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1995 ASSEMBLY BILL 522

August 28, 1995 - Introduced by Representative Porter. Referred to Committee on State Affairs.

- 1 AN ACT to create 30.688 and 30.80 (5m) of the statutes; relating to: the use and
- 2 possession of alcohol beverages on certain boats and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person may drink in any motor vehicle while it is on a public highway and no person may have a receptacle containing an alcohol beverage in a privately owned vehicle if the bottle or receptacle has been opened. This bill creates similar restrictions for the drinking and possession of alcohol beverages on privately owned boats. The bill also provides an exemption from these restrictions for passengers on charter boats or other boats hired to transport them.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

- 3 **Section 1.** 30.688 of the statutes is created to read:
 - **30.688 Alcohol beverages in boats. (1)** No person may drink alcohol beverages in any boat when the boat is being operated.
 - (2) No person may possess on his or her person, in a privately owned boat, any bottle or receptacle containing an alcohol beverage if the bottle or receptacle has been opened, the seal has been broken or the contents of the bottle or receptacle have been partially removed.

(3) The owner of a privately owned boat, or its operator if the owner is not on
the boat, may not keep, or allow to be kept, in the boat any bottle or receptacle
containing an alcohol beverage if the bottle or receptacle has been opened, the seal
has been broken or the contents of the bottle or receptacle have been partially
removed.
(4) This section does not apply to passengers in a boat while the boat is being
operated for hire or charter to transport those passengers.
Section 2. 30.80 (5m) of the statutes is created to read:
30.80 (5m) Any person violating s. 30.688 (1), (2) or (3) shall forfeit not more
than \$100.

(END)