

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 SENATE BILL 1337

By: Bice

6 AS INTRODUCED

7 An Act relating to alcoholic beverages; amending
8 Section 15, Chapter 366, O.S.L. 2016 (37A O.S. Supp.
9 2017, Section 2-103), which relates to distillers'
licenses; modifying acts authorized by license;
10 updating references; and providing an effective date.

11
12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY Section 15, Chapter 366, O.S.L.
14 2016 (37A O.S. Supp. 2017, Section 2-103), is amended to read as
15 follows:

16 Section 2-103. A distiller license shall authorize the holder
17 thereof:

18 1. To manufacture, bottle, package and store spirits on
19 licensed premises;

20 2. To sell spirits in this state to licensed wholesalers and
21 manufacturers only;

22 3. To sell spirits out of this state to qualified persons; to
23 purchase from licensed distillers and rectifiers in this state, and
24

1 import spirits from without this state for manufacturing purposes in
2 accordance with federal laws and regulations; ~~and~~

3 4. To serve free samples of spirits produced only by the
4 licensee to visitors twenty-one (21) years of age and older. For
5 purposes of this section, no visitor may sample more than a total of
6 three (3) fluid ounces of spirits per day. The distiller shall
7 restrict the distribution and consumption of spirits samples to an
8 area within the licensed premises designated by the distiller. A
9 current floor plan that includes the designated sampling area shall
10 be on file with the ABLE Commission. No visitor under twenty-one
11 (21) years of age shall be permitted to enter the designated
12 sampling area when samples are being distributed and consumed.
13 Samples of spirits served by a distiller under this section shall
14 not be considered a sale of spirits within the meaning of Article
15 XXVIII A of the Oklahoma Constitution or Section ~~3~~ 1-103 of this ~~act~~
16 title; provided, such samples of spirits shall be considered removed
17 or withdrawn from the distillery for use or consumption within the
18 meaning of Section ~~113~~ 5-110 of this ~~act~~ title for excise tax
19 determination and reporting requirements; and

20 5. To sell spirits produced by the licensee for either on-
21 premises or off-premises consumption to consumers on the distillery
22 premises, or on premises located contiguous thereto; and

23 6. To sell spirits at public events such as trade shows or
24 festivals.

SECTION 2. This act shall become effective October 1, 2018.

56-2-2285 CD 1/18/2018 1:38:17 PM