

No. 638, S.

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CHAPTER 246

AN ACT to repeal and recreate 66.054 (24) of the statutes, as created by chapter 143, laws of 1963, relating to the sale to, or possession by, a minor of malt beverages off the licensed premises and providing a penalty.

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

66.054 (24) of the statutes, as created by chapter 143, laws of 1963, is repealed and recreated to read:

66.054 (24) RESTRICTIONS ON SALE TO AND POSSESSION BY UNEMANCIPATED MINORS. (a) Except as otherwise herein provided, whoever sells or furnishes fermented malt beverages to any unemancipated minor not accompanied by his parent or guardian or a chaperone, for consumption outside of a building or permanent structure covered by a retail Class "B" fermented malt beverage license may be fined not more than \$500 or imprisoned not more than 30 days or both. If a license for a picnic or similar gathering is issued pursuant to sub. (8) (b), an unemancipated minor not accompanied by his parent or guardian or a chaperone may be sold or furnished and may possess fermented malt beverages within such confines as the licensing authority expressly designates on the face of the license.

(b) Any unemancipated minor, not accompanied by his parent or guardian or a chaperone, who possesses fermented malt beverages outside of licensed premises specified in par. (a) may be fined not more than \$500 or imprisoned not more than 30 days or both and the court also shall restrict or suspend the motor vehicle operating privilege as provided in s. 343.30 (6).

(c) It is the legislative intent to require that consumption or possession of fermented malt beverages by unemancipated minors outside of Class "B" licensed premises be under the supervision of their parents, guardians or chaperones.

(d) "Chaperone" in this subsection means a mature, responsible adult who is present to insure propriety at a gathering of young persons.

(e) This subsection does not prevent a minor in the employ of a licensee or permittee from possessing fermented malt beverages for sale or delivery to customers.

(f) This subsection does not apply to sale, furnishing, or possession of fermented malt beverages to or by minors on premises operated by the state for the sale of fermented malt beverages for on-premise consumption.

Approved August 15, 1963.