

1987 Assembly Bill 450

Date of enactment: **November 18, 1987**
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1987 Wisconsin Act 81

AN ACT to renumber and amend 50.51 (4); to amend 50.515 (1); and to create 50.51 (4) (a) and (d) of the statutes, relating to transfer of restaurant permits in certain circumstances.

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

SECTION 1. 50.51 (4) of the statutes, as affected by 1987 Wisconsin Act 27, is renumbered 50.51 (4) (b) and amended to read:

50.51 (4) (b) ~~No~~ Except as provided in pars. (c) and (d), no permit is transferable from one premise to another or from one person to another, ~~except that a~~.

(c) A permit for a temporary restaurant may be transferred to a premise other than that for which it was issued if, prior to operation of the temporary restaurant at the new premise, approval of the new premise is secured from a department representative or, if the new premise is located in a village, city or county granted agent status for the premise under s. 50.535 (2), from the village, city or county.

SECTION 2. 50.51 (4) (a) and (d) of the statutes are created to read:

50.51 (4) (a) In this subsection "immediate family member" means one of the following:

1. A spouse.

2. A grandparent, parent, sibling, child, stepchild or grandchild.

3. The spouse of a person under subd. 2.

(d) A permit for a restaurant may be transferred from a person to an immediate family member if the person is transferring operation of the restaurant to the immediate family member.

SECTION 3. 50.515 (1) of the statutes, as affected by 1987 Wisconsin Act 27, is amended to read:

50.515 (1) The department or a village, city or county granted agent status under s. 50.535 (2) may not grant a permit to a person intending to operate a new hotel, tourist rooming house, bed and breakfast establishment, restaurant or vending machine commissary or to a person intending to be the new operator of an existing hotel, tourist rooming house, bed and breakfast establishment, restaurant or vending machine commissary without a preinspection. This section does not apply to a temporary restaurant or when a permit is transferred under s. 50.51 (4) (d).