

1 HB119
2 216269-3
3 By Representative Isbell
4 RFD: Economic Development and Tourism
5 First Read: 13-JAN-22

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ENROLLED, An Act,

Relating to alcoholic beverages; to allow a retailer licensed to sell beer or wine for off-premises consumption to use a drive-through or walk-up window for the purchase of beer and wine; to allow a retailer licensed to sell alcoholic beverages for on-premises consumption, off-premises consumption, or both, to sell alcoholic beverages using curbside pick-up or takeout services with certain restrictions; and to require the Alcoholic Beverage Control Board to adopt rules.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) Any retailer licensed to sell beer or wine for off-premises consumption by the Alcoholic Beverage Control Board may contain facilities for the sale of beer or table wine, or both, by means of a "drive-up," "walk-up," or "drive-thru" window or other type of exterior access. Any employee handling beer or wine at the "drive-up," "walk-up," or "drive-thru" window must be 21 years of age or older.

(b) Any sale made pursuant to subsection (a) shall be subject to all existing federal, state, and local laws, rules, and regulations for the sale of alcoholic beverages.

(c) Not later than January 1, 2023, the board shall adopt rules to implement this section.

1 Section 2. (a) A licensee of the Alcoholic Beverage
2 Control Board who holds a license that allows the sale of
3 alcoholic beverages for on-premises consumption or for
4 off-premises consumption, or both, may sell alcoholic
5 beverages, for off-premises consumption only, using curbside
6 pick-up or takeout services.

7 (b) All alcoholic beverages sold pursuant to this
8 section must be in sealed, unopened containers and as follows:

9 (1) Liquor may be sold in any size bottle, provided
10 the total amount of liquor sold may not exceed one liter per
11 customer.

12 (2) Table wine may be sold in any size bottle,
13 provided the total amount of table wine sold may not exceed
14 1500 milliliters per customer.

15 (3) Beer may be sold in any packaging and in any
16 size container, provided the total amount of beer sold may not
17 exceed 288 ounces. Draft beer may be sold only in areas where
18 draft sales are authorized and sealing requirements are met.

19 (c) Any employee handling alcoholic beverages for a
20 pick-up or takeout order must be 21 years of age or older and
21 must verify that the recipient is 21 years of age or older.

22 (d) The licensee is responsible for complying with
23 all other laws of Title 28, Code of Alabama 1975, and rules
24 adopted by the board thereunder.

1 Section 3. This act shall become effective July 1,
2 2022, following its passage and approval by the Governor, or
3 its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 10-FEB-22.

Jeff Woodard
Clerk

Senate	<hr/> 05-APR-22 <hr/>	Amended and Passed
House	<hr/> 06-APR-22 <hr/>	Concurred in Senate Amendment