

1 2. Suffer or permit any retail container to be opened, or any
2 alcoholic beverage to be consumed on the licensed premises, unless
3 otherwise permitted by law;

4 3. Sell any alcoholic beverages at any hour other than between
5 the hours of 8:00 a.m. and midnight Monday through Saturday, and
6 shall not be permitted to be open on Thanksgiving Day or Christmas
7 Day; provided, a county may, pursuant to the provisions of
8 subsections B and C of Section 3-124 of this title, elect to allow
9 such sales between the hours of noon and midnight on Sunday. Retail
10 spirits licensees shall be permitted to sell alcoholic beverages on
11 the day of any General, Primary, Runoff Primary or Special Election
12 whether on a national, state, county or city election, provided that
13 the election day does not occur on any day on which such sales are
14 otherwise prohibited by law;

15 4. Sell spirits in a city or town, unless such city or town has
16 a population in excess of two hundred (200) according to the latest
17 Federal Decennial Census;

18 5. Sell any alcoholic beverage on credit; provided, that
19 acceptance by a licensee of a cash or debit card or a nationally
20 recognized credit card in lieu of actual cash payment does not
21 constitute the extension of credit; provided, further, as used in
22 this section:

- 23 a. "cash or debit card" means any instrument or device
24 whether known as a debit card or by any other name,

1 issued with or without fee by an issuer for the use of
2 the cardholder in depositing, obtaining or
3 transferring funds from a consumer banking electronic
4 facility, and

5 b. "nationally recognized credit card" means any
6 instrument or device, whether known as a credit card,
7 credit plate, charge plate or by any other name,
8 issued with or without fee by an issuer for the use of
9 the cardholder in obtaining money, goods, services or
10 anything else of value on credit which is accepted by
11 over one hundred retail locations;

12 6. Offer or furnish any prize, premium, gift or similar
13 inducement to a consumer in connection with the sale of alcoholic
14 beverages, except that goods or merchandise included by the
15 manufacturer in packaging with alcoholic beverages or for packaging
16 with alcoholic beverages shall not be included in this prohibition,
17 but no wholesaler or retailer shall sell any alcoholic beverage
18 prepackaged with other goods or merchandise at a price which is
19 greater than the price at which the alcoholic beverage alone is
20 sold; or

21 7. Pay for alcoholic beverages by a check or draft which is
22 dishonored by the drawee when presented to such drawee for payment;
23 and the ABLE Commission may cancel or suspend the license of any
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1 retailer who has given a check or draft, as maker or endorser, which
2 is so dishonored upon presentation.

3 B. No retail spirits licensee shall permit any person under
4 twenty-one (21) years of age to enter into or remain within or about
5 the licensed premises, except a child under the age of twelve (12)
6 years accompanied by, and under the direct supervision of, an adult
7 aged twenty-one (21) years or older may enter a retail spirit
8 licensee located in the county; provided such county has voted to
9 allow such entrance.

10 SECTION 2. This act shall become effective July 1, 2019.

11 SECTION 3. It being immediately necessary for the preservation
12 of the public peace, health or safety, an emergency is hereby
13 declared to exist, by reason whereof this act shall take effect and
14 be in full force from and after its passage and approval.

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16 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE, dated
17 04/10/2019 - DO PASS.

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