

State of Misconsin

LRB-2168/2 PEN:mfd:kat

1997 ASSEMBLY BILL 482

August 21, 1997 – Introduced by Representatives Underheim, Turner, Ainsworth, Albers, Goetsch, Grothman, Gunderson, Hahn, Handrick, Hasenohrl, Huber, Kaufert, Kelso, F. Lasee, J. Lehman, Musser, Ott, Owens, Riley, Seratti, Skindrud and Springer, cosponsored by Senators Farrow and Roessler. Referred to Committee on State Affairs.

AN ACT to amend 125.085 (3) (a) 1.; and to create 125.07 (1) (b) 6. of the statutes;
relating to: providing alcohol beverages to an underage person, offering false
identification purporting to show that an underage person has attained the
legal drinking age and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits any person from providing alcohol beverages to anyone who has not attained the legal drinking age of 21 years of age (underage person). Current law does not specify whether the retail establishment or the individual who dispensed the alcohol is liable for providing alcohol beverages to an underage person, or whether both are liable. Under this bill, only one penalty may be imposed for each alcohol beverage provided to an underage person contrary to law.

Current law also prohibits any person from making or altering an identification card or providing false identification or other documents to an underage person purporting to show that the underage person has attained the legal drinking age. A person who violates these prohibitions without profiting from the violation may be fined not less than \$100 nor more than \$500 or imprisoned for up to 30 days, or both. The bill increases the fine to a minimum of \$250 and to a maximum of \$750.

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

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SECTION 1.	125.07	(1)	(b)	6.	of the	statutes	is	created	to	read

125.07 (1) (b) 6. Only one penalty may be imposed under this paragraph for each alcohol beverage provided to an underage person contrary to this section or a local ordinance in conformity with this section.

Section 2. 125.085 (3) (a) 1. of the statutes is amended to read:

125.085 (3) (a) 1. No person may make, alter or duplicate an official identification card, provide an official identification card to an underage person or knowingly provide other documentation to an underage person purporting to show that the underage person has attained the legal drinking age. No person may possess an official identification card or other documentation used for proof of age with the intent of providing it to an underage person. Except as provided in subds. 2. and 3., any person who violates this subdivision may be fined not less than \$100 \$250 nor more than \$500 \$750 or imprisoned for not less than 10 days nor more than 30 days or both.

15 (END)