



State of Wisconsin
1997 - 1998 LEGISLATURE

LRBs0509/1
PEN:kmg&kaf:lp

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1997 ASSEMBLY BILL 649**

March 17, 1998 - Offered by COMMITTEE ON STATE AFFAIRS.

1 **AN ACT** *to renumber and amend* 125.26 (6); and *to create* 125.26 (6) (b) of the
2 statutes; **relating to:** specifying the operations of temporary Class "B" licenses
3 issued for county fairs.

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

4 **SECTION 1.** 125.26 (6) of the statutes is renumbered 125.26 (6) (a) and amended
5 to read:

6 125.26 (6) (a) Temporary Class "B" licenses may be issued to bona fide clubs,
7 to ~~county or~~ local fair associations or agricultural societies, to churches, lodges or
8 societies that have been in existence for at least 6 months before the date of
9 application ~~and, to posts of veterans' organizations authorizing and, subject to par.~~
10 (b), to county fair organizations. A temporary Class "B" license authorizes the sale
11 of fermented malt beverages at a particular picnic or similar gathering, at a meeting
12 of the post, or during a fair conducted by the fair association or agricultural society.

1 The amount of the fee for the license shall be determined by the municipal governing
2 body issuing the license but may not exceed \$10. An official or body authorized by
3 a municipal governing body to issue temporary Class "B" licenses may, upon
4 issuance of any temporary Class "B" license, authorize the licensee to permit
5 underage persons to be on the premises for which the license is issued. A license
6 issued to a county or district fair licenses the entire fairgrounds where the fair is
7 being conducted and all persons engaging in retail sales of fermented malt beverages
8 from leased stands on the fairgrounds. The county or district fair to which the license
9 is issued may lease stands on the fairgrounds to persons who may engage in retail
10 sales of fermented malt beverages from the stands while the fair is being held. A
11 municipal governing body may issue a temporary Class "B" license for premises that
12 are covered by a "Class B" permit issued under s. 125.51 (5) (b) 2. if the applicant
13 meets the requirements of this subsection.

14 **SECTION 2.** 125.26 (6) (b) of the statutes is created to read:

15 125.26 (6) (b) A county fair to which a temporary Class "B" license is issued or,
16 for a stand leased from the county fair for the sale on the fairgrounds of fermented
17 malt beverages, the county fair's lessee shall do all of the following while fermented
18 malt beverages are sold or consumed:

19 1. Maintain, at each entrance and exit to an area in which fermented malt
20 beverages are sold or consumed, at least one person who has attained the legal
21 drinking age who shall inspect the proof of age of each person entering the area.
22 Between the hours of 6 p.m. Friday and closing hours Sunday, the person required
23 under this subdivision to inspect proof of age shall be a law enforcement officer, as
24 defined in s. 165.85 (2) (c), or a private security person who holds a license or permit
25 issued under s. 440.26, and shall wear his or her official uniform.

1 2. Issue a distinctive hand stamp or wristband to any person who has attained
2 the legal drinking age and wishes to purchase or consume fermented malt beverages
3 at the county fair.

4 3. Verify that a person possesses a hand stamp or wristband before selling
5 fermented malt beverages to the person.

6 4. Verify that a person who appears to be younger than the legal drinking age
7 possesses valid proof of age before selling fermented malt beverages to the person.

8 5. Periodically patrol the area in which fermented malt beverages are sold or
9 consumed looking for violations of s. 125.07 (4) (a) and (b).

10

(END)