



2015 SENATE BILL 16

February 3, 2015 – Introduced by Senators MOULTON, L. TAYLOR, ERPENBACH, GUDEX and VINEHOUT, cosponsored by Representatives KLEEFISCH, ZAMARRIPA, AUGUST, ALLEN, BALLWEG, BRANDTJEN, BROSTOFF, CONSIDINE, DANOU, GOYKE, KAHL, KITCHENS, KOOYENGA, KREMER, KRUG, KUGLITSCH, MEYERS, MILROY, OHNSTAD, SINICKI, SPIROS, STEFFEN, C. TAYLOR and THIESFELDT. Referred to Committee on Agriculture, Small Business, and Tourism.

- 1 **AN ACT to create** 125.51 (2) (am) and 125.54 (3) of the statutes; **relating to:** taste
2 samples of intoxicating liquor provided on certain retail licensed premises.

Analysis by the Legislative Reference Bureau

Under current law, with limited exceptions, no person may sell alcohol beverages to a consumer unless the seller possesses a license or permit authorizing the sale. A Class “A” license authorizes the retail sale of fermented malt beverages (beer), in original packages, for consumption off the licensed premises. A “Class A” license authorizes the retail sale of intoxicating liquor, including wine, in original packages, for consumption off the licensed premises.

Current law authorizes a Class “A” licensed retailer, under its retail license, to provide taste samples of beer on the Class “A” licensed premises, subject to various restrictions. Current law also contains an exception to the license or permit requirement allowing a “Class A” licensed retailer to provide wine taste samples on the “Class A” licensed premises, subject to various restrictions.

This bill authorizes a “Class A” licensed retailer, under its retail license, to provide taste samples of intoxicating liquor that is not wine (distilled spirits) on its “Class A” licensed premises. Taste samples of distilled spirits may not exceed one, 0.5 fluid ounce taste sample per person per day and may be provided only between the hours of 11 a.m. and 7 p.m. The bill also specifies that representatives of intoxicating liquor manufacturers, rectifiers, wineries, or out-of-state shippers may assist the “Class A” retailer in dispensing or serving these taste samples of distilled

