

## 2013 DRAFTING REQUEST

### Bill

Received: 12/11/2012 Received By: rkite  
Wanted: As time permits Same as LRB:  
For: Garey Bies (608) 266-5350 By/Representing: Tyler Sivret  
May Contact: Drafter: rkite  
Subject: Nat. Res. - parks and forestry Addl. Drafters:  
Extra Copies: ARG

Submit via email: YES  
Requester's email: Rep.Bies@legis.wisconsin.gov  
Carbon copy (CC) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Alcohol sales in Peninsula State Park

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### Instructions:

Allow alcohol sales in Peninsula State Park

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### 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>
/?	rkite 12/13/2012			_____			
/1		scalvin 1/4/2013	rschluet 1/4/2013	_____	srose 1/4/2013	mbarman 1/24/2013	

FE Sent For:

→ Not Needed

<END>

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/? rkite

11 SAC  
01/04/13

4/13  
<END>

FE Sent For:

## Kite, Robin

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**From:** Gary, Aaron  
**Sent:** Tuesday, December 11, 2012 12:23 PM  
**To:** Tradewell, Becky; Kite, Robin; Gibson-Glass, Mary  
**Subject:** FW: Alcohol Sales in Pennisula State Park

Please see email chain below. Not sure who wants the DNR part of this, but when you decide can you let me know?

The state, as the sovereign authority, can sell alcohol without a license. It is usually a policy decision of the agency that manages the state property to determine whether the state will allow alcohol sales on that property. This is how the UW-Madison Union is able to sell beer. The state has also provided alcohol at the DNR's Folklore Village site, at the state fairgrounds, and I believe on occasion in the Capitol. The primary problem here seems to be a DNR rule and I think there are a couple of options to address it, but I think it will primarily be a DNR draft.

Thanks. Aaron

---

**From:** Sivret, Tyler  
**Sent:** Tuesday, December 11, 2012 12:05 PM  
**To:** Gary, Aaron  
**Subject:** RE: Alcohol Sales in Pennisula State Park

It's owned by the state, run by a private vendor I believe, but I'll confirm.

NR 45.13(10)(c) specifically states: Alcoholic beverages may not be possessed or consumed on the golf course or in the clubhouse at Peninsula state park.

The DNR is currently in the process of allowing it to be sold, but that would take 2 years apparently. We want to get this done by April.

Thank you,  
Tyler

---

Tyler Sivret  
Legislative Assistant  
1st Assembly District  
Office Phone: 608-266-5350

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**From:** Gary, Aaron  
**Sent:** Tuesday, December 11, 2012 11:57 AM  
**To:** Sivret, Tyler  
**Subject:** RE: Alcohol Sales in Pennisula State Park

Hi Tyler,

I'll need a little more information. The state already has authority to allow alcohol sales on state property. Do you know if the golf course is owned and controlled by the state? Is it private property? Is it state owned but operated by a private vendor?

At first blush, it seems that there is authority under current law for alcohol sales (either under the state's sovereign authority or by obtaining a local license). Can you provide any more information as to why you believe the legislation is needed?

Thanks. Aaron

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

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**From:** Sivret, Tyler  
**Sent:** Friday, December 07, 2012 4:05 PM  
**To:** Gary, Aaron  
**Subject:** Alcohol Sales in Penninsula State Park

Good Afternoon,

We would like to do a bill to allow alcohol sales in Peninsula State Park Golf Course.

Thank you,  
Tyler Sivret

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Tyler Sivret  
Legislative Assistant  
1st Assembly District  
Office Phone: 608-266-5350



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0796

RNK:.)....

JAN 8  
(cont)

RM  
rev

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

2013 BILL

In  
12/13

1 AN ACT ...; relating to: alcohol sale, possession, and consumption at Peninsula  
2 State Park.

***Analysis by the Legislative Reference Bureau***

Under rules promulgated by the Department of Natural Resources (DNR), a person may not possess or consume alcohol beverages on a golf course or clubhouse in Peninsula State Park. This bill requires DNR to allow a person with whom it contracts for the operation of a golf course or clubhouse in Peninsula State Park to sell alcohol beverages on the golf course or at the clubhouse and to allow others to possess and consume those alcohol beverages on the golf course or at the clubhouse.

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

3 SECTION 1. 27.01 (18) of the statutes is created to read:

4 27.01 (18) ALCOHOL SALES IN PENINSULA STATE PARK. The department shall allow  
5 a person with whom it contracts for the operation of a golf course or a golf clubhouse  
6 in Peninsula State Park to sell alcohol beverages on the golf course or in the golf  
7 clubhouse and shall allow users of the golf course or golf clubhouse who are at least

1 21 years of age to possess and consume those alcohol beverages. In the contract  
2 described under this subsection, the department may impose restrictions on the sale  
3 of alcohol beverages that are consistent with the restrictions imposed upon Class “B”  
4 licensees and “Class B” licensees under chapter 125.

5 (END)

## Kite, Robin

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**From:** Sivret, Tyler  
**Sent:** Tuesday, December 11, 2012 2:38 PM  
**To:** Kite, Robin  
**Subject:** FW: Alcohol Sales in Penninsula State Park

Forgot to hit reply all

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Tyler Sivret  
Legislative Assistant  
1st Assembly District  
Office Phone: 608-266-5350

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**From:** Sivret, Tyler  
**Sent:** Tuesday, December 11, 2012 2:36 PM  
**To:** Gary, Aaron  
**Subject:** RE: Alcohol Sales in Penninsula State Park

I've confirmed that It is state owned, leased to a private vendor.

Thank you,  
Tyler

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Tyler Sivret  
Legislative Assistant  
1st Assembly District  
Office Phone: 608-266-5350

---

**From:** Gary, Aaron  
**Sent:** Tuesday, December 11, 2012 1:27 PM  
**To:** Sivret, Tyler  
**Cc:** Kite, Robin  
**Subject:** RE: Alcohol Sales in Penninsula State Park

Thanks Tyler. I'll be working with Robin Kite on this draft. Can you please let us know when you confirm (or not) that the course/clubhouse is run by a private vendor under contract with DNR? Thanks. Aaron

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

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Tyler Sivret  
Legislative Assistant  
1st Assembly District  
Office Phone: 608-266-5350

**Parisi, Lori**

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**From:** Sivret, Tyler  
**Sent:** Thursday, January 24, 2013 10:55 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -0796/1 Topic: Alcohol sales in Peninsula State Park

Please Jacket LRB -0796/1 for the ASSEMBLY.