

FIRST REGULAR SESSION

# HOUSE BILL NO. 149

## 98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE FITZPATRICK.

0735L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 311.091, RSMo, and to enact in lieu thereof one new section relating to the sale of intoxicating liquor on boats.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 311.091, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 311.091, to read as follows:

311.091. 1. Except as provided under subsection 2 of this section and notwithstanding any other provisions of this chapter to the contrary, any person who possesses the qualifications required by this chapter and who meets the requirements of and complies with the provisions of this chapter may apply for and the supervisor of alcohol and tobacco control may issue a license to sell intoxicating liquor, as defined in this chapter, by the drink at retail for consumption on the premises of any boat, or other vessel licensed by the United States Coast Guard to carry [one hundred] **thirty** or more passengers for hire on navigable waters in or adjacent to this state, which has a regular place of mooring in a location in this state or within two hundred yards of a location which would otherwise be licensable under this chapter. The license shall be valid even though the boat, or other vessel, leaves its regular place of mooring during the course of its operation.

2. [Any person who possesses the qualifications required by this chapter and who meets the requirements of, and complies with the provisions of, this chapter may apply for, and the supervisor of alcohol and tobacco control may issue, a license to sell intoxicating liquor by the drink at retail for consumption on the premises of any boat or other vessel licensed by the United States Coast Guard to carry forty-five to ninety-nine passengers for hire on a lake with a shoreline that is in three counties, one of which is any county of the third classification without

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 a township form of government and with more than thirty-three thousand but fewer than  
19 thirty-seven thousand inhabitants and with a city of the fourth classification with more than three  
20 thousand but fewer than three thousand seven hundred inhabitants as the county seat, one of  
21 which is any county of the third classification without a township form of government and with  
22 more than twenty-nine thousand but fewer than thirty-three thousand inhabitants and with a city  
23 of the fourth classification with more than four hundred but fewer than four hundred fifty  
24 inhabitants as the county seat, and one of which is any county of the first classification with more  
25 than fifty thousand but fewer than seventy thousand inhabitants. The boat must have a regular  
26 place of mooring in a location in this state or within two hundred yards of a location which  
27 would otherwise be licensable under this chapter. The license shall be valid even though the  
28 boat, or other vessel, leaves its regular place of mooring during the course of its operation.

29 3.] For every license for sale of liquor by the drink at retail for consumption on the  
30 premises of any boat or other vessel issued under the provisions of this section, the licensee shall  
31 pay to the director of revenue the sum of three hundred dollars per year.

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