

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE
BILL NO. 1349

By: McEntire of the House

and

Coleman of the Senate

An Act relating to alcoholic beverages; amending
Section 21, Chapter 366, O.S.L. 2016 (37A O.S. Supp.
2018, Section 2-109), which relates to certain retail
licenses; modifying restriction on sale of malt
beverages; and providing an effective date.

AMENDMENT NO. 1. Page 3, line 5, delete "November 1, 2019" and
insert "July 1, 2020", add emergency clause and
amend the title to conform

Passed the Senate the 24th day of February, 2020.

Presiding Officer of the Senate

Passed the House of Representatives the 24th day of February,
2020.

Presiding Officer of the House
of Representatives

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

SECTION 1. AMENDATORY Section 21, Chapter 366, O.S.L. 2016 (37A O.S. Supp. 2018, Section 2-109), is amended to read as follows:

Section 2-109. A. A retail spirits license shall authorize the holder thereof:

1. To purchase wine or spirits from a wine and spirits wholesaler;
2. To purchase beer from a beer distributor or from the holder of a small brewer self-distribution license; and

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4 3. To sell same on the licensed premises in such containers to
5 consumers for off-premises consumption only and not for resale;
6 provided, spirits, wine and beer may be sold to charitable
7 organizations that are holders of charitable alcoholic beverage
8 auction or charitable alcoholic beverage event licenses.

9 B. A retail wine license shall authorize the holder thereof:

10 1. To purchase wine from a wine and spirits wholesaler;

11 2. To purchase wine from a small farm winemaker who is
12 permitted and has elected to self-distribute as provided in Article
13 ~~XXVIII~~ XXVIII-A of the Oklahoma Constitution; and

14 3. To sell same on the licensed premises in such containers to
15 consumers for off-premises consumption only and not for resale;
16 provided, wine may be sold to charitable organizations that are
17 holders of charitable alcoholic beverage auction or charitable
18 alcoholic beverage event licenses.

19 Provided, no holder of a ~~Retail Wine License~~ retail wine license
20 may sell wine with alcohol beverage volume in excess of fifteen
21 percent (15%).

22 C. A retail beer license shall authorize the holder thereof:

23 1. To purchase beer from a beer distributor;
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4 2. To purchase beer from the holder of a small brewer self-
5 distribution license; and

6 3. To sell same on the licensed premises in such containers to
7 consumers for off-premises consumption only and not for resale;
8 provided, beer may be sold to charitable organizations that are
9 holders of charitable alcoholic beverage auction or charitable
10 alcoholic beverage event licenses.

11 Provided, no holder of a ~~Retail Beer License~~ retail beer license
12 may sell a malt beverage with alcohol beverage volume in excess of
13 ~~eight and ninety-nine/one hundredths percent (8.99%)~~ fifteen percent
14 (15%).

15 SECTION 2. This act shall become effective November 1, 2019.

16 Passed the House of Representatives the 13th day of March, 2019.

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19 Presiding Officer of the House
of Representatives

20 Passed the Senate the ____ day of _____, 2019.

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23 Presiding Officer of the Senate
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