

SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION

S.F. No. 78

(SENATE AUTHORS: WESTROM)

DATE	D-PG	OFFICIAL STATUS
01/10/2019	59	Introduction and first reading
		Referred to Agriculture, Rural Development, and Housing Policy
02/21/2019	463a	Comm report: To pass as amended and re-refer to Agriculture, Rural Development, and Housing Finance

1.1 A bill for an act

1.2 relating to agriculture; excluding sales of off-sale alcoholic beverages when

1.3 determining a food handler license fee; amending Minnesota Statutes 2018, section

1.4 28A.16.

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

1.6 Section 1. Minnesota Statutes 2018, section 28A.16, is amended to read:

1.7 **28A.16 PERSONS SELLING LIQUOR.**

1.8 (a) The provisions of the Minnesota consolidated food licensing law, sections 28A.01

1.9 to 28A.16 and acts amendatory thereto, shall not apply to persons licensed to sell 3.2 percent

1.10 malt liquor "on-sale" as provided in section 340A.403, or to persons licensed to sell

1.11 intoxicating liquors "on-sale" or "off-sale" as provided in sections 340A.404 to 340A.407,

1.12 provided that these persons sell only ice manufactured and packaged by another, or bottled

1.13 or canned soft drinks and prepacked candy at retail, or to persons licensed to sell intoxicating

1.14 liquors at wholesale to retailers as provided in section 340A.301.

1.15 (b) When an exclusive liquor store is not exempt under paragraph (a), the commissioner

1.16 must exclude all gross sales of off-sale alcoholic beverages by the exclusive liquor store

1.17 when determining the applicable license fee under section 28A.08, subdivision 3.

1.18 (c) For purposes of this section, "exclusive liquor store," "alcoholic beverage,"

1.19 "intoxicating liquor," and "wholesaler" have the meanings given in section 340A.101.