

1 ENGROSSED HOUSE
2 BILL NO. 1349

By: McEntire of the House

and

Coleman of the Senate

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6 An Act relating to alcoholic beverages; amending
7 Section 21, Chapter 366, O.S.L. 2016 (37A O.S. Supp.
8 2018, Section 2-109), which relates to certain retail
9 licenses; modifying restriction on sale of malt
10 beverages; and providing an effective date.

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

12 SECTION 1. AMENDATORY Section 21, Chapter 366,
13 O.S.L. 2016 (37A O.S. Supp. 2018, Section 2-109), is amended
14 to read as follows:

15 Section 2-109. A. A retail spirits license shall
16 authorize the holder thereof:

17 1. To purchase wine or spirits from a wine and spirits
18 wholesaler;

19 2. To purchase beer from a beer distributor or from the holder
20 of a small brewer self-distribution license; and

21 3. To sell same on the licensed premises in such containers to
22 consumers for off-premises consumption only and not for resale;
23 provided, spirits, wine and beer may be sold to charitable
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1 organizations that are holders of charitable alcoholic beverage
2 auction or charitable alcoholic beverage event licenses.

3 B. A retail wine license shall authorize the holder thereof:

4 1. To purchase wine from a wine and spirits wholesaler;

5 2. To purchase wine from a small farm winemaker who is
6 permitted and has elected to self-distribute as provided in Article
7 ~~XXVIII~~ XXVIII-A of the Oklahoma Constitution; and

8 3. To sell same on the licensed premises in such containers to
9 consumers for off-premises consumption only and not for resale;
10 provided, wine may be sold to charitable organizations that are
11 holders of charitable alcoholic beverage auction or charitable
12 alcoholic beverage event licenses.

13 Provided, no holder of a ~~Retail Wine License~~ retail wine license
14 may sell wine with alcohol beverage volume in excess of fifteen
15 percent (15%).

16 C. A retail beer license shall authorize the holder thereof:

17 1. To purchase beer from a beer distributor;

18 2. To purchase beer from the holder of a small brewer self-
19 distribution license; and

20 3. To sell same on the licensed premises in such containers to
21 consumers for off-premises consumption only and not for resale;
22 provided, beer may be sold to charitable organizations that are
23 holders of charitable alcoholic beverage auction or charitable
24 alcoholic beverage event licenses.

1 Provided, no holder of a ~~Retail Beer License~~ retail beer license
2 may sell a malt beverage with alcohol beverage volume in excess of
3 ~~eight and ninety nine/one hundredths percent (8.99%)~~ fifteen percent
4 (15%).

5 SECTION 2. This act shall become effective November 1, 2019.

6 Passed the House of Representatives the 13th day of March, 2019.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ___ day of _____, 2019.

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Presiding Officer of the Senate

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