

# State of South Dakota

NINETY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2019

193B0211

## SENATE COMMERCE AND ENERGY ENGROSSED NO. **SB 124** - 2/12/2019

Introduced by: Senators Maher and Kolbeck and Representatives Hunhoff and Rounds

1 FOR AN ACT ENTITLED, An Act to provide for the transportation of alcoholic beverages by  
2 retail licensees.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 35-4-66 be amended to read:

5 35-4-66. Alcoholic beverages may be transported only by:

- 6 (1) ~~By a~~ A transporter licensee in the course of delivery to persons authorized under this  
7 title to receive the alcoholic beverages;
- 8 (2) ~~By a~~ A manufacturer or wholesaler in the manufacturer or wholesaler licensee's own  
9 vehicles, carrying the manufacturer or wholesaler licensee's own merchandise;
- 10 (3) ~~By a~~ A manufacturer carrying only samples, sealed or unsealed;
- 11 (4) ~~By an~~ An individual, in interstate transportation carrying alcoholic beverages in  
12 quantities of one gallon or less, or in intrastate transportation carrying any quantity,  
13 but in either case carrying alcoholic beverages purchased by the individual for  
14 personal use only;
- 15 (5) ~~By a~~ A common carrier in interstate commerce if the shipment originates outside the



1 state and is destined for a point outside the state;

2 (6) ~~By a~~ A carrier licensee, in exercise of the privileges granted pursuant to the license  
3 or purchased by passengers for personal use while on the conveyance;

4 (7) ~~By an~~ An established religious organization, in interstate transportation carrying  
5 alcoholic beverages in quantities of four gallons or less, or in intrastate transportation  
6 carrying any quantity, but in either case only alcoholic beverages purchased by the  
7 established religious organization for sacramental use;

8 (8) ~~By an~~ An off-sale delivery licensee; ~~or~~

9 (9) ~~By a~~ A wine carrier as defined in § 35-12B-1; or

10 (10) A retailer, carrying the retailer's own merchandise purchased from a wholesaler to the  
11 retailer's licensed premises.