

1987 Assembly Bill 132

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1987 Wisconsin Act 121

AN ACT to repeal 125.68 (4) (c) 2; to amend 125.32 (3) (a) and (d), 125.68 (4) (c) 1, 125.68 (4) (c) 3 and 125.68 (4) (c) 4; and to create 125.68 (4) (c) 5 of the statutes, relating to hours during which businesses with retail alcohol beverages licenses may remain open and may sell packaged goods.

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

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

125.32 (3) (a) ~~In any county having a population of less than 500,000, except in a 1st class city which is located in more than one county, no~~ No premises for which a Class "B" license or permit is issued may remain open between the hours of 1 2 a.m. and 8 6 a.m., except as provided in this subsection. ~~During that portion of each year for which the standard time is advanced under s. 175.095, paragraph and par. (c). On Saturday and Sunday, the closing hours shall be between 2 2:30 a.m. and 8 6 a.m. and on~~ On January 1 the closing hours shall be between 3 a.m. and 8 a.m. premises operating under a Class "B" license or permit are not required to close.

(am) Between 12 midnight and 8 6 a.m. no person may sell fermented malt beverages on Class "B" licensed premises in an original unopened package, container or bottle or for consumption away from the premises.

(d) A municipality may, by ordinance, impose more restrictive hours than ~~are those~~ provided in this subsection par. (am) or (b), but may not impose different hours than those provided in par. (a) or (c).

SECTION 2. 125.68 (4) (c) 1 of the statutes is amended to read:

125.68 (4) (c) 1. ~~In any county having a population of less than 500,000, except in a 1st class city which is located in more than one county, no~~ No premises for which a "Class B" license or permit has been issued may remain open between the hours of 1 2 a.m. and 8 6 a.m., except as otherwise provided in this subdivision and subd. 4. On January 1, ~~no~~ premises may

~~remain open between 3 a.m. and 8 a.m. During that portion of each year for which the standard of time is advanced under s. 175.095 operating under a "Class B" license or permit are not required to close. On Saturday and Sunday, no premises may remain open between 2 2:30 a.m. and 8 6 a.m., but the municipality in which the premises is located may establish an earlier closing hour.~~

SECTION 3. 125.68 (4) (c) 2 of the statutes is repealed.

SECTION 4. 125.68 (4) (c) 3 of the statutes is amended to read:

125.68 (4) (c) 3. Between 12 midnight and 8 6 a.m. no person may sell intoxicating liquor on "Class B" licensed premises in an original unopened package, container or bottle or for consumption away from the premises. A municipal governing body may, by ordinance, impose more restrictive hours than are provided in this subdivision.

SECTION 5. 125.68 (4) (c) 4 of the statutes, as affected by 1987 Wisconsin Act 27, is amended to read:

125.68 (4) (c) 4. Hotels and restaurants whose principal business is the furnishing of food, drinks or lodging to patrons, bowling alleys, indoor horseshoe-pitching facilities, curling clubs and golf courses may remain open for the conduct of their regular business but may not sell intoxicating liquor during the closing hours ~~mentioned in this paragraph under subd. 1.~~

SECTION 6. 125.68 (4) (c) 5 of the statutes is created to read:

125.68 (4) (c) 5. A municipality may not, by ordinance, impose different hours than those provided under subd. 1.