created to read:

5 101.123 (3) (k) A room in a lodging establishment that has been designated as  
6 a room where smoking is allowed, as provided under sub. (3m).”.

7 **3.** Page 14, line 5: after that line insert:

8 “**SECTION 66r.** 101.123 (3m) of the statutes is created to read:

9 101.123 (3m) LODGING. (a) Except as provided in par. (b), the owner of a lodging  
10 establishment may designate not more than 25 percent of the guest rooms in the  
11 lodging establishment as guest rooms in which smoking is permitted.

