



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1373/1
ARG:kjf

2019 ASSEMBLY BILL 74

March 7, 2019 - Introduced by Representatives VORPAGEL, SUBECK, DUCHOW, GUNDRUM, HUTTON, JAGLER, KITCHENS, MACCO, RAMTHUN, TUSLER, VRUWINK, WICHGERS and BRANDTJEN, cosponsored by Senators KOOYENGA, CRAIG, ERPENBACH, STROEBEL, L. TAYLOR and NASS. Referred to Committee on State Affairs.

AUTHORS SUBJECT TO CHANGE

1 **AN ACT** *to amend* 125.51 (3) (b) of the statutes; **relating to:** retail sales of
2 intoxicating liquor for consumption off the licensed premises.

Analysis by the Legislative Reference Bureau

This bill allows certain liquor retailers to sell distilled spirits, in any quantity, for off-premises consumption in municipalities that allow such off-premises sales.

Under current law, with specific exceptions, no person may sell alcohol beverages at retail unless the person possesses a license or permit authorizing the sale. A "Class B" license, issued by a municipality, authorizes the retail sale of intoxicating liquor, which includes wine and distilled spirits, for consumption on the licensed premises and also authorizes the retail sale, in any quantity, of wine in the original package or container for consumption off the licensed premises. In addition, a municipality may, by ordinance, authorize "Class B" licensees to sell, in quantities not exceeding four liters at any one time, distilled spirits in the original package or container for consumption off the licensed premises.

This bill eliminates the four-liter limit on "Class B" licensees for distilled spirits sales for off-premises consumption in municipalities that, by ordinance, allow such off-premises sales.

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

3 **SECTION 1.** 125.51 (3) (b) of the statutes is amended to read:

ASSEMBLY BILL 74**SECTION 1**

1 125.51 (3) (b) In all municipalities electing by ordinance to come under this
2 paragraph, a retail "Class B" license authorizes the sale of intoxicating liquor to be
3 consumed by the glass only on the premises where sold and also authorizes the sale
4 of intoxicating liquor in the original package or container, in ~~multiples not to exceed~~
5 ~~4 liters at any one time, and any quantity,~~ to be consumed off the premises where sold.
6 ~~Wine, however, may be sold for consumption off the premises in the original package~~
7 ~~or otherwise in any quantity.~~ This paragraph does not apply to a winery that has
8 been issued a "Class B" license. Paragraph (am) applies to all wineries that have
9 been issued a "Class B" license.

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(END)