

1999 DRAFTING REQUEST

Bill

Received: **02/22/2000**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB:

For: **Carol Owens (608) 267-7990**

By/Representing: **keith**

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:

Penalty for alcohol-related death of underage person

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>Reaured</u>
/?	nilsepe 03/07/2000	csicilia 03/08/2000		_____			
/1			hhagen 03/08/2000	_____	lrb_docadmin 03/08/2000	lrb_docadmin 03/09/2000	

FE Sent For:

N/A

<END>

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I?	nilsepe	1 cys 3/7 oo	kh 3/7	3/18			

FE Sent For:

<END>

2/ Keith; Rep. Owen

bill request 2/21/10
noon

AMA - 175.075 (1) (intro)

make applicable to all mortgage lenders,

not just under 18.

- PEW



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-4598/??

PEN:.....

other

Handwritten scribbles and a large circle containing the number 1.

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

js

and providing a penalty

gen cat

1 AN ACT relating to: providing alcohol beverages to persons who are 18, 19 or
2 20 years of age.

Analysis by the Legislative Reference Bureau

Current law establishes a minimum legal drinking age of 21 years of age. No person may procure for, sell, dispense or give away any alcohol beverages to any person who has not reached the minimum legal drinking age (an "underage person"), unless the underage person is accompanied by his or her parent, guardian or spouse who has attained the legal drinking age. No person who holds license or permit to sell alcohol beverages may sell, vend, deal or traffic in alcohol beverages to or with any underage person, unless the underage person is accompanied by his or her parent, guardian or spouse who has attained the legal drinking age.

Also under current law, it is a felony to unlawfully provide alcohol beverages to a person under 18 years of age ("child") who dies or suffers great bodily harm as a result of consuming the alcohol beverages. In addition to any other penalties imposed for providing alcohol beverages to the underage person, any person who unlawfully procures alcohol beverages for or sells, dispenses or gives away alcohol beverages to a child may be penalized if the person knew or should have known that the child was under the legal drinking age and the child dies or suffers great bodily harm as a result of consuming the alcohol beverages. In determining whether a person knew or should have known that the child was under the legal drinking age, all relevant circumstances surrounding the procuring, selling, dispensing or giving away of the alcohol beverages may be considered. A person who is found guilty of this felony may be fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months, or both fined and imprisoned.

**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: 03/08/2000

To: Representative Owens

Relating to LRB drafting number: LRB-4598

Topic

Penalty for alcohol-related death of underage person

Subject(s)

Beverages - miscellaneous

1. **JACKET** the draft for introduction Carol Owens

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