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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **453**

01/28/2019 Authored by Anderson
The bill was read for the first time and referred to the Committee on Commerce
03/18/2019 Adoption of Report: Re-referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to agriculture; excluding sales of off-sale alcoholic beverages when
1.3 determining a food handler license fee; amending Minnesota Statutes 2018, section
1.4 28A.16.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2018, section 28A.16, is amended to read:

1.7 **28A.16 PERSONS SELLING LIQUOR.**

1.8 (a) The provisions of the Minnesota consolidated food licensing law, sections 28A.01
1.9 to 28A.16 and acts amendatory thereto, shall not apply to persons licensed to sell 3.2 percent
1.10 malt liquor "on-sale" as provided in section 340A.403, or to persons licensed to sell
1.11 intoxicating liquors "on-sale" or "off-sale" as provided in sections 340A.404 to 340A.407,
1.12 provided that these persons sell only ice manufactured and packaged by another, or bottled
1.13 or canned soft drinks and prepacked candy at retail.

1.14 (b) When an exclusive liquor store is not exempt under paragraph (a), the commissioner
1.15 must exclude all gross sales of off-sale alcoholic beverages when determining the applicable
1.16 license fee under section 28A.08, subdivision 3. For purposes of this paragraph, "exclusive
1.17 liquor store" and "alcoholic beverage" have the meanings given in section 340A.101.