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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 2981

02/11/2020 Authored by Tabke
The bill was read for the first time and referred to the Committee on Commerce

1.1 A bill for an act
1.2 relating to liquor; modifying requirements of a caterer's permit; amending
1.3 Minnesota Statutes 2018, section 340A.404, subdivision 12.
1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
1.5 Section 1. Minnesota Statutes 2018, section 340A.404, subdivision 12, is amended to
1.6 read:
1.7 Subd. 12. Caterer's permit. (a) The commissioner may issue a caterer's permit to a
1.8 restaurant that holds an on-sale intoxicating liquor license issued by any municipality caterer
1.9 of alcoholic beverages. The holder of a caterer's permit may sell intoxicating liquor as an
1.10 incidental part of a food service that serves prepared meals at a place other than the premises
1.11 for which the holder's on-sale intoxicating liquor license is issued.
1.12 (a) A caterer's permit is auxiliary to the primary on-sale license held by the licensee.
1.13 (b) The restrictions and regulations which apply to the sale of intoxicating liquor on the
1.14 a licensed premises also apply to the sale under the authority of a caterer's permit, and any
1.15 act that is prohibited on the a licensed premises is also prohibited when the licensee is
1.16 operating other than on the a licensed premises under a caterer's permit. All laws not
1.17 inconsistent with this subdivision that apply to an on-sale licensee also apply to the holder
1.18 of a caterer's permit.
1.19 (c) Any act, which if done on the a licensed premises would be grounds for cancellation
1.20 or suspension of the an on-sale licensee, is grounds for cancellation of both the on-sale
1.21 license and the caterer's permit if done when the permittee is operating away from the
1.22 licensed premises under the authority of the caterer's permit.

- 2.1 (d) The permittee shall notify prior to any catered event:
- 2.2 (1) the police chief of the city where the event will take place, if the event will take place
- 2.3 within the corporate limits of a city; or
- 2.4 (2) the county sheriff of the county where the event will take place, if the event will be
- 2.5 outside the corporate limits of any city.
- 2.6 ~~(e) If the primary license ceases to be valid for any reason, the caterer's permit ceases~~
- 2.7 ~~to be valid.~~
- 2.8 ~~(f)~~ (e) Permits issued under this subdivision are subject to all laws and ordinances
- 2.9 governing the sale of intoxicating liquor except those laws and ordinances which by their
- 2.10 nature are not applicable.
- 2.11 ~~(g)~~ (f) The annual state fee for a caterer's permit is \$300.
- 2.12 (g) Nothing in this subdivision prohibits the commissioner from issuing a caterer's permit
- 2.13 to a restaurant that holds an on-sale intoxicating liquor license issued by a municipality.