

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB8 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____
Reading Clerk
Amendment submitted by: TJ Marti _____

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

FLOOR SUBSTITUTE

FOR ENGROSSED

SENATE BILL NO. 8

By: Garvin of the Senate

and

Marti of the House

FLOOR SUBSTITUTE

An Act relating to alcoholic beverages; amending 37A O.S. 2021, Section 2-129, which relates to charitable alcoholic beverage licenses; updating statutory language; exempting certain organizations from certain amount of licenses issued each year; and declaring an emergency.

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

SECTION 1. AMENDATORY 37A O.S. 2021, Section 2-129, is amended to read as follows:

Section 2-129. A. A charitable auction or charitable alcoholic beverage event license may be issued to a charitable organization exempt from taxation under Section 501(c)(3), (4), (5), (6), (7), (8), (9), (10) or (19) of the United States Internal Revenue Code. The charitable alcoholic beverage event license shall authorize the holder thereof to conduct a wine, spirit and/or beer event which may consist of one or more of a wine, spirit and/or beer-tasting event,

1 a wine, spirit and/or beer dinner event or a wine, spirit and/or
2 beer auction, which may be either a live auction conducted by an
3 auctioneer or a silent auction for which:

4 1. Bid sheets are accepted from interested bidders at the
5 event;

6 2. The holders of tickets are allowed to bid online for a
7 period not exceeding thirty (30) days prior to the event; or

8 3. Both bid sheets are accepted at the event and online bids
9 are accepted pursuant to paragraph 2 of this subsection.

10 B. A charitable alcoholic beverage event shall be conducted
11 solely to raise funds for charitable purposes. A charitable
12 alcoholic beverage license shall allow the event attendees access to
13 tastings, samples, dinners and alcoholic beverages as parts of their
14 entrance fee or ticket price. Wine, spirits and/or beer used in,
15 served or consumed at a charitable alcoholic beverage event may be
16 purchased by the charitable organization or donated by any person or
17 entity.

18 C. The charitable alcoholic beverage event license shall be
19 issued for a period not exceeding four (4) days. Only eight such
20 licenses may be issued to an organization in any twelve-month
21 period; however, institutions of higher education in this state
22 shall not be restricted to the maximum number of event licenses
23 issued in any twelve-month period pursuant to this subsection. The
24 charitable organization holding a charitable alcoholic beverage

1 event license shall not be required to obtain a special event
2 license.

3 D. Charitable auction and charitable alcoholic beverage event
4 license holders may also utilize a licensed caterer to provide
5 additional alcohol services at the event and on the premises.

6 E. The charitable auction license shall authorize the holder
7 thereof to auction wine, spirits and/or beer purchased from a retail
8 package store or received as a gift from an individual if the
9 auction is conducted to raise funds for charitable purposes. The
10 charitable auction license shall be issued for a period not to
11 exceed two (2) days. Only four such licenses shall be issued to an
12 organization in any twelve-month period. The maximum amount of
13 wine, spirits and/or beer auctioned pursuant to the charitable
14 auction license shall not exceed fifty (50) gallons. All wines,
15 beer and spirits auctioned pursuant to the charitable auction
16 license shall be registered and all fees and taxes shall be paid in
17 accordance with the Oklahoma Alcoholic Beverage Control Act.

18 F. No charitable alcoholic beverage event license shall be
19 required for an organization, association or nonprofit corporation
20 which is an economic development chamber or similar entity, provided
21 the event is not conducted primarily for fundraising purposes, and
22 provided the services of a licensed caterer are used to provide and
23 distribute the alcoholic beverages at the event.

1 SECTION 2. It being immediately necessary for the preservation
2 of the public peace, health or safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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6 59-2-10853 JL 04/08/24

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