

SENATE FILE

237

89 LSO - 0586

SENATE FILE 0237

TH

SF0237

AN ACT to create W.S. 12-4-505; and to amend W.S. 11-10-107 relating to malt beverage sales at the state fair; authorizing the commissioner of agriculture to obtain a permit for the sale of malt beverages at the state fair; providing for fees and procedures; granting rulemaking authority; and providing for an effective date.

Introduced by:

DATE	ACTION	DATE	ACTION
JAN 26 1989	INTRODUCED		PASSED Ayes 34, Nays 30, Absent 0
	READ FIRST TIME		Sent to Senate
	REFERRED TO COM. NO. 5	FEB 27 1989	Received
	REFERRED TO COM. NO. 5	3-25-89	Delivered to Enrolling Section
FEB 1 1989	STANDING COMM. REPORT		2-28-89 SEA No. 106 Signed by President
	Recommended AMEND AND DO PASS		3-1-89 Signed by Speaker
			3-4-89 Approved by Governor
			Chapter No. 244, Session Laws of Wyoming
FEB 3 1989	CONSIDERED IN COM. OF WHOLE		
	Standing Committee Amtd. Failed SF0237SS1/E		
	DO PASS		
FEB 6 1989	READ SECOND TIME		
	DO PASS		
FEB 7 1989	READ THIRD TIME		
	PASSED Ayes 17, Nays 12, EXCLUDED 1, ABSENT 0		
	SENT TO HOUSE		
FEB 8 1989	RECEIVED FROM SENATE		
	READ FIRST TIME		
	REFERRED TO COM. NO. 6		
	DELIVERED TO COM. NO. 6		
FEB 17 1989	RETURNED		
	Recommended do <i>Bayes</i> pass <i>3 nays</i>		
FEB 23 1989	CONSIDERED IN COM. OF WHOLE		
	Recommended do <i>pass</i>		
FEB 24 1989	READ SECOND TIME		
FEB 27 1989	READ THIRD TIME		

CONTINUED ON BACK

SF 237 3rd Date 2-7-89

SENATE ROLL CALL

FIFTIETH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent
APPLEGATE	✓			
BURNETT		✓		
BYRD <i>Exc.</i>			✓	
COE	✓			
DIXON	✓			
DUSL	✓			
EDDINS	✓			
FANOS	✓			
GERINGER		✓		
GRIEVE	✓			
HEALY	✓			
HERBST		✓		
HICKEY		✓		
HOWARD		✓		
KINNEY		✓		
KINNISON	✓			
MADER		✓		
MALDONADO	✓			
NORRIS	✓			
PERRY	✓			
PREVEDEL		✓		
REESE	✓			
SCOTT		✓		
STROOCK	✓			
SULLIVAN, DAN	✓			
TRUE	✓			
TURNER		✓		
TWIFORD	✓			
VINICH		✓		
ZIMMERT				
MR. PRESIDENT		✓		

PRESENT _____

AYES	<u>17</u>
NOES	<u>12</u>
EXCUSED	<u>1</u>
ABSENT	_____
TOTAL	<u>30</u>

5337 Frank Perkins Date 8/27/89

HOUSE ROLL CALL

FIFTIETH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ALDEN	/				PARKER		/		
ARNOLD	/				PERKINS, D.		/		
BEBOUT		/			PERKINS, J.		/		
BLACKWELL	/				PLANT	/			
BOWRON	/				RANKINE		/		
BUDD	/				RATLIFF		/		
CAMERON	/				ROHRBACH	/			
CHAMBERLAIN		/			RYCKMAN		/		
CROSS	/				SCHWOPE	/			
CUBIN		/			SHREVE		/		
DEWITT	/				SIMONS	/			
DICKEY		/			STAUFFER		/		
DUNHAM	/				SULLIVAN, DON	/			
ENZI	/				TEMPEST	/			
FREUDENTHAL	/				THOMAS		/		
GAMS		/			TIBBS		/		
GOODENOUGH	/				TIPPETS		/		
GRANT	/				TIPTON	/			
GUICE	/				TYSDAL		/		
HAGEMAN	/				VASEY	/			
HANSEN		/			VLASTOS		/		
HARRIS	/				WALLIS	/			
HARRISON	/				WATSON	/			
HINES		/			WOLFLEY		/		
HONAKER		/			WRIGHT		/		
HUMPHREY	/				YORDY	/			
JENSEN	/				ZIMMERMAN		/		
LUMMIS		/			ZUMBRUNNEN		/		
MACMILLAN <i>McMillan</i>	/				MR. SPEAKER		/		
MARTON	/				PRESENT				
M REDACTED									
MICHEL		/							
MILLER		/							
MURPHY		/							
ODDE	/								
O'TOOLE	/								

AYES 34
 NOES 30
 EXCUSED _____
 ABSENT _____
 TOTAL 64
 LESS _____

House of Intro
To Com. No. _____
Stand Report Do ___ Amd ___ Not ___
Com Whole Do ___ Amd ___ Not ___
2nd Reading Amd ___
3rd Reading Amd ___ Pass ___ Fail ___

Second House
To Com No. _____
Stand Report Do ___ Amd ___ Not ___
Com Whole Do ___ Amd ___ Not ___
2nd Reading Amd ___
3rd Reading Amd ___ Pass ___ Fail ___

INTRODUCED

1989

STATE OF WYOMING

89LSO-0586.01

SENATE FILE NO. 0237

Malt beverage sales at state fair.

Sponsored by: JOINT AGRICULTURE, PUBLIC LANDS AND WATER
RESOURCES INTERIM COMMITTEE



A BILL

for

1 AN ACT to create W.S. 12-4-505; and to amend W.S.
2 11-10-107 relating to malt beverage sales at the state
3 fair; authorizing the commissioner of agriculture to
4 obtain a permit for the sale of malt beverages at the
5 state fair; providing for fees and procedures; granting
6 rulemaking authority; and providing for an effective date.

7 Be It Enacted by the Legislature of the State of Wyoming:

8 Section 1. W.S. 12-4-505 is created to read:

9 12-4-505. Malt beverage permit for state fair.

1 (a) Upon application, the appropriate licensing
2 authority shall issue to the commissioner of agriculture a
3 malt beverage permit for the sale of malt beverages only
4 on the state fairgrounds during the state fair. W.S.
5 12-5-201 does not apply to this subsection. The issuance
6 of a malt beverage permit under this subsection shall not
7 be considered an alcoholic beverage permit issued on the
8 basis of population as provided in W.S. 12-4-201. Malt
9 beverages shall only be sold for consumption on the state
10 fairgrounds in areas specifically designated by the com-
11 missioner of agriculture.

12 (b) The fee for the permit provided by subsection
13 (a) of this section is one hundred dollars (\$100.00).

14 (c) The commissioner of agriculture shall promulgate
15 rules and regulations concerning:

16 (i) The location of the dispensing rooms;

17 (ii) The location of areas where malt bever-
18 ages may be consumed on the state fairgrounds;

19 (iii) The furnishings and other features of
20 the dispensing rooms;

21 (iv) The hours and days of the operation of

1 the dispensing rooms;

2 (v) A uniform procedure of age identification
3 for all purchasers; and

4 (vi) Other rules and regulations necessary to
5 carry out the purposes of this section.

6 Section 2. W.S. 11-10-107 is amended to read:

7 11-10-107. Power of board to acquire land; authority
8 to make rules and regulations; renting and use of fair-
9 grounds; gambling and liquor prohibited. The board may
10 acquire by donation or lease in the name of the state any
11 lands necessary for conducting the state fair, and may
12 make all rules and regulations necessary for the conduct
13 and government of the exhibitions, the sale of privileges,
14 and the proper control, operation and conduct of the state
15 fair not inconsistent with the constitution and laws of
16 this state. The board may rent out or donate the use of
17 the state fairgrounds for stabling and training stock and
18 holding stock sales. The grounds may be used free of
19 charge for encampment grounds for the state militia under
20 the direction of the adjutant general of the state. The
21 board in its discretion may permit the grounds and facili-
22 ties to be used for other purposes and may charge fees as

1 it deems necessary to pay the expenses of maintaining the
2 grounds and facilities. The board shall not permit any
3 gambling device of any nature to be operated on the
4 grounds, or permit any unlawful betting, or permit any
5 intoxicating liquors to be sold thereon EXCEPT AS PROVIDED
6 BY W.S. 12-4-505.

7 Section 3. This act is effective June 8, 1989.

8 (END)

Malt beverage sales at state fair.

89LSO-0586.C1

FISCAL NOTE

<u>Anticipated REVENUE to:</u>	<u>FY 1990</u>	<u>FY 1991</u>	<u>FY 1992</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED REVENUE	_____	_____	_____

=====

<u>Anticipated COST to:</u>	<u>FY 1990</u>	<u>FY 1991</u>	<u>FY 1992</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED COST	_____	_____	_____

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1. According to a spokesman for the Department of Agriculture, it is estimated that passage of this bill will result in about \$20,000 per year additional revenue which would be deposited in an earmarked fund.
2. No apparent personnel impact.

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, January 31, 1989

Mr. President:

Your Committee No. 5 on AGRICULTURE, PUBLIC LANDS & WATER RESOURCES
 to whom was referred SF No. 0237
 respectfully reports same back to the Senate with the recommendation that

it DO PASS as amended - see Schedule A.

AYES: Senators Grieve, Norris, Healy, Dusi and Applegate

SF 0237 6611

DN



Robert Grieve

Chairman

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, February 16, 1989

Mr. Speaker:

Your Committee No. 6 on TRAVEL, RECREATION & WILDLIFE

to whom was referred S. F. No. 237

respectfully reports same back to the House with the recommendation that

it DO PASS.

AYES

Rep. Blackwell
Bowron
Cameron
Guice
Harris
Tempest

NOES

Rep. Rankine
Wolfley
Shreve


PEG SHREVE,

Chairman

Page 1-line 6 After ";" insert "providing for a disposition of proceeds;".

Page 3-After line 5 insert:

"(d) Proceeds from the sale of malt beverages under this section shall be deposited in an account within the earmarked revenue fund. Funds within the account may only be spent by the commissioner of agriculture for maintaining or improving facilities on the state fair grounds.".
GRIEVE, CHAIRMAN

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