

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 60th Legislature (2025)

4 ENGROSSED SENATE
5 BILL NO. 465

By: Coleman of the Senate

and

Culver of the House

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

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

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

18 Section 2-129. A. A charitable auction or charitable alcoholic
19 beverage event license may be issued to a charitable organization
20 exempt from taxation under Section 501(c)(3), ~~+(4)+~~ 501(c)(4), ~~+(5)+~~
21 501(c)(5), ~~+(6)+~~ 501(c)(6), ~~+(7)+~~ 501(c)(7), ~~+(8)+~~ 501(c)(8), ~~+(9)+~~
22 501(c)(9), ~~+(10)+~~ 501(c)(10) or ~~+(19)+~~ 501(c)(19) of the United States
23 Internal Revenue Code of 1986, as amended. The charitable alcoholic
24 beverage event license shall authorize the holder thereof to conduct
25 a wine, spirit and/or beer event which may consist of one or more of

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

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

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

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

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

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

1 charitable organization holding a charitable alcoholic beverage
2 event license shall not be required to obtain a special event
3 license.

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

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

22 F. No charitable alcoholic beverage event license shall be
23 required for an organization, association or nonprofit corporation
24 which is an economic development chamber or similar entity, provided

1 the event is not conducted primarily for fundraising purposes, and
2 provided the services of a licensed caterer are used to provide and
3 distribute the alcoholic beverages at the event.

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

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9 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES, dated
10 04/16/2025 - DO PASS.

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