

This Document can be made available
in alternative formats upon request

State of Minnesota

Printed
Page No. **110**

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **2290**

03/11/2019 Authored by Carlson, A., and O'Driscoll
The bill was read for the first time and referred to the Committee on Commerce
03/18/2019 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time

1.1 A bill for an act
1.2 relating to liquor; providing for hours of sale; authorizing licenses; providing for
1.3 an accounting adjustment; amending Minnesota Statutes 2018, sections 340A.410,
1.4 subdivision 10; 340A.504, subdivision 4; 340A.5041; 340A.602; Laws 1999,
1.5 chapter 202, section 13, as amended.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2018, section 340A.410, subdivision 10, is amended to
1.8 read:

1.9 Subd. 10. **Temporary licenses; restrictions.** (a) A municipality may not issue more
1.10 than three four-day, four three-day, six two-day, or 12 one-day temporary licenses, in any
1.11 combination not to exceed 12 days per year, under section 340A.404, subdivision 10, for
1.12 the sale of alcoholic beverages to any one organization or registered political committee,
1.13 or for any one location, within a 12-month period.

1.14 (b) A municipality may not issue more than one temporary license under section
1.15 340A.404, subdivision 10, for the sale of alcoholic beverages to any one organization or
1.16 registered political committee, or for any one location, within any 30-day period unless the
1.17 licenses are issued in connection with an event officially designated a community festival
1.18 by the municipality.

1.19 This restriction does not apply to a municipality with a population of ~~5,000~~ 10,000 or
1.20 fewer people.

1.21 (c) A municipality that issues separate temporary wine and liquor licenses may separately
1.22 apply the limitations contained in paragraphs (a) and (b) to the issuance of such licenses to
1.23 any one organization or registered political committee, or for any one location.

2.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.2 Sec. 2. Minnesota Statutes 2018, section 340A.504, subdivision 4, is amended to read:

2.3 Subd. 4. **Intoxicating liquor; off-sale.** (a) No sale of intoxicating liquor may be made
2.4 by an off-sale licensee:

2.5 (1) on Sundays, except between the hours of ~~11:00~~ 10:00 a.m. and ~~6:00~~ 5:00 p.m.;

2.6 (2) before 8:00 a.m. or after 10:00 p.m. on Monday through Saturday;

2.7 (3) on Thanksgiving Day;

2.8 (4) on Christmas Day, December 25; or

2.9 (5) after 8:00 p.m. on Christmas Eve, December 24.

2.10 (b) No delivery of alcohol to an off-sale licensee may be made by a wholesaler or accepted
2.11 by an off-sale licensee on a Sunday. No order solicitation or merchandising may be made
2.12 by a wholesaler on a Sunday.

2.13 (c) Notwithstanding paragraph (a), sales of intoxicating liquor may be made by an off-sale
2.14 licensee: (1) between the hours of 8:00 a.m. and 5:00 p.m., if Christmas Eve, December 24,
2.15 falls on a Sunday; and (2) between 10:00 a.m. and 10:00 p.m., if New Year's Eve, December
2.16 31, falls on a Sunday.

2.17 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.18 Sec. 3. Minnesota Statutes 2018, section 340A.5041, is amended to read:

2.19 **340A.5041 AIRPORT COMMISSION; EXTENDED HOURS.**

2.20 Notwithstanding any law, rule, or ordinance to the contrary, the Metropolitan Airports
2.21 Commission may ~~allow extended hours of sale~~ set the hours of sale at on-sale locations
2.22 within the security areas of the Lindbergh and Humphrey Terminals. ~~Extended hours are~~
2.23 ~~allowed for sales during the hours between 6:00 a.m. and 2:00 a.m. Monday through Sunday.~~

2.24 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.25 Sec. 4. Minnesota Statutes 2018, section 340A.602, is amended to read:

2.26 **340A.602 CONTINUATION.**

2.27 In any city in which the report of the operations of a municipal liquor store has shown
2.28 a net loss prior to interfund transfer and without regard to costs related to pension obligations
2.29 of store employees, as required by Statement 68 of the Governmental Accounting Standards

3.1 Board, in any two of three consecutive years, the city council shall, not more than 45 days
3.2 prior to the end of the fiscal year following the three-year period, hold a public hearing on
3.3 the question of whether the city shall continue to operate a municipal liquor store. Two
3.4 weeks' notice, written in clear and easily understandable language, of the hearing must be
3.5 printed in the city's official newspaper. Following the hearing the city council may on its
3.6 own motion or shall upon petition of five percent or more of the registered voters of the
3.7 city, submit to the voters at a general or special municipal election the question of whether
3.8 the city shall continue or discontinue municipal liquor store operations by a date which the
3.9 city council shall designate. The date designated by the city council must not be more than
3.10 30 months following the date of the election. The form of the question shall be: "Shall the
3.11 city of (name) discontinue operating the municipal liquor store on (Month xx, 2xxx)?".

3.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.

3.13 Sec. 5. Laws 1999, chapter 202, section 13, as amended by Laws 2013, chapter 42, section
3.14 8, and Laws 2017, First Special Session chapter 4, article 5, section 10, is amended to read:

3.15 Sec. 13. **CITY OF ST. PAUL; LICENSES AUTHORIZED.**

3.16 (a) The city of St. Paul may issue temporary intoxicating liquor licenses under Minnesota
3.17 Statutes, section 340A.404, subdivision 10, to Macalester college for the Macalester Scottish
3.18 fair, Springfest, and for the annual alumni reunion weekend without regard to the limitation
3.19 in Minnesota Statutes, section 340A.410, subdivision 10, paragraph (b).

3.20 (b) Notwithstanding Minnesota Statutes, section 340A.412, subdivision 4, the city of
3.21 St. Paul may issue a temporary on-sale intoxicating liquor license to Twin Cities in Motion,
3.22 or its successor organization, if any. The license may authorize the sale of intoxicating liquor
3.23 on the grounds of the state capitol on both days of the day weekend of the Twin Cities
3.24 Marathon. Any malt liquor and 3.2 percent malt liquor sold must be produced by a Minnesota
3.25 brewery. All provisions of Minnesota Statutes, section 340A.404, subdivision 10, not
3.26 inconsistent with this section, apply to the license authorized by this section.

3.27 **EFFECTIVE DATE.** This section is effective upon approval by the St. Paul city council
3.28 and compliance with Minnesota Statutes, section 645.021.

3.29 Sec. 6. **CITY OF EDINA; SPECIAL LICENSE.**

3.30 The city of Edina may issue an on-sale intoxicating liquor license to a retailer located
3.31 at 6801 France Avenue South, or to an entity holding a concessions or catering contract
3.32 with the retailer, for use on the premises of the retailer, notwithstanding any law or local

4.1 ordinance to the contrary. The license authorized by this section may be issued for space
4.2 that is not compact and contiguous, provided that all such space is included in the description
4.3 of the licensed premises on the approved license application. The license authorizes sales
4.4 on all days of the week.

4.5 **EFFECTIVE DATE.** This section is effective upon approval by the Edina city council
4.6 and compliance with Minnesota Statutes, section 645.021.

4.7 **Sec. 7. ROSEVILLE; GOLF COURSE LIQUOR LICENSE.**

4.8 Notwithstanding any law or ordinance to the contrary, the city of Roseville may issue
4.9 an on-sale intoxicating liquor license for the Roseville Cedarholm Golf Course that is located
4.10 at 2323 Hamline Avenue North and is owned by the city. The provisions of Minnesota
4.11 Statutes, chapter 340A, not inconsistent with this section, apply to the license issued under
4.12 this section. The city of Roseville is deemed the licensee under this section, and the provisions
4.13 of Minnesota Statutes, sections 340A.603 and 340A.604, apply to the license as if the
4.14 establishment were a municipal liquor store.

4.15 **EFFECTIVE DATE.** This section is effective upon approval by the Roseville city
4.16 council and compliance with Minnesota Statutes, section 645.021.