



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2009 Wisconsin Act 354
[2009 Senate Bill 552]

**Consideration for the
Purpose of Gambling**

2009 Wisconsin Act 354 amends the statutes with respect to the payment of consideration for the purpose of gambling.

In Wisconsin, gambling consists of the elements of consideration (for example, the payment of a charge or fee), chance (even if accompanied by some skill), and a prize.

Act 354 provides that the term “consideration” does not include a situation in which an employee refers a person to the employee’s employer to purchase goods or services from the employer, or identifies for the employer a person who may purchase goods or services from the employer, if the employee who makes the referral or identification is not compensated for these actions. Thus, gambling does not occur under an agreement between an employee and an employer that provides the employee an opportunity to win a prize in return for the employee making a referral or identification of potential customers.

Effective date: The Act took effect on May 28, 2010.

Prepared by: Ronald Sklansky, Senior Staff Attorney

June 9, 2010

RS:ty

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/>.