

HB 1311 -- RETAIL LIQUOR LICENSES

SPONSOR: Spencer

This bill simplifies the retail liquor licensing laws. In its main provisions, the bill:

- (1) Establishes only two types of retail liquor licenses: intoxicating liquor in the original package not for consumption on the premises where sold; and poured liquor for consumption on the premises where sold;
- (2) Establishes three durations for the new types of liquor licenses: 10 years; one year; and a special event not to exceed 14 days;
- (3) Sets the cost of a 10 year license at \$3,000, a one year license at \$300, and a special event license at \$50;
- (4) Authorizes counties to charge a county license fee in an amount not to exceed the state license fee and municipalities to charge a municipal license fee up to 1.5 times the state license fee;
- (5) Requires a county to collect the county and state license fees, to issue separate county and state licenses, and to remit the state fee to the Division of Alcohol and Tobacco Control within the Department of Public Safety if the premises to be licensed is not located within a municipality;
- (6) Requires a municipality to collect the municipal, county, and state license fees, to issue separate municipal, county, and state licenses, to remit the county fee to the county governing body, and to remit the state fee to the division if the premises to be licensed is located within a municipality;
- (7) Specifies that all licenses will be valid for every day of the week and for all hours of the day that the licensed premises is authorized by law to remain open;
- (8) Requires a criminal background check on all license applicants prior to issuance of the license;
- (9) Specifies that a 10 year license will be transferable by a licensee from one business location to another for the remaining duration of the license without requiring a new background check;
- (10) Specifies that a 10 year license will be transferable from a licensee to another person for the remaining duration of the

license if the other person meets all licensing requirements including a new background check;

(11) Requires the division supervisor or the supervisor's designee, during the duration of a 10 year license, to conduct at least two inspections of the licensed premises that are not less than six months apart; and

(12) Makes changes to terms used in current law to be consistent with the new retail license terminology, repeals retail licensing provisions in current law, and repeals intersectional references to laws repealed in the bill.