

An Act

ENROLLED SENATE
BILL NO. 465

By: Coleman of the Senate

and

Culver, Ranson, and Deck of
the House

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

SUBJECT: Alcohol licenses

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)~~ 501(c)(4), ~~(5)~~ 501(c)(5), ~~(6)~~ 501(c)(6), ~~(7)~~ 501(c)(7), ~~(8)~~ 501(c)(8), ~~(9)~~ 501(c)(9), ~~(10)~~ 501(c)(10) or ~~(19)~~ 501(c)(19) of the United States Internal Revenue Code of 1986, as amended. 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, a wine, spirit and/or beer dinner event or a wine, spirit and/or beer auction, which may be either a live auction conducted by an auctioneer or a silent auction for which:

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

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

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

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

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

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

E. The charitable auction license shall authorize the holder thereof to auction wine, spirits and/or beer purchased from a retail package store or received as a gift from an individual if the auction is conducted to raise funds for charitable purposes. The charitable auction license shall be issued for a period not to exceed two (2) days. Only four such licenses shall be issued to an organization in any twelve-month period; provided, institutions of higher education in this state shall not be restricted to the maximum number of auction licenses issued in any twelve-month period pursuant to this subsection. The maximum amount of wine, spirits and/or beer auctioned pursuant to the charitable auction license shall not exceed fifty (50) gallons. All wines, beer and spirits auctioned pursuant to the charitable auction license shall be

registered and all fees and taxes shall be paid in accordance with the Oklahoma Alcoholic Beverage Control Act.

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

Passed the Senate the 10th day of March, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the 30th day of April, 2025.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____