

2001 ASSEMBLY BILL 249

March 26, 2001 – Introduced by Representatives HUBLER, SCHNEIDER, M. LEHMAN, URBAN, KREUSER, POWERS and VRAKAS, cosponsored by Senators JAUCH and BURKE. Referred to Committee on State Affairs.

1 **AN ACT** *to amend* 125.51 (4) (b) (intro.); and *to create* 125.51 (4) (c) and (d) of
2 the statutes; **relating to:** the effect of annexation or detachment of territory on
3 a municipality’s quota of “Class B” intoxicating liquor licenses.

Analysis by the Legislative Reference Bureau

Current law prohibits a person from selling alcohol beverages at retail unless the seller possesses a license or permit authorizing the sale. A “Class B” license authorizes the sale of intoxicating liquor at retail for consumption on the premises where sold and is issued for specific premises. Current law imposes a quota on the number of “Class B” licenses that a municipality may issue. The quota is increased based on population increases; one new license is authorized for each 500 population increase.

This bill modifies the number of “Class B” licenses that a municipality may issue based on annexation or detachment of territory containing premises covered by an existing “Class B” license. If a municipality that has reached its quota annexes territory containing premises for which a “Class B” license is issued, the annexing municipality’s quota is increased by the number of “Class B” licenses issued for premises in the annexed territory. (The population gained by annexation is also counted as a population increase for purposes of increasing the annexing municipality’s quota.) Conversely, the quota of a municipality from which territory has been detached is reduced by the number of “Class B” licenses issued for premises

