1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	1st Session of the 56th Legislature (2017)
4	ENGROSSED SENATE BILL NO. 174 By: Bice of the Senate
5	
6	and
7	Mulready of the House
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9	An Act relating to alcoholic beverages; amending
10	Section 68, Chapter 366, O.S.L. 2016 (37A O.S. Supp. 2016, Section 2-156), which relates to package
11	stores; allowing spouse of retail spirits license holder to have certain interest; modifying licenses which spouse may hold; and providing an effective
12	date.
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15	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
16	SECTION 1. AMENDATORY Section 68, Chapter 366, O.S.L.
17	2016 (37A O.S. Supp. 2016, Section 2-156), is amended to read as
18	follows:
19	Section 2-156. A. No retail spirits license shall be issued to
20	a corporation, limited liability company or similar business entity.
21	No person may own any interest in more than two package stores <u>;</u>
22	provided, a spouse of a retail spirits license holder may hold a
23	separate interest in up to two (2) package stores. For the purpose
24	only of establishing whether or not a person owns an interest in

more than one package store, any person having a beneficial interest in any package store shall be deemed to be a partner in the package store except that the spouse of any retail spirits license holder or partner shall not be deemed to be a partner or have a beneficial interest in a package store unless his or her name appears on the license. A beneficial interest shall be any interest that benefits from any sales or profits of the package store.

B. For purposes of this section, any spouse of a retail spirits
license holder shall not hold another license provided for pursuant
to the Oklahoma Alcoholic Beverage Control Act, except a retail wine
license, retail beer license, on-premises beer and wine license,
mixed beverage license or, a caterer's license or a retail spirits
license.

C. Package stores licensed under the Oklahoma Alcoholic 14 15 Beverage Control Act may sell only alcoholic beverages in retail containers as defined in Section 3 1-103 of this act title, in the 16 original package for consumption off the premises. All retail sales 17 shall be made on the licensed premises and all deliveries off the 18 premises, at retail, of intoxicating liquor or beer are hereby 19 prohibited. Provided, a holder of a Retail Spirits License shall be 20 permitted to sell at retail any item that may be purchased at a 21 grocery store or convenience store, as defined by law, except for 22 motor fuel, so long as the sale of items other than alcoholic 23

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1	beverages do not comprise more than twenty percent (20%) of the
2	holder's monthly sales.
3	SECTION 2. This act shall become effective October 1, 2018.
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5	COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM, dated 04/05/2017 - DO PASS.
6	uateu 04/03/2017 - D0 FASS.
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