

CHAPTER 159.

AN ACT to create 66.054 (19) of the statutes, relating to prohibiting persons under 18 years of age in places where fermented malt beverages are sold and providing penalties.

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

66.054 (19) of the statutes is created to read:

66.054 (19) PRESENCE IN PLACES OF SALE PROHIBITED; PENALTY. Every keeper of any place, of any nature or character, whatsoever, for the sale of any fermented malt beverage under a Class "B" retailer's license, who shall either directly or indirectly suffer or permit any person of either sex under the age of 18 years, unaccompanied by his or her parent or guardian, who is not a resident, employe, or a bona fide lodger or boarder on the premises controlled by the proprietor or licensee of such place, and of which such place consists or is a part, to remain in any barroom or other room on such premises in which such fermented malt beverage is sold or dispensed for any purpose, excepting the transaction of bona fide business other than amusement or consumption of edibles or beverages, shall, for every such offense, be liable to a penalty not exceeding \$250, besides costs, or imprisonment in the county jail or house of correction not exceeding 60 days; and any such person so remaining as aforesaid, who is not a resident, employe, or a bona fide lodger or boarder on such premises, or who is not accompanied by his or her parent or guardian, shall also be liable to a penalty of not more than \$20, besides costs. This section shall not apply to hotels, drugstores, grocery stores, bowling alleys, cars operated on any railroad, nor to premises operated under both a "Class B" license and a restaurant permit where the principal business conducted therein is that of a restaurant. It shall be presumed, however, where such premises are so operated under both a "Class B" license and a restaurant permit, that the principal business conducted therein is that of the sale of fermented malt beverage, until such presumption is rebutted by competent evidence. The provisions of subsection (15) providing for punishment of violators of this section by fine and imprisonment shall not apply to this subsection.

Approved July 9, 1949.
