



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2017 Assembly Bill 275

**Assembly
Amendment 1**

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2017 ASSEMBLY BILL 275

Current law prohibits an adult from knowingly permitting or failing to take action to prevent the illegal consumption of alcohol beverage by an underage person on premises owned or controlled by the adult. As defined in ch. 125, Stats., and interpreted by the courts, “premises” means an area described in a license or permit to sell alcohol beverages. [ss. 125.02 (14m) and 125.067 (1) (a) 3., Stats.; *Nichols v. Progressive Northern Ins. Co.*, 2008 WI 20.]

2017 Assembly Bill 275 expands the scope of the prohibition to make it applicable on any property that is one of the following:

- Owned and occupied by an adult who knowingly permits or fails to take action to prevent the illegal consumption.
- Occupied by such an adult and under the adult’s control.

ASSEMBLY AMENDMENT 1

Assembly Amendment 1 clarifies the application of the prohibition with respect to lodging establishments.¹ Specifically, under the amendment, the prohibition applies to a lodging establishment only if the adult has furnished payment of security for the lodging.

¹ The amendment defines “lodging establishment” to mean a bed and breakfast establishment, hotel, tourist rooming house, or campground. “Bed and breakfast establishment,” “hotel,” and “tourist rooming house” are further defined in s. 97.01, Stats.

BILL HISTORY

Representative Jacque offered Assembly Amendment 1 on May 19, 2017. On May 24, 2017, the Assembly Committee on State Affairs voted to recommend adoption of Assembly Amendment 1 on a vote of Ayes, 14; Noes, 0, and voted to recommend passage of the bill, as amended, on a vote of Ayes, 12; Noes, 2.

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