

1985 Assembly Bill 8

Date of enactment: August 16, 1985
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1985 Wisconsin Act 33

AN ACT to amend 125.32 (2) and (3) (b) of the statutes, relating to creating an exception to the requirement that a licensee be present on premises licensed to sell fermented malt beverages.

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

SECTION 1. 125.32 (2) and (3) (b) of the statutes are amended to read:

125.32 (2) OPERATORS' LICENSES; CLASS "A" OR CLASS "B" PREMISES. ~~No~~ Except as provided under sub. (3) (b), no premises operated under a Class "A" or Class "B" license or permit may be open for busi-

ness unless there is upon the premises the licensee, the agent named in the license if the licensee is a corporation, the agent named in a Class "B" permit or some person who has an operator's license and who is responsible for the acts of all persons serving any fermented malt beverages to customers. For the purpose of this subsection, any person holding a manager's license under s. 125.18 or any member of the licensee's immediate family who has attained the legal drinking age shall be considered the holder of an operator's license. No person, including underage members of the licensee's immediate family, other than the licensee or agent may serve fermented malt beverages in any place operated under a Class "A" or Class "B" license

or permit unless he or she has an operator's license or is under the immediate supervision of the licensee or agent or a person holding an operator's license, who is on the premises at the time of the service.

(3) (b) Class "A" premises may remain open for the conduct of their regular business but may not sell fermented malt beverages between 12 midnight and 8 a.m. Subsection (2) does not apply to Class "A" premises between 12 midnight and 8 a.m. or at any other time during which the sale of fermented malt beverages is prohibited by a municipal ordinance adopted under par. (d).