

2011 DRAFTING REQUEST

Bill

Received: **01/13/2011**

Received By: **agary**

Wanted: **As time permits**

Companion to LRB:

For: **Glenn Grothman (608) 266-7513**

By/Representing:

May Contact:

Drafter: **agary**

Subject: **Beverages**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Grothman@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Closing hours for class A retailers

Instructions:

See attached; wants both types of class A retailers to be able to sell alcohol beginning at 6:00 am instead of 8:00 am

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	agary 01/18/2011	edt_sbasford 01/24/2011	rschluet 01/24/2011	_____	mbarman 01/24/2011	lparisi 03/17/2011	

FE Sent For: *None*

<END>

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Received: 01/13/2011

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Wanted: **As time permits**

Companion to LRB:

For: **Joseph Leibham (608) 266-2056**

By/Representing: **Jeff Weigand**

May Contact:

Drafter: **agary**

Subject: **Beverages**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Leibham@legis.wisconsin.gov**

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/?	agary	1 SBB 1/24 jld		_____	_____		

FE Sent For:

<END>

Gary, Aaron

From: Gary, Aaron
Sent: Thursday, January 13, 2011 1:11 PM
To: Weigand, Jeffrey
Subject: Alcohol "closing hours"

Jeff,

1. In general, a retailer operating under a Class "B," "Class B," or "Class C" retail license (a tavern, bar, or restaurant) may be open between 6:00 am and 2:00 am. (There are some exceptions.) A municipality cannot vary these hours.

2. A retailer operating under a Class "A" retail license (liquor stores or grocery stores selling beer) may sell beer between 8:00 am and midnight, but a municipality may establish more limited hours for these retailers. A retailer operating under a "Class A" retail liquor license (liquor stores or grocery stores selling wine or spirits) may sell wine or distilled spirits between 8:00 am and 9:00 pm. The statutes are not clear whether a municipality can establish more limited hours for these "Class A" retailers, but probably they can.

Let me know how you want these changed. Thanks. Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

Class A's = change

8:00 AM to

6:00 AM for both

1/13

He from Jeff

6-2056

don't worry about
local ordinances -
don't treat that
part



1/18



SBB

+

JLD

2011 BILL

4

Gen Cont

1 AN ACT ...; relating to: closing hours for certain alcohol beverage retailers. ✓

Analysis by the Legislative Reference Bureau

Under current law, with limited exceptions, no person may sell alcohol beverages to a consumer unless the seller possesses a license or permit authorizing the sale. ✓ A Class "A" license authorizes the retail sale of fermented malt beverages (beer), ✓ in original packages, for consumption off the licensed premises. ✓ A "Class A" license authorizes the retail sale of intoxicating liquor, including wine, in original packages, for consumption off the licensed premises. ✓ A retailer operating under a Class "A" license may not sell beer ✓ between midnight and 8:00 a.m., ✓ although a municipality may, by ordinance, impose more restrictive "closing hours" than these. ✓ "Class A" retail premises may not remain open for the sale of intoxicating liquor ✓ between the hours of 9:00 p.m. and 8:00 a.m. ✓

This bill changes the morning closing hours for Class "A" and "Class A" retailers from 8:00 a.m. to 6:00 a.m., so that a Class "A" retailer may sell beer from 6:00 a.m. until midnight unless the municipality in which it is located establishes more restrictive closing hours, and a "Class A" retailer may sell intoxicating liquor from 6:00 a.m. until 9:00 p.m. ✓

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

2 SECTION 1. 125.32 (3) (b) of the statutes is amended to read: ✓

BILL

SECTION 1

1 125.32 (3) (b) Class "A" premises may remain open for the conduct of their
 2 regular business but may not sell fermented malt beverages between 12 midnight
 3 and ~~8~~ [✓]6 a.m. Subsection (2) does not apply to Class "A" premises between 12
 4 midnight and ~~8~~ [✓]6 a.m. or at any other time during which the sale of fermented malt
 5 beverages is prohibited by a municipal ordinance adopted under par. (d).

History: 1981 c. 79; 1983 a. 27, 74, 192, 452; 1985 a. 28, 33, 227, 317; 1987 a. 27, 121; 1989 a. 253; 1991 a. 28, 39, 315; 1993 a. 112; 1995 a. 320; 2007 a. 3, 9, 20; 2009 a. 128.

6 **SECTION 2.** 125.68 (4) (b) of the statutes is amended to read:

7 125.68 (4) (b) "*Class A*" retailers. No premises for which a "Class A" license or
 8 permit has been issued may remain open for the sale of intoxicating liquor between
 9 the hours of 9 p.m. and ~~8~~ [✓]6 a.m.

History: 1981 c. 79, 158, 202; 1983 a. 74; 1983 a. 189 s. 329 (6); 1983 a. 203 s. 47; 1983 a. 349; 1985 a. 28, 221, 317; 1987 a. 27, 121, 399; 1989 a. 30, 253; 1991 a. 28, 39; 1993 a. 27, 112; 1995 a. 27 s. 9126 (19); 1997 a. 283; 2001 a. 16, 109; 2005 a. 25, 268; 2007 a. 3; 2007 a. 20 s. 9121 (6) (a); 2007 a. 85; 2009 a. 28, 128, 302.

10

(END)

Gary, Aaron

From: Julian, Jamie
Sent: Thursday, January 27, 2011 1:39 PM
To: Gary, Aaron
Subject: RE: Draft review: LRB 11-1044/1 Topic: Closing hours for class A retailers
Thanks. That is correct.

Sincerely,
Jamie Julian
Legislative Aide
Office of Senator Grothman

(800) 662-1227
(608) 266-7513

From: Gary, Aaron
Sent: Monday, January 24, 2011 2:58 PM
To: Grothman, Glenn
Cc: Weigand, Jeffrey
Subject: FW: Draft review: LRB 11-1044/1 Topic: Closing hours for class A retailers

Senator Grothman,
I was asked by Sen. Leibham's office to forward this draft to you. I understand you will be taking over this request.

Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Barman, Mike
Sent: Monday, January 24, 2011 2:40 PM
To: Gary, Aaron
Subject: Draft review: LRB 11-1044/1 Topic: Closing hours for class A retailers

Draft Requester: Joseph Leibham

Following is the PDF version of draft LRB 11-1044/1.

1/27/2011

Barman, Mike

From: Barman, Mike
Sent: Friday, February 04, 2011 1:49 PM
To: Julian, Jamie
Cc: Sen.Grothman
Subject: Requested PDF's (attached)

Attachments: 11-0555/1; 11-1044/1



11-05551.pdf (33
KB)



11-10441.pdf (32
KB)

Mike Barman (Lead Program Assistant)
State of Wisconsin - Legislative Reference Bureau
Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov

Parisi, Lori

From: Julian, Jamie
Sent: Thursday, March 17, 2011 9:52 AM
To: LRB.Legal
Subject: Draft Review: LRB 1044/1 Topic: Closing Hours for Certain Alcohol Beverage Retailers

Please Jacket LRB 1044/1 for the SENATE.