

State of Misconsin 1997 - 1998 LEGISLATURE

## **1997 ASSEMBLY BILL 115**

February 18, 1997 – Introduced by Representatives MORRIS-TATUM, R. YOUNG, LA FAVE and COGGS. Referred to Committee on State Affairs.

1 AN ACT to amend 134.77 (4); and to create 125.12 (2) (ag) 7., 125.12 (4) (ag) 9. 2 and 134.77 (3m) of the statutes; relating to: the permitted size of malt liquor 3 containers and providing a penalty.

## Analysis by the Legislative Reference Bureau

This bill prohibits the sale and offering for sale in this state of containers of malt liquor that contain more than a quart of that beverage. A person who violates that prohibition is liable for a forfeiture of not more than \$500 for a first offense, for a forfeiture of not more than \$1,000 for a 2nd offense and is subject to having the person's license to sell alcohol beverages revoked or suspended for a 3rd offense.

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

4	SECTION 1. 125.12 (2) (ag) 7. of the statutes is created to read:
5	125.12 (2) (ag) 7. The person has been convicted 3 or more times for violations
6	of s. 134.77 (3m).
7	<b>SECTION 2.</b> 125.12 (4) (ag) 9. of the statutes is created to read:

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1	125.12 (4) (ag) 9. The person has been convicted 3 or more times for violations
2	of s. 134.77 (3m).
3	<b>SECTION 3.</b> 134.77 (3m) of the statutes is created to read:
4	134.77 (3m) MALT LIQUOR CONTAINERS. No person may sell or offer to sell at
5	retail in this state any container of malt liquor that contains more than a quart of
6	that beverage, if the town, city or village in which the sale or offer occurs has enacted
7	an ordinance that forbids such a sale or offer.
8	<b>SECTION 4.</b> 134.77 (4) of the statutes is amended to read:
9	134.77 (4) PENALTY. Any person who violates sub. (2) or (3) shall forfeit not more
10	than \$500 for each violation. Each day of violation constitutes a separate offense.
11	Any person who violates sub. (3m) shall forfeit not more than \$500 for a first offense,
12	not more than \$1,000 for a 2nd offense and shall be subject to revocation or
13	suspension of that person's license to sell alcohol beverages for a 3rd offense.
14	SECTION 5. Effective date.
15	(1) This act takes effect on the first day of the 6th month beginning after
16	publication.

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(END)