

SECOND REGULAR SESSION

HOUSE BILL NO. 1724

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SCHNELTING.

3398H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 311.290 and 311.293, RSMo, and to enact in lieu thereof two new sections relating to intoxicating liquor.

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

Section A. Sections 311.290 and 311.293, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 311.290 and 311.293, to read as follows:

311.290. No person having a license issued pursuant to this chapter, nor any employee of such person, shall sell, give away, or permit the consumption of any intoxicating liquor in any quantity between the hours of 1:30 a.m. and 6:00 a.m. on weekdays and between the hours of 1:30 a.m. Sunday and 6:00 a.m. Monday, upon or about his or her premises, **except as otherwise provided under section 311.293**. If the person has a license to sell intoxicating liquor by the drink, his premises shall be and remain a closed place as defined in this section between the hours of 1:30 a.m. and 6:00 a.m. on weekdays and between the hours of 1:30 a.m. Sunday and 6:00 a.m. Monday. Where such licenses authorizing the sale of intoxicating liquor by the drink are held by clubs, hotels, or bowling alleys, this section shall apply only to the room or rooms in which intoxicating liquor is dispensed; and where such licenses are held by restaurants or bowling alleys whose business is conducted in one room only, then the licensee shall keep securely locked during the hours and on the days specified in this section all refrigerators, cabinets, cases, boxes, and taps from which intoxicating liquor is dispensed. A "closed place" is defined to mean a place where all doors are locked and where no patrons are in the place or about the premises. Any person violating any provision of this section shall be deemed guilty of a class A misdemeanor. Nothing in this section shall be construed to prohibit the sale or delivery of any intoxicating liquor during any of the hours or on any of the days specified in this

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 section by a wholesaler licensed under the provisions of section 311.180 to a person licensed to
19 sell the intoxicating liquor at retail.

311.293. [~~1. Except for any establishment that may apply for a license under section
2 311.089,~~] Any person possessing the qualifications and meeting the requirements of this chapter,
3 who is licensed to sell intoxicating liquor at retail, may [~~apply to the supervisor of alcohol and
4 tobacco control for a special license to~~] sell intoxicating liquor at retail between the hours of 9:00
5 a.m. and midnight on Sundays. [~~A licensee under this section shall pay to the director of revenue
6 an additional fee of two hundred dollars a year payable at the same time and in the same manner
7 as its other license fees.~~

~~8 2. In addition to any fee collected pursuant to section 311.220, a city or county may
9 charge and collect an additional fee not to exceed three hundred dollars from any licensee under
10 this section for the privilege of selling intoxicating liquor at retail between the hours of 9:00 a.m.
11 and midnight on Sundays in such city or county, however the additional fee shall not exceed the
12 fee charged by that city or county for a special license issued pursuant to any provision of this
13 chapter which allows a licensee to sell intoxicating liquor by the drink for consumption on the
14 premises of the licensee on Sundays.~~

~~15 3. The provisions of this section regarding the time of closing shall not apply to any
16 person who possesses a special permit issued under section 311.174, 311.176, or 311.178.]~~

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