



**WISCONSIN LEGISLATIVE COUNCIL
AMENDMENT MEMO**

2003 Assembly Bill 210	Assembly Substitute Amendment 1
<i>Memo published: October 15, 2003</i>	<i>Contact: Anne Sappenfield, Senior Staff Attorney (267-9485)</i>

Under *current law*, municipalities are required to issue operator's, or bartender's, licenses. The license is valid only in the municipality that issued the license.

Assembly Bill 210 provides that a person who is issued a bartender's license may file a certified copy of the license with another municipality. Upon filing the copy and paying the fee for receiving a bartender's license in the municipality, the bartender's license is also valid in that municipality. The bill provides that a license is not valid in a municipality that did not issue the license if the municipality determines that the license holder is under age 18 or engaged in any conduct that may be grounds for license suspension or revocation. In addition, a license is not valid in a municipality that did not issue the license if the issuing municipality failed to make a determination consistent with current law concerning eligibility for a license based upon the person's criminal background. A municipality that determines that a person's license issued by another municipality is not valid must notify the person in writing of the reasons why the license is not valid.

Assembly Substitute Amendment 1 provides that a municipality that issues bartender's licenses must issue a provisional bartender's license to a person who, at the time of applying for a bartender's license in the municipality, pays the fee to receive a license and files a certified copy of a valid license issued by another municipality. The provisional license expires 60 days after its issuance, when the permanent bartender's license is issued, or upon expiration of the license issued by another municipality, whichever is sooner. The official who issued the provisional license may revoke the license if he or she discovers that the license issued by another municipality is not valid or upon denial of the person's application for a permanent license.

The Assembly Committee on State Affairs voted, on separate votes of Ayes, 8; Noes, 1, to recommend adoption of the substitute amendment and passage of the bill, as amended, on October 14, 2003.

AS:ksm;wu



**WISCONSIN LEGISLATIVE COUNCIL
ACT MEMO**

2003 Wisconsin Act 245 [2003 Assembly Bill 210]	Reciprocity of Municipal Bartender's Licenses
2003 Acts: www.legis.state.wi.us/2003/data/acts/	Act Memos: www.legis.state.wi.us/lc/act_memo/act_memo.htm

2003 Wisconsin Act 245 requires municipalities to issue provisional bartender's licenses to persons who hold a license issued by another municipality.

Under current law, municipalities are required to issue operator's, or bartender's, licenses. The license is valid only in the municipality that issued the license.

Act 245 provides that a municipality that issues bartender's licenses must issue a provisional bartender's license to a person who, at the time of applying for a bartender's license in the municipality, pays the fee to receive a license and files a certified copy of a valid license issued by another municipality. The provisional license expires 60 days after its issuance, when the permanent bartender's license is issued, or upon expiration of the license issued by another municipality, whichever is sooner. The official who issued the provisional license may revoke the license if he or she discovers that the license issued by another municipality is not valid or upon denial of the person's application for a permanent license.

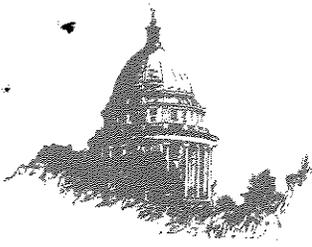
Effective Date: Act 245 takes effect on April 28, 2004.

Prepared by: Anne Sappenfield, Senior Staff Attorney

April 21, 2004

AS:rv

This memo provides a brief description of the Act. For more detailed information,
consult the text of the law and related legislative documents.



Mark Pettis

STATE REPRESENTATIVE

**Committee on Homeland Security, Veterans and Military
Affairs and Government Reform
Testimony on Assembly Bill 210
Representative Mark Pettis
February 24, 2003**

Members of the committee, thank you for the opportunity to testify on Assembly Bill 210.

This legislation provides reciprocity for alcohol beverage operators' licenses. The bill allows municipalities to accept bartenders' licenses issued from another municipality within the state. The bill enables the licensee to bartend if the license fee and a copy of the license are filed with the municipality.

Under current law, licensees must wait for approval from each municipal governing body before bartending within their jurisdiction. In many rural areas of the state, town or village boards only meet once a month, thus drawing out the process.

For instance, in Burnett County, where I live, I am currently licensed to tend bar in Siren. Under current law, if I wanted to go and tend bar in Webster, only 6 miles up the road, I would need to go through the entire process all over again. Under my bill, I would automatically qualify for issuance of a license

**Chair:
Assembly Tourism Committee**

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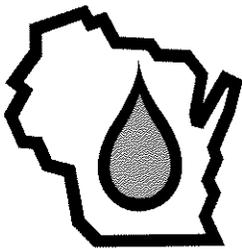
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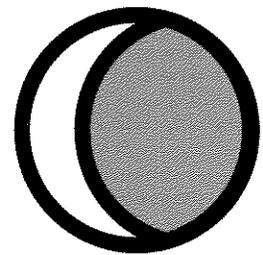
without having to go through the final step of the approval process based on the fact that I already hold a valid license.

This bill does not change current safeguards for municipalities to reject an application if false representation or currently prohibited misconduct has occurred.

I urge the committees to consider and support this legislation. Thank you for your time. Please feel free to ask me any questions.



PMAW



WACS

DATE: FEBRUARY 24, 2004

**TO: SENATOR RON BROWN AND MEMBERS OF THE SENATE
COMMITTEE ON HOMELAND SECURITY, VETERANS AND
MILITARY AFFAIRS AND GOVERNMENT REFORM**

FROM: MATT HAUSER, DIRECTOR OF GOVERNMENT AFFAIRS

RE: SUPPORT ASSEMBLY BILL 210

The Petroleum Marketers Association of Wisconsin/Wisconsin Association of Convenience Stores (PMAW/WACS) strongly supports Assembly Bill 210 relating to reciprocity for alcohol beverages operators' licenses.

Current law states that no retail location serving or selling alcohol beverages may be open for business unless an individual with a valid alcohol beverages operator's license is present. Municipalities are required to issue an operator's license and the license is valid in that municipality only. However, the license certification requirements are the same for all municipalities.

AB 210 allows licensed operators in good standing to receive a provisional operator's license from a municipality upon proof of certification from another municipality and receipt of a fee. PMAW/WACS members often own and operate retail locations in different municipalities and this change in law provides them greater flexibility in shifting qualified personnel between their retail locations.

Representative Mark Pettis and the co-authors of the bill have done a good job crafting this legislation. Therefore, on behalf of the PMAW/WACS Board of Directors and members, I respectfully ask you to support AB 210. Again, thank you for taking the time to consider this important request. Should you have any additional questions or concerns please do not hesitate to contact me at (608) 256-7555 or by email: mhauser@pmawwacs.org.

PMAW/WACS represents over 500 independent businesses engaged in petroleum marketing, convenience stores, truck stops and related businesses. PMAW/WACS members employ over 12,000 people, operate 2,500 stations and stores, account for more than one-half of the motor fuel and nearly all the home heating oil sold in Wisconsin.

**PETROLEUM MARKETERS
ASSOCIATION OF WISCONSIN**

**WISCONSIN ASSOCIATION
OF CONVENIENCE STORES**

Representing Independent Business



- ▶ Home
- ▶ Lobbying in Wisconsin
- ▶ Organizations employing lobbyists
- ▶ Lobbyists



as of Wednesday, March 10, 2004

2003-2004 legislative session

Legislative bills and resolutions

(search for another legislative bill or resolution at the bottom of this page)

Text, Sponsors and Analysis

Status and Fiscal Estimate

Lobbying Effort on this item

Assembly Bill 210

reciprocity for alcohol beverages operators' licenses

Organization		These organizations have reported lobbying on this proposal:	Place pointer on icon to display comments click icon to display prior comments		
Profile	Interests		Date Notified	Position	Comments
●	●	City of Milwaukee	4/9/2003	↓	
●	●	Kwik Trip Inc	10/14/2003	?	
●	●	League of Wisconsin Municipalities	4/1/2003	↔	
●	●	Petroleum Marketers Assn of WI / WI Assn of Convenience Stores	8/22/2003	?	
●	●	Tavern League of Wisconsin	11/3/2003	↑	
●	●	Waukesha County Municipal Executives	3/26/2003	↓	
●	●	Wisconsin Alliance of Cities Inc	8/6/2003	↓	
●	●	Wisconsin Innkeepers Association	10/24/2003	↑	
●	●	Wisconsin Professional Police Association	5/14/2003	?	
●	●	Wisconsin Restaurant Association	2/23/2004	?	

Select a legislative proposal and click "go"

House
Proposal Type
Proposal Number (enter proposal number)
Legislative Session

Vote Record
Committee on Homeland Security, Veterans and Military Affairs and Government Reform

Date: 2/24/04

Moved by: W. Wirth

Seconded by: S. Fitz

AB 210

SB _____

Clearinghouse Rule _____

AJR _____

SJR _____

Appointment _____

AR _____

SR _____

Other _____

A/S Amdt _____

A/S Amdt _____ to A/S Amdt _____

A/S Sub Amdt _____

A/S Amdt _____ to A/S Sub Amdt _____

A/S Amdt _____ to A/S Amdt _____ to A/S Sub Amdt _____

Be recommended for:

- Passage Adoption Confirmation Concurrence Indefinite Postponement
 Introduction Rejection Tabling Nonconcurrence

<u>Committee Member</u>	<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
Senator Ronald Brown, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator David Zien	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Scott Fitzgerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Robert Wirth	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Roger Breske	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>5</u>	<u>0</u>	<u>0</u>	<u>0</u>

Motion Carried

Motion Failed