1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	2nd Session of the 58th Legislature (2022)
4	ENGROSSED SENATE
5	BILL NO. 1714 By: Garvin of the Senate
6	and
7	Caldwell (Trey) of the House
8	
9	[alcoholic beverages - modifying fees for certain
10	license holders -
11	emergency]
12	
13	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
14	SECTION 1. AMENDATORY 37A O.S. 2021, Section 2-101, is
15	amended to read as follows:
16	Section 2-101. A. Except as otherwise provided in this
17	section, the licenses issued by the ABLE Commission, and the annual
18	fees therefor, shall be as follows:
19	1. Brewer License\$1,250.00
1920	1. Brewer License
20	2. Small Brewer License\$125.00
20	2. Small Brewer License

1	7.	Wine and Spirits Wholesaler License\$3,000.00
2	8.	Beer Distributor License\$750.00
3	9.	The following retail spirits license fees
4		shall be determined by the latest Federal
5		Decennial Census:
6		a. Retail Spirits License for cities and
7		towns from 200 to 2,500 population \$305.00
8		b. Retail Spirits License for cities and
9		towns from 2,501 to 5,000 population \$605.00
10		c. Retail Spirits License for cities and
11		towns over 5,000 population\$905.00
12	10.	Retail Wine License\$1,000.00
13	11.	Retail Beer License\$500.00
14	12.	Mixed Beverage License\$1,005.00
15		(initial license)
16		\$905.00
17		(renewal)
18	13.	Mixed Beverage/Caterer Combination License \$1,250.00
19	14.	On-Premises Beer and Wine License\$500.00
20		(initial license)
21		\$450.00
22		(renewal)
23	15.	Bottle Club License\$1,000.00
24		(initial license)

1		\$900.00
2		(renewal)
3	16.	Caterer License\$1,005.00
4		(initial license)
5		\$905.00
6		(renewal)
7	17.	Annual Special Event License\$55.00
8	18.	Quarterly Special Event License\$55.00
9	19.	Hotel Beverage License\$1,005.00
10		(initial license)
11		\$905.00
12		(renewal)
13	20.	Airline/Railroad/Commercial Passenger Vessel Beverage
13 14	20.	Airline/Railroad/Commercial Passenger Vessel Beverage License\$1,005.00
	20.	
14	20.	License\$1,005.00
14 15	20.	License
14 15 16	20.	License
14 15 16 17		License
14 15 16 17	21.	License\$1,005.00 (initial license) \$905.00 (renewal) Agent License\$55.00
14 15 16 17 18	21. 22.	License
14 15 16 17 18 19	21. 22. 23.	License
14 15 16 17 18 19 20 21	21. 22. 23. 24.	License. \$1,005.00 (initial license) \$905.00 (renewal) (renewal) Agent License \$55.00 Employee License \$30.00 Industrial License \$23.00 Carrier License \$23.00

1	28.	Nonresident Seller License \$750.00
2	29.	Manufacturer License:
3		a. 50 cases or less sold in Oklahoma in
4		last calendar year\$50.00
5		b. 51 to 500 cases sold in Oklahoma in
6		last calendar year \$75.00
7		c. 501 cases or more sold in Oklahoma in
8		last calendar year\$150.00
9	30.	Manufacturer's Agent License\$55.00
10	31.	Sacramental Wine Supplier License\$100.00
11	32.	Charitable Auction License\$1.00
12	33.	Charitable Alcoholic Beverage License\$55.00
13	34.	Winemaker Self-Distribution License:
14		a. produced ten thousand (10,000) gallons
15		or less in last calendar year\$350.00
16		b. produced more than ten thousand
17		(10,000) gallons but no more than
18		fifteen thousand (15,000) gallons in
19		<u>last calendar year</u> \$750.00
20	35.	Annual Public Event License\$1,005.00
21	36.	One-Time Public Event License\$255.00
22	37.	Small Brewer Self-Distribution License:
23		a. produced fifteen thousand (15,000)

1	b. produced more than fifteen thousand
2	(15,000) barrels in last calendar year \$750.00
3	38. Brewpub License\$1,005.00
4	39. Brewpub Self-Distribution License\$750.00
5	40. Complimentary Beverage License\$75.00
6	41. Satellite Tasting Room License\$100.00
7	B. 1. There shall be added to the initial or renewal fees for
8	a Mixed Beverage License an administrative fee, which shall not be
9	deemed to be a license fee, in the amount of Five Hundred Dollars
10	($\$500.00$), which shall be paid at the same time and in the same
11	manner as the license fees prescribed by paragraph 12 of subsection
12	A of this section; provided, this fee shall not be assessed against
13	service organizations or fraternal beneficiary societies which are
14	exempt under Section 501(c)(19), (8) or (10) of the Internal Revenue
15	Code.
16	2. There shall be added to the fee for a Mixed Beverage/Caterer
17	Combination License an administrative fee, which shall not be deemed
18	to be a license fee, in the amount of Two Hundred Fifty Dollars
19	($\$250.00$), which shall be paid at the same time and in the same
20	manner as the license fee prescribed by paragraph 13 of subsection A
21	of this section.
22	C. Notwithstanding the provisions of subsection A of this

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section:

- 1. The license fee for a mixed beverage or bottle club license

 2 for those service organizations or fraternal beneficiary societies

 3 which are exempt under Section 501(c)(19), (8) or (10) of the

 4 Internal Revenue Code shall be Five Hundred Dollars (\$500.00) per

 5 year; and
 - 2. The renewal fee for an airline/railroad/commercial passenger vessel beverage license held by a railroad described in 49 U.S.C., Section 24301, shall be One Hundred Dollars (\$100.00).
 - D. An applicant may apply for and receive both an on-premises beer and wine license and a caterer license.
 - E. All licenses, except as otherwise provided, shall be valid for one (1) year from date of issuance unless revoked or surrendered. Provided, all employee licenses shall be valid for two (2) years.
- The holder of a license, issued by the ABLE Commission, for 15 a bottle club located in a county of this state where the sale of 16 alcoholic beverages by the individual drink for on-premises 17 consumption has been authorized, may exchange the bottle club 18 license for a mixed beverage license or an on-premises beer and wine 19 license and operate the licensed premises as a mixed beverage 20 establishment or an on-premises beer and wine establishment subject 21 to the provisions of the Oklahoma Alcoholic Beverage Control Act. 22 There shall be no additional fee for such exchange and the mixed 23 24 beverage license or on-premises beer and wine license issued shall

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1	expire one (1) year from the date of issuance of the original bottle
2	club license.
3	G. In addition to the applicable licensing fee, the following
4	surcharge shall be assessed annually on the following licenses:
5	1. Nonresident Seller License\$2,500.00
6	2. Manufacturer License:
7	a. 50 cases or less sold in Oklahoma in
8	last calendar year\$100.00
9	b. 51 to 500 cases sold in Oklahoma in
10	last calendar year\$225.00
11	c. 501 cases or more sold in Oklahoma in
12	last calendar year\$450.00
13	3. Wine and Spirits Wholesaler License\$2,500.00
14	4. Beer Distributor\$1,000.00
15	5. Retail Spirits License for cities and towns
16	over 5,000 population\$250.00
17	6. Retail Spirits License for cities and towns
18	from 2,501 to 5,000 population\$200.00
19	7. Retail Spirits License for cities and towns
20	from 200 to 2,500 population\$150.00
21	8. Retail Wine License\$250.00
22	9. Retail Beer License\$250.00
23	10. Mixed Beverage License\$25.00
24	11. Mixed Beverage/Caterer Combination License\$25.00

1	12. Caterer License\$25.00
2	13. On-Premises Beer and Wine License\$25.00
3	14. Annual Public Event License\$25.00
4	15. Small Farm Winery License\$25.00
5	16. Small Brewer License\$35.00
6	17. Complimentary Beverage License\$25.00
7	The surcharge shall be paid concurrent with the licensee's
8	annual licensing fee and, in addition to Five Dollars (\$5.00) of the
9	employee license fee, shall be deposited in the Alcoholic Beverage
10	Governance Revolving Fund established pursuant to Section 5-128 of
11	this title.
12	H. Any license issued by the ABLE Commission under this title
13	may be relied upon by other licensees as a valid license, and no
14	other licensee shall have any obligation to independently determine
15	the validity of such license or be held liable solely as a
16	consequence of another licensee's failure to maintain a valid
17	license.
18	SECTION 2. It being immediately necessary for the preservation
19	of the public peace, health or safety, an emergency is hereby
20	declared to exist, by reason whereof this act shall take effect and
21	be in full force from and after its passage and approval.
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23	COMMITTEE REPORT BY: COMMITTEE ON ALCOHOL, TOBACCO AND CONTROLLED SUBSTANCES, dated 04/14/2022 - DO PASS, As Amended.

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