

**1999 DRAFTING REQUEST**

**Bill**

Received: **12/10/98**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB: **97-3981/1**

For: **Roger Breske (608) 266-2509**

By/Representing:

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

Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Beverages - miscellaneous**

Extra Copies:

**Topic:**

Allow Class A licensee to provide free wine for consumption on premises

**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 12/10/98	jgeller 12/10/98		_____			
/1	nilsepe 01/20/99	jgeller 01/20/99	martykr 12/14/98	_____	lrb_docadmin 12/14/98		
/2	nilsepe 01/22/99	jgeller 01/22/99	jfrantze 01/20/99	_____	lrb_docadmin 01/20/99		
/3			ismith 01/26/99	_____	lrb_docadmin 01/26/99	lrb_docadmin 01/29/99	

FE Sent For:

<END>

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FE Sent For:			IS 1/20/99	IS/HH 1/20/99			

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*JG* 1/20 *JG* 1/20  
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1/20

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1/?	nilsepe	1/12/10 jig	Am 12/11	JF 12/14 Am 14			

FE Sent For:

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# ROGER BRESKE

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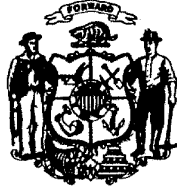
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STATE SENATOR

12th District

Capitol Address:  
State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882  
(608) 266-2509

Home Address:  
8800 Hwy. 29  
Eland, WI 54427  
(715) 454-6575



Legislative Hotline:  
1 (800) 362-9472

## MEMORANDUM

December 9, 1998

TO: Paul E. Nilsen, Attorney  
Legislative Reference Bureau  
FR: Vaughn L. Vance for *V.L.V.*  
Senator Roger Breske  
RE: 1997 Redrafting Requests

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Roger is requesting that 1997 Senate Bill 55 be redrafted for the upcoming session. He is also requesting that LRBs 3981/1 and 3767/1 be drafted, but not introduced during the 1997 session, also be redrafted for introduction this session. Copies of these drafts are attached for your reference. No changes are necessary.

Thank you for your assistance with this matter. Should you have any questions or concerns, please feel free to give me a call at 266-2509.

stays

-1230/1

D-NOTE

1997 BILL

Regen

1 AN ACT to create 125.06 (13) of the statutes; relating to: allowing a "Class A"  
 2 licensee to provide wine free of charge for consumption on the licensee's  
 3 premises.

**Analysis by the Legislative Reference Bureau**

Under current law, with certain exceptions, no owner, lessee or person in charge of a public place may allow the consumption of alcohol beverages on the premises unless that owner, lessee or person in charge holds the appropriate license or permit.

only A "Class A" license authorizes the license holder to sell wine or liquor at retail for consumption off the licensed premises. A "Class B" license authorizes the license holder to sell alcohol beverages at retail for consumption on or off the licensed premises.

This bill allows a "Class A" license holder to provide wine free of charge for consumption on the licensed premises.

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

4 SECTION 1. 125.06 (13) of the statutes is created to read:





**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

1230/1 dn  
LRB-8981/1 dn  
PEN:jljg:km  
↑  
stays

Monday, October 6, 1997 } new date

Would you like to restrict the number or size of glasses of wine provided under this section, similar to s. 125.06 (12), stats.?

This bill allows every person holding a "Class A" license for retail sale of wine or liquor for off-premises consumption to provide wine free of charge for on-premises consumption. If this is your intent, would you like to build this exception into the "Class A" license as s. 125.51 (2) (e), stats.?

(17)  
(grocery stores, gas stations, etc.)

Paul E. Nilsen  
Legislative Attorney  
261-6926

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1230/1dn

PEN;jlg:km

December 14, 1998

Would you like to restrict the number or size of glasses of wine provided under this section, similar to s. 125.06 (12), stats.?

This bill allows every person holding a "Class A" license for retail sale of wine or liquor for off-premises consumption to provide wine free of charge for on-premises consumption (grocery stores, gas stations, etc.). If this is your intent, would you like to build this exception into the "Class A" license as in s. 125.51 (2) (e), stats.?

Paul E. Nilsen  
Legislative Attorney  
261-6926

# ROGER BRESKE

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## MEMORANDUM

January 12, 1999

TO: Paul E. Nilsen, Attorney  
Legislative Reference Bureau  
FR: Vaughn L. Vance for  
State Senator Roger Breske  
RE: LRB/1230 Wine Tasting Legislation

As you know, Roger has had the above legislation drafted to provide wine free of charge for sampling in certain "Class A" liquor licensed facilities. Roger is requesting that the following items be added to the latest bill draft that you forwarded to our office.

- The customer can only receive two, three-ounce samples of wine per visit.
- Time limits specified for the sampling of wine would be limited to Monday through Friday from 4:00 to 9:00PM and from 12:00 to 6:00PM on Saturday and Sunday.
- 125.68 - (2) • The individual offering wine samples must be over age 18 and a licensed bartender must be on duty.
- No samples to minors.
- A room or area must be set aside for sampling purposes in conformity to local regulations.
- No charges may be assessed for the sampling.

Thank you in advance for your assistance with this matter. Please feel free to give me a call if you have any questions or concerns.



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-12304  
PEN:jlg:km

12

1999 BILL

taste samples of  
not more than  
three fluid ounces  
each,

Regen

1 AN ACT to create 125.06 (13) of the statutes; relating to: allowing a "Class A"  
2 licensee to provide wine free of charge for consumption on the licensee's  
3 premises.

**Analysis by the Legislative Reference Bureau**

Under current law, with certain exceptions, no owner, lessee or person in charge of a public place may allow the consumption of alcohol beverages on the premises unless that owner, lessee or person in charge holds the appropriate license or permit. A "Class A" license authorizes the license holder to sell wine or liquor at retail for consumption only off the licensed premises. A "Class B" license authorizes the license holder to sell alcohol beverages at retail for consumption on or off the licensed premises.

This bill allows a "Class A" license holder to provide <sup>two</sup> wine free of charge <sup>1</sup> for consumption on the licensed premises.

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

4 SECTION 1. 125.06 (13) of the statutes is created to read:

between 4 p.m. and 9 p.m. Monday through Friday  
and between 12 noon and 6 p.m. on weekends

**BILL**

1  
2  
3

125.06 (13) WINE SAMPLING. The provision of ~~the~~ by a "Class A" licensee ~~free~~  
~~of charge~~ to customers and visitors for consumption on the premises.

(END)

on "Class A" premises

No "Class A" licensee may provide more than 2 taste samples per day to any one person.

wine taste samples of not more than 3 fluid ounces each, free of charge.

This subsection applies only between the hours of 4 p.m. and 9 p.m. Monday through Friday, and between the hours of 12 noon and 6 p.m. on Saturday and Sunday. Notwithstanding s. 125.07 (1) (a) 1., no "Class A" licensee may provide taste samples under this subsection to any underage person.

**Nilsen, Paul**

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**From:** Vance, Vaughn  
**Sent:** Thursday, January 21, 1999 8:55 AM  
**To:** Nilsen, Paul  
**Subject:** LRB 1230 -- One more revision

Paul:

Sorry to bother you with this minor change in our Wine Tasting bill, but the industry groups recently negotiated one final change. Please change all wine tasting hours from 10AM to 6PM daily.

Thanks for your help on this. Please feel free to give me a call should you have any questions or concerns.

Vaughn

Vaughn L. Vance for  
Senator Roger Breske



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1230/2  
PEN:jlg:jf

3

1999 BILL

Regen

1 AN ACT to create 125.06 (13) of the statutes; relating to: allowing a "Class A"  
2 licensee to provide wine free of charge for consumption on the licensee's  
3 premises.

*Analysis by the Legislative Reference Bureau*

Under current law, with certain exceptions, no owner, lessee or person in charge of a public place may allow the consumption of alcohol beverages on the premises unless that owner, lessee or person in charge holds the appropriate license or permit. A "Class A" license authorizes the license holder to sell wine or liquor at retail for consumption only off the licensed premises. A "Class B" license authorizes the license holder to sell alcohol beverages at retail for consumption on or off the licensed premises.

the hours  
of

This bill allows a "Class A" license holder to provide two wine taste samples of not more than three fluid ounces each, free of charge, for consumption on the licensed premises between ~~11 p.m. and 9 p.m.~~ Monday through Friday and between 12 noon and 6 p.m. on weekends ~~and 10 a.m.~~

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

4 SECTION 1. 125.06 (13) of the statutes is created to read:





**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: 1/26/99

To: Senator Breske

Relating to LRB drafting number: LRB-1230

**Topic**

Allow Class A licensee to provide free wine for consumption on premises

**Subject(s)**

Beverages - miscellaneous

1. JACKET the draft for introduction

*Roger Breske*

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

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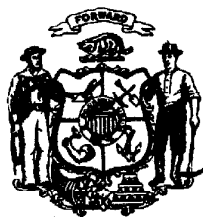
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**ROGER BRESKE**  
STATE SENATOR

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Legislative Hotline:  
1 (800) 362-WISC (9472)

1/27/99

To Whom It May Concern—

Rep. Pettis will be introducing the  
Assembly version of this bill.

Thanks.

Wanda for  
Sen. Breske