

## 1999 ASSEMBLY BILL 522

October 12, 1999 - Introduced by Representatives STASKUNAS, STONE, BRANDEMUEHL, LADWIG, KELSO, LA FAVE and COLON, cosponsored by Senator ROSENZWEIG. Referred to Committee on State Affairs.

1     **AN ACT to amend** 125.12 (2) (ag) 5. and 125.12 (4) (ag) 7. of the statutes; **relating**  
2             **to:** revocations, suspensions and refusals to issue or renew a license or permit  
3             relating to alcohol beverages.

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### ***Analysis by the Legislative Reference Bureau***

Under current law, a municipality or the department of revenue (DOR) generally may revoke, suspend or refuse to issue or renew any license or permit to manufacture, brew, distribute or sell alcohol beverages if the licensee or permittee is not qualified to hold the license or permit, violates this state's laws regulating alcohol beverages or commits specified offenses. One specified offense for which an alcohol beverage license or permit may be revoked is a felony conviction of the licensee or permittee for unlawfully possessing, with intent to manufacture, distribute or deliver, a controlled substance or controlled substance analog or of unlawfully manufacturing, distributing or delivering a controlled substance or controlled substance analog.

This bill expands the offenses involving controlled substances or controlled substance analogs that may be considered by a municipality or DOR considering to revoke, suspend or refuse to issue or renew an alcohol beverage license or permit. Under the bill, any allegation that a license or permit holder has violated this state's uniform controlled substances act, or a substantially similar federal law or law of another state, may be considered in an action to revoke, suspend or refuse to issue

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or renew an alcohol beverage license or permit, even if there has been no conviction for the alleged violation.

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

1           **SECTION 1.** 125.12 (2) (ag) 5. of the statutes is amended to read:

2           125.12 **(2)** (ag) 5. ~~The person has been convicted of manufacturing, distributing~~  
3 ~~or delivering a controlled substance or controlled substance analog under s. 961.41~~  
4 ~~(1); of possessing, with intent to manufacture, distribute or deliver, a controlled~~  
5 ~~substance or controlled substance analog under s. 961.41 (1m); or of possessing, with~~  
6 ~~intent to manufacture, distribute or deliver, or of manufacturing, distributing or~~  
7 ~~delivering a controlled substance or controlled substance analog under violated ch.~~  
8 ~~961 or a substantially similar federal law or a substantially similar law of another~~  
9 state.

10           **SECTION 2.** 125.12 (4) (ag) 7. of the statutes is amended to read:

11           125.12 **(4)** (ag) 7. That the licensee has ~~been convicted of manufacturing,~~  
12 ~~distributing or delivering a controlled substance or controlled substance analog~~  
13 ~~under s. 961.41 (1); of possessing, with intent to manufacture, distribute or deliver,~~  
14 ~~a controlled substance or controlled substance analog under s. 961.41 (1m); or of~~  
15 ~~possessing, with intent to manufacture, distribute or deliver, or of manufacturing,~~  
16 ~~distributing or delivering a controlled substance or controlled substance analog~~  
17 ~~under violated ch. 961 or a substantially similar federal law or a substantially~~  
18 similar law of another state.

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(END)