



1997 ASSEMBLY BILL 649

December 4, 1997 - Introduced by Representatives KREUSER, OTT, BOCK, J. LEHMAN, STASKUNAS, PLOUFF and WOOD, cosponsored by Senator WIRCH. Referred to 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.

Analysis by the Legislative Reference Bureau

Under current law, a city, village or town may issue to a county fair organization a temporary Class “B” license which authorizes the sale of beer for consumption on the fairgrounds. A temporary Class “B” license covers the entire fairgrounds where the fair is being conducted and all persons engaging in retail sales of fermented malt beverages from leased stands on the fairgrounds.

This bill requires a county fair to which a temporary Class “B” license is issued or, for a leased stand, the person who leases a stand to do all of the following while beer is sold or consumed: 1) maintain people (including uniformed law enforcement officers during weekends) to verify proof of age at each entrance to an area where beer is sold or consumed; 2) issue hand stamps or wristbands to persons who wish to drink beer at the fairgrounds; 3) verify that a person has a hand stamp or wristband or proof of age before selling beer to that person; and 4) regularly patrol the area in which beer is sold or consumed looking for underage drinking violations.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

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:

1 125.26 (6) (a) Temporary Class “B” licenses may be issued to bona fide clubs,
2 to ~~county or~~ local fair associations or agricultural societies, to churches, lodges or
3 societies that have been in existence for at least 6 months before the date of
4 application ~~and~~, to posts of veterans’ organizations ~~authorizing and, subject to par.~~
5 (b), to county fair organizations. A temporary Class “B” license authorizes the sale
6 of fermented malt beverages at a particular picnic or similar gathering, at a meeting
7 of the post, or during a fair conducted by the fair association or agricultural society.
8 The amount of the fee for the license shall be determined by the municipal governing
9 body issuing the license but may not exceed \$10. An official or body authorized by
10 a municipal governing body to issue temporary Class “B” licenses may, upon
11 issuance of any temporary Class “B” license, authorize the licensee to permit
12 underage persons to be on the premises for which the license is issued. A license
13 issued to a county or district fair licenses the entire fairgrounds where the fair is
14 being conducted and all persons engaging in retail sales of fermented malt beverages
15 from leased stands on the fairgrounds. The county or district fair to which the license
16 is issued may lease stands on the fairgrounds to persons who may engage in retail
17 sales of fermented malt beverages from the stands while the fair is being held. A
18 municipal governing body may issue a temporary Class “B” license for premises that
19 are covered by a “Class B” permit issued under s. 125.51 (5) (b) 2. if the applicant
20 meets the requirements of this subsection.

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

22 125.26 (6) (b) A county fair to which a temporary Class “B” license is issued or,
23 for a stand leased from the county fair for the sale on the fairgrounds of fermented
24 malt beverages, the county fair’s lessee shall do all of the following while fermented
25 malt beverages are sold or consumed:

