

2007 DRAFTING REQUEST

Senate Amendment (SA-SB150)

Received: 01/07/2008

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Pat Kreitlow (608) 266-7511**

By/Representing: **Matt**

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

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Buildings/Safety - clean ind air**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Kreitlow@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Delayed effective date for restaurants and taverns

Instructions:

Delayed effective date until April 1, 2011

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>
/?							
/1	mglass 01/07/2008	wjackson 01/07/2008	pgreensl 01/07/2008	_____	lparisi 01/07/2008	lparisi 01/07/2008	

FE Sent For:

<END>

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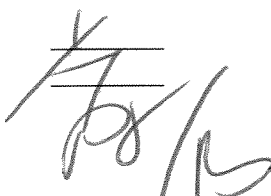
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mglass

1 wj 1/7





FE Sent For:

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(TWJ)

Now

**SENATE AMENDMENT ,
TO 2007 SENATE BILL 150**

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 5, line 19: delete lines ^(STET)19 to 23 and substitute: → 102-1-2

3 **"SECTION 16b.** 101.123 (1) (g) of the statutes is amended to read:

4 101.123 (1) (g) "Retail establishment" means any store or shop in which retail
5 sales is the principal business conducted, except a tavern operating under a "Class
6 B" intoxicating liquor license or Class "B" fermented malt beverages license, and
7 except bowling centers.

8 **SECTION 16d.** 101.123 (1) (g) of the statutes, as affected by 2007 Wisconsin Act
9 (this act), is amended to read:

10 101.123 (1) (g) "Retail establishment" means any store or shop in which retail
11 sales is the principal business conducted, ~~except a tavern operating under a "Class~~
12 ~~B" intoxicating liquor license or Class "B" fermented malt beverages license.~~".

1 and 7 (6) (by SECTION 56m) in a restaurant

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2. Page 9, line 10: delete "or tavern" and substitute "in violation of this section".

3. Page 9, line 18: after that line insert:
"SECTION 44m. 101.123 (2m) (c) 2. of the statutes, as created by 2007 Wisconsin Act ... (this act), is amended to read:

101.123 (2m) (c) 2. Refusing to serve a person, if the person is smoking in a restaurant in violation of this section or tavern." *(score) in a restaurant*

INSERT 2-7

4. Page 14, line 4: delete lines 4 to 6 and substitute:
"SECTION 70d. Effective dates. This act takes effect on the first day of the 7th month beginning after publication, except as follows:

(1) The treatment of section 101.123 (1) (g) (by SECTION 16d) and (im) and (2) (a) 7m. of the statutes and the amendment of section 101.123 (2m) (c) 2. of the statutes take effect on April 1, 2011."

(END) and the repeal of section 101.123 (3 g) of the statutes and

Page 9, line 22: ~~substitute delete that line and substitute:~~
SECTION 45g. RP; 101.123 (3) (a) to (c)
SECTION 45m. RP; 101.123 (3) (d) to (e)
SECTION 45m RP; 101.123 (3) (f) to (g).

INS 278

Page 10, line 15: after that line insert:
SECTION . CR; 101.123 (4g)
101.123 (4g) a person in charge may designate

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1020/?ins
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Insert 2-8⁷

~~1.~~ Page 10, line 10: after that line insert:

"SECTION 50g. 101.123 (3g) of the statutes is created to read:

101.123 (3g) RESTAURANTS. (a) Subsection (2) (a) does not apply to restaurants holding a ^{invert} "Class B" intoxicating liquor ^{license} or Class ^{invert} "B" fermented malt beverage ⁵ license if the sale of intoxicating liquors or fermented malt beverages or both accounts for more than 50% ^{sp} of the restaurant's receipts.

(b) Notwithstanding sub. (2) (a), a person in charge may designate smoking areas in a restaurant subject to sub. (2) (a) unless a fire marshal, law, ordinance or resolution prohibits smoking. The person in charge shall post notice of the designation of a smoking area in or near the area designated. If an entire room is designated a smoking area, the person in charge shall post notice of the designation conspicuously on or near all entrances to the room normally used by the public.

(c) A person in charge shall utilize, if possible, existing physical barriers and ventilation systems when designating smoking areas. This paragraph requires no new construction of physical barriers or ventilation systems in any building.

SECTION 50r. 101.123 (3g) of the statutes, as ^{created} affected by 2007 Wisconsin Act (this act), is repealed."

~~2.~~ Page 10, line 19: delete that line.

~~3.~~ Page 10, line 23: after "(2m)" insert "or (3g)".

~~4.~~ Page 10, line 24: after that line insert:

"SECTION 56m. 101.123 (6) of the statutes, as affected by 2007 Wisconsin Act (this act), is amended to read:

PLS: Please check spacing.

1 101.123 (6) UNIFORM SIGNS. The department shall, by rule, specify uniform
2 dimensions and other characteristics of the signs required under sub. (2m) or (3g). ✓
3 These rules may not require the use of signs that are more expensive than is
4 necessary to accomplish their purpose.

History: 1983 a. 211; 1985 a. 332 s. 253; 1987 a. 161 s. 13m; 1987 a. 403 s. 256; 1989 a. 97, 107, 251, 336; 1991 a. 28, 39, 130; 1993 a. 27, 313; 1995 a. 27 ss. 3661, 9126 (19); 1995 a. 77, 201, 404; 1999 a. 9, 72; 2001 a. 16; 2003 a. 268; 2005 a. 344; 2007 a. 20 s. 9121 (6) (a).

CCC to SAZ to SB150

Page 3, line 4: delete "(3)(g)" and substitute "(3g)"
= Δ

(END)

1/11 WLJ LRBa1020/1



State of Wisconsin
2007-2008 LEGISLATURE

CORRECTIONS IN:

**SENATE AMENDMENT 2,
TO 2007 SENATE BILL 150**

Prepared by the Legislative Reference Bureau
(January 11, 2008)

1. Page 3, line 14: delete "(3) (g)" and substitute "(3g)".

(END)