

No. 485, S.]

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CHAPTER 368

AN ACT to amend 176.05 (21) (a), (e) (intro. par.) and 3; and to create 176.05 (21) (e) 4 of the statutes, relating to retail "Class B" intoxicating liquor license quotas.

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

SECTION 1. 176.05 (21) (a), (e) (intro. par.) and 3 of the statutes are amended to read:

176.05 (21) (a) Definitions: As used in this subsection "quota" means the number of licenses which a municipality may grant; "population" means the number of inhabitants as determined by the last decennial federal census, or, in the case of newly incorporated *cities or villages*, as determined * * * *under s. 66.013 (2) (b)* less, in either case, inmates of charitable, mental and penal institutions in the municipality; "license" means "Class B" retail intoxicating liquor licenses.

(e) (intro. par.) Until * * * *a different quota * * * has been established under (b), (c) or (d)*, the quota of a newly incorporated or organized city, village or town * * * *(including those previously incorporated or organized since August 27, 1939)* is whichever of the following is the largest:

3. If the municipality previously existed under a different form of government, its quota remains the same, subject to * * * pars. (c) and (d) in case of any annexation or detachment at the time of incorporation * * * ; or

SECTION 2. 176.05 (21) (e) 4 of the statutes is created to read:

176.05 (21) (e) 4. In case of a city or village, one license for each 500 population or fraction thereof at the time of incorporation.

Approved August 4, 1961.