

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1983/P2dn
ARG:wj:jf

March 21, 2007

ATTN: Terry Tuschen

Please review the attached draft carefully to ensure that it is consistent with your intent.

No response was provided to my e-mail and attached Word document asking for direction as to which provisions should be treated to add "brewpub" to parallel the treatment of "brewers." Accordingly, I have generally treated them all, and erred on the side of inclusion rather than exclusion, except that I excluded ss. 139.04 (4) and 139.05 (2) and (7) (a), (b), and (d). Please let me know if you want any treatments removed from or added to the bill.

The attached draft amends the definition of wholesaler. Do you want me to include any change in the definition with regard to a brewer that holds a wholesale license?

The definition of "brewpub group" in created s. 125.02 (2p) of the bill is a little awkward because the federal law refers to "brewers" rather than "brewpubs." Nonetheless, "brewer" under federal law is used in the generic sense, rather than the limited definition under this bill, and should encompass a brewpub, so I believe the definition of "brewpub group" created in this bill still works.

In created s. 125.295 (2) (a) 4., I have not changed the word "brewer" to "brewer or brewpub." Accordingly, the brewpub could not satisfy this requirement by offering the beer of an unaffiliated brewpub. Please advise if you would like a change made.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov