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## State of Misconsin 2011 - 2012 LEGISLATURE



## **2011 ASSEMBLY BILL 63**

March 28, 2011 – Introduced by Representatives Wynn, Thiesfeldt, Krug, Ziegelbauer, Van Roy, LeMahieu and Kaufert, cosponsored by Senators Grothman, Leibham and Cowles. Referred to Committee on Homeland Security and State Affairs.

1 AN ACT *to amend* 125.32 (3) (b) and 125.68 (4) (b) of the statutes; **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:

## **ASSEMBLY BILL 63**

<b>SECTION 1.</b> 125.32 (3) (b) of the statutes is amended to read:
125.32 (3) (b) Class "A" premises may remain open for the conduct of their
regular business but may not sell fermented malt beverages between 12 midnight
and $-8-6$ a.m. Subsection (2) does not apply to Class "A" premises between 12
midnight and $-8-\underline{6}$ a.m. or at any other time during which the sale of fermented malt
beverages is prohibited by a municipal ordinance adopted under par. (d).
<b>SECTION 2.</b> 125.68 (4) (b) of the statutes is amended to read:
125.68 (4) (b) "Class A" retailers. No premises for which a "Class A" license or
permit has been issued may remain open for the sale of intoxicating liquor between
the hours of 9 p.m. and -8- 6 a.m.

(END)