

City of Mauston
Ordinance No. 2026-2084
Adding Ordinance Regarding Prohibition of Possession of Synthetic Cannabinoids
Chapter 26 Offenses and Miscellaneous Provisions, Article I, Sec 26-8

The Common Council of the City of Mauston, Juneau County, Wisconsin, does hereby add and ordain Chapter 26, Article I, Section 26-8 of the City of Mauston Code of Ordinances as follows:

Sec 26-8 – Prohibition of Possession of Synthetic Cannabinoids

DEFINITIONS: In this ordinance the following definitions are included and incorporated by reference as follows:

“Synthetic Cannabinoid” includes all controlled substances defined under section 961.14(4)(tb) of the Wisconsin Statutes, or an analog of those controlled substances.

HEMP-DERIVED CANNABOID REGULATIONS:

- (a) In this subsection, hemp-derived cannabinoid constitutes one of the many intoxicating cannabinoids found in the cannabis plant or a synthetic version thereof.
 1. A cannabinoid other than delta-9 tetrahydrocannabinol (THS), or an isomer derived from such cannabinoid (delta-8, delta-10 THC, hexahydrocannabinol (HHS), HHC-O, THCA, THC-O, THCP, THC: or
 2. A hemp-derived product containing delta-9 tetrahydrocannabinol in a concentration of .03 percent or less
 3. Does not include non-intoxicating cannabinoids, including cannabidiol (CBD), which is an active ingredient in cannabis, but does not cause intoxication by itself, is not addictive, and does not contain other isomers as listed above.
- (b) It shall be illegal for a person under the age of twenty-one (21) to possess or use any amount of a hemp-derived cannabinoid including delta-8 THC, delta 10 THC, HHC, HHC-O, THCA, THC-O, THCP, or THCV except as specifically allowed by Wisconsin law.
- (c) It shall be illegal to sell or deliver any hemp-derived cannabinoid product containing delta-8 THC, delta 10 THC, HHC, HHC-O, THCA, THC-O, THCP, or THCV to any person under the age of twenty-one (21) years, except as specifically allowed by Wisconsin law.
- (d) It shall be illegal to sell or deliver any hemp-derived cannabinoid product containing delta-8 THC, delta 10 THC, HHC, HHC-O, THCA, THC-O, THCP, or THCV to a person without having first verified their age by having the purchaser present a valid State, Federal, Tribal or Municipal issued photo identification.
- (e) Hemp-derived cannabinoids shall not be sold within 750 feet of a hospital, church, or youth-serving organization such as, but not limited to: child care centers, pre-schools, public or parochial schools, tribal schools, playgrounds, city or county parks, sporting arenas, or organizations with specific interest to serve children (Boys and Girls Club, YMCA, Head Start, etc.) The distance shall be measured by the shortest route along a designated roadway or walking path from the main entrance of the

youth-serving business/organization to the premises selling hemp-derived cannabinoid products. The prohibition in this section does not apply to business selling hemp-derived cannabinoids prior to April 28, 2026.

(f) Signs, notices and displays:

1. A retailer of hemp-derived cannabinoids shall conspicuously post a sign in each area within their premises where any hemp-derived cannabinoid products are sold to consumers stating that the sale of any such product to any person under the age of twenty-one (21) is unlawful under this section.
 - a. Hemp-derived products shall not be sold from a vending machine or similar device.
2. Products containing hemp-derived cannabinoid shall be displayed from behind a sales or service counter so that no person may access it without assistance by an establishment employee.
 - a. Beverages containing hemp-derived cannabinoids may be displayed in a cooler, which is not behind a sales or service counter. Such beverages shall be subject to the same age verification process set forth in subsection (d) of this ordinance.
 1. Beverages containing hemp-derived cannabinoids may be stored or displayed outside of an enclosed cooler only when they are in sealed cases, cartons, or multipack packaging. Single cans, bottles or other individual containers are not permitted to be stored, displayed, or kept outside the enclosed cooler at any time.

(g) The penalty provisions of Chapter 1, Article II shall apply.

This ordinance shall take effect upon passage and publication.

APPROVED:

ATTEST:

Darryl D.D. Teske, Mayor

Daron Haugh, Administrator

- Date of Plan Commission Recommendation (if applicable): _____
- Date of Public Hearing (if applicable): _____
- Date of Readings: _____
- Date of Adoption: _____
- Votes: _____
 - Ayes ___ Nays ___ Absent ___ Abstention _____
- Date of Publication: _____