

1999 DRAFTING REQUEST

Bill

Received: **06/2/99**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB:

For: **Johnnie Morris-Tatum (608) 266-3756**

By/Representing: **George Salter**

This file may be shown to any legislator: **NO**

Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Beverages - miscellaneous**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Malt liquor container size

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	nilsepe 06/3/99	jgeller 06/5/99		_____			
/1			martykr 06/7/99	_____	lrb_docadmin 06/7/99	lrb_docadmin 06/8/99	

FE Sent For:

<END>

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1?	nilsepe	1/95 jlg	fr 7	Mrs b KMS			

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1999 Bill

Jlg
LRB-3163/1

1997 ASSEMBLY BILL 115

R

February 18, 1997 - Introduced by Representatives MORRIS-TATUM, R. YOUNG, LA FAVE and COGGS. Referred to Committee on State Affairs.

Regen

1 AN ACT to amend 134.77 (4); and to create 125.12 (2) (ag) 7., 125.12 (4) (ag) 9.
2 and 134.77 (3m) of the statutes; relating to: the ~~permitted size~~ ^{volume} of malt liquor
3 containers and providing a penalty. ✓

second

Analysis by the Legislative Reference Bureau

This bill prohibits the sale and offering for sale in this state of containers of malt liquor that contain more than a quart of that beverage. A person who violates that prohibition is liable for a forfeiture of not more than \$500 for a first offense, for a forfeiture of not more than \$1,000 for a ~~2nd~~ offense and is subject to having the ~~license~~ license to sell alcohol beverages revoked or suspended for a ~~2nd~~ offense.

may have his or her

third

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

4 SECTION 1. ^{8.} 125.12 (2) (ag) ~~the~~ of the statutes is created to read:
5 125.12 (2) (ag) ^{8.} The person has been convicted 3 or more times for violations
6 of s. 134.77 (3m) [✓] or a local ordinance in conformity with that subsection ✓
7 SECTION 2. 125.12 (4) (ag) ^{9.} of the statutes is created to read:

ASSEMBLY BILL 115

1 125.12 (4) (ag) 9. The person has been convicted 3[✓] or more times for violations
2 of s. 134.77 (3m) ^{or a local ordinance in conformity with that subsection[✓]}

3 SECTION 3. 134.77 (3m)^X of the statutes is created to read:

4 134.77 (3m) MALT LIQUOR CONTAINERS. No person may sell or offer to sell at
5 retail in this state any ^{single} container of malt liquor that contains more than a quart of
6 that beverage, if the ~~town~~ city ^{or town[✓]} or village in which the sale or offer occurs has enacted
7 an ordinance that forbids such a sale or offer.

8 SECTION 4. 134.77 (4)^X of the statutes is amended to read:

9 134.77 (4) PENALTY. Any person who violates sub. (2) or (3) shall forfeit not more
10 than \$500 for each violation. Each day of violation constitutes a separate offense.
11 Any person who violates sub. (3m)[✓] shall forfeit not more than \$500 for a first offense,
12 not more than \$1,000[✓] for a 2nd[✓] offense and shall be subject to revocation or
13 suspension of that person's license to sell alcohol beverages for a 3rd[✓] offense.

14 SECTION 5. Effective date.

15 (1) This act takes effect on the first day of the 6th month[✓] beginning after
16 publication.

17 (END)

PROOF W/STATS.



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2

1

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 6/7/99

To: Representative Morris-Tatum

Relating to LRB drafting number: LRB-3163

Topic

Malt liquor container size

Subject(s)

Beverages - miscellaneous

1. **JACKET** the draft for introduction

Johnni Morris-Tatum
in the **Senate** _____ or the **Assembly** (check only one). Only the requester under whose name the

drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT**. See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Paul E. Nilsen, Legislative Attorney
Telephone: (608) 261-6926