

2007 Assembly Bill 246

Date of enactment: **March 24, 2008**

Date of publication\*: **April 7, 2008**

## 2007 WISCONSIN ACT 164

AN ACT *to renumber and amend* 125.085 (1); *to amend* 125.085 (2) and 134.63 (3) (c); and *to create* 125.085 (1) (d) and (e) of the statutes; **relating to:** identification for purposes related to the purchase of alcohol beverages.

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

**SECTION 1.** 125.085 (1) of the statutes is renumbered 125.085 (1) (intro.) and amended to read:

125.085 (1) DEFINITION. (intro.) In this section, "official identification card" means ~~a~~ any of the following:

(a) A valid operator's license issued under ch. 343 that contains the photograph of the holder, ~~an~~.

(b) An identification card issued under s. 343.50 ~~or~~ ~~an~~.

(c) An identification card issued under s. 125.08, 1987 stats.

**SECTION 2.** 125.085 (1) (d) and (e) of the statutes are created to read:

125.085 (1) (d) A valid military identification card issued to a member of the U.S. armed forces, or forces incorporated as part of the U.S. armed forces, that contains the person's photograph and date of birth.

(e) A valid U.S. passport.

**SECTION 3.** 125.085 (2) of the statutes is amended to read:

125.085 (2) USE. No card other than the identification card authorized under this section may be recognized as an official identification card in this state. ~~In place of an~~ Any licensee or permittee under this chapter may require a person to present an official identification card, documentary proof of age ~~may be substituted, an operator's license issued by another jurisdiction, or any other form of identification or proof of age acceptable to the licensee or permittee before providing alcohol beverages to the person or allowing the person to enter the premises for which the license or permit has been issued. Nothing in this subsection requires a licensee or permittee to accept any form of identification that does not appear to be valid or authentic or appears altered.~~

**SECTION 4.** 134.63 (3) (c) of the statutes is amended to read:

134.63 (3) (c) No person required to keep a register under par. (a) may deliver nitrous oxide or any nitrous oxide container to another person unless the person to whom the nitrous oxide or nitrous oxide container is delivered presents an official identification card, as defined in s. 125.085 (1) (a) to (c).

---

\* Section 991.11, WISCONSIN STATUTES 2005-06: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].