



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2003 Assembly Bill 35

**Assembly
Amendments 1, 2, and 3**

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Current law provides that no adult may knowingly permit or fail to take action to prevent the illegal consumption of alcohol beverages by an underage person on premises owned by the adult or under the adult's control. "Premises" is defined as the area described in a license to sell alcohol beverages issued by a municipal governing body or in a permit issued by the Department of Revenue. This provision does not apply to alcohol beverages used exclusively as part of a religious service.

Assembly Bill 35 provides that no adult may knowingly permit or fail to take action to prevent the illegal consumption of alcohol beverages by an underage person on property owned by the adult or under the adult's control.

Assembly Amendment 1 specifies that property includes any premises.

Assembly Amendment 2 inserts "knowingly" before "fail to take action to prevent."

Assembly Amendment 3 provides that the provisions of the bill do not apply to alcohol consumed by an underage person in the presence of his or her parent, guardian, or legal custodian. It should be noted that, under current law, an underage person may possess or consume alcohol if the person is accompanied by his or her parent, guardian, or spouse who has attained the legal drinking age.

Assembly Amendments 1, 2, and 3 were unanimously recommended for adoption by the Assembly Committee on Criminal Justice on June 11, 2003. The committee also unanimously recommended passage of the bill, as amended.

AS:rv