

State of Wisconsin



2015 Assembly Bill 624

Date of enactment: April 25, 2016
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2015 WISCONSIN ACT 372

AN ACT *to repeal* 125.05; and *to amend* 6.47 (8) (e), 125.10 (3), 125.51 (5) (a) 1. and 139.11 (1) of the statutes; relating to: retaining invoices for the sale of malt beverages and intoxicating liquors and the local option for issuing liquor licenses.

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

SECTION 1. 6.47 (8) (e) of the statutes is amended to read:

6.47 (8) (e) At the request of a protected individual, for purposes of permitting that individual to sign a petition under s. 59.05 (2) ~~or a protest petition, consent or counter petition under s. 125.05.~~

SECTION 2. 125.05 of the statutes is repealed.

SECTION 3. 125.10 (3) of the statutes is amended to read:

125.10 (3) ZONING. Except as provided in ~~ss. 125.05 and s.~~ 125.68, this chapter does not affect the power of municipalities to enact or enforce zoning regulations.

SECTION 4. 125.51 (5) (a) 1. of the statutes is amended to read:

125.51 (5) (a) 1. The department shall issue "Class B" permits to clubs that are operated solely for the playing of golf or tennis and are commonly known as country clubs and to clubs which are operated solely for curling, ski jumping, or yachting. A "Class B" permit may be issued only to a club that holds a valid certificate issued under s. 73.03 (50), that is not open to the general public, and that is located in a municipality that does not issue "Class B" licenses or to a club located in a municipality that issues "Class B" licenses, if the club holds a valid

certificate issued under s. 73.03 (50), is not open to the general public, was not issued a license under s. 176.05 (4a), 1979 stats., and does not currently hold a "Class B" license. The permits may be issued by the department without regard to ~~any local option exercised under s. 125.05 and without regard to~~ any quota under sub. (4). The holder of a "Class B" permit may sell intoxicating liquor for consumption by the glass and not in the original package or container on the premises covered by the permit.

SECTION 5. 139.11 (1) of the statutes is amended to read:

139.11 (1) PRESERVATION OF RECORDS. Every person who manufactures, rectifies, distributes, imports, transports, stores, warehouses, or sells intoxicating liquor or fermented malt beverages shall keep complete and accurate records of all such liquor or malt beverages purchased, sold, manufactured, rectified, brewed, fermented, distilled, produced, stored, warehoused, imported, or transported within this state. Such records shall be of a kind and in the form prescribed by the secretary and shall be safely preserved to ensure accessibility for inspection by the secretary. A person required to keep records under this subsection may keep such records in electronic form only.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

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SECTION 6. TAX 7.01 (4) of the administrative code is amended to read:

TAX 7.01 (4) Retailers shall retain on their premises invoices covering all purchases of fermented malt beverages. These invoices shall be retained for 2 years from the date of invoice in groups covering a period of one month each and be available for inspection at all reasonable times by representatives of the department of revenue. The date of payment shall be recorded on the invoice. A retailer may retain the invoices in electronic form only.

SECTION 7. TAX 8.21 (1) of the administrative code is amended to read:

TAX 8.21 (1) Every retail licensee shall retain invoices covering all purchases of intoxicating liquor for a period of 2 years from the date of the invoice. Such invoices shall be retained on the licensed premises in groups covering one month each and shall be open to inspection at all reasonable times by any representative of the department. The date of payment must be recorded on each invoice. A retailer may retain the invoices in electronic form only.
