



2011 ASSEMBLY BILL 63

March 28, 2011 - Introduced by Representatives WYNN, THIESFELDT, KRUG, ZIEGELBAUER, VAN ROY, LEMAHIEU and KAUFERT, cosponsored by Senators GROTHMAN, LEIBHAM and COWLES. Referred to Committee on Homeland Security and State Affairs.

- 1 **AN ACT to amend** 125.32 (3) (b) and 125.68 (4) (b) of the statutes; **relating to:**
2 closing hours for certain alcohol beverage retailers.

Analysis by the Legislative Reference Bureau

Under current law, with limited exceptions, no person may sell alcohol beverages to a consumer unless the seller possesses a license or permit authorizing the sale. A Class "A" license authorizes the retail sale of fermented malt beverages (beer), in original packages, for consumption off the licensed premises. A "Class A" license authorizes the retail sale of intoxicating liquor, including wine, in original packages, for consumption off the licensed premises. A retailer operating under a Class "A" license may not sell beer between midnight and 8:00 a.m., although a municipality may, by ordinance, impose more restrictive "closing hours" than these. "Class A" retail premises may not remain open for the sale of intoxicating liquor between the hours of 9:00 p.m. and 8:00 a.m.

This bill changes the morning closing hours for Class "A" and "Class A" retailers from 8:00 a.m. to 6:00 a.m., so that a Class "A" retailer may sell beer from 6:00 a.m. until midnight unless the municipality in which it is located establishes more restrictive closing hours, and a "Class A" retailer may sell intoxicating liquor from 6:00 a.m. until 9:00 p.m.

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

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1 **SECTION 1.** 125.32 (3) (b) of the statutes is amended to read:

2 125.32 (3) (b) Class "A" premises may remain open for the conduct of their
3 regular business but may not sell fermented malt beverages between 12 midnight
4 and ~~8~~ 6 a.m. Subsection (2) does not apply to Class "A" premises between 12
5 midnight and ~~8~~ 6 a.m. or at any other time during which the sale of fermented malt
6 beverages is prohibited by a municipal ordinance adopted under par. (d).

7 **SECTION 2.** 125.68 (4) (b) of the statutes is amended to read:

8 125.68 (4) (b) "*Class A*" retailers. No premises for which a "Class A" license or
9 permit has been issued may remain open for the sale of intoxicating liquor between
10 the hours of 9 p.m. and ~~8~~ 6 a.m.

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(END)