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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 4573

04/17/2020 Authored by Koznick, Robbins, McDonald, Runbeck, Gruenhagen and others
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; allowing certain on-sale licensees to make off-sales of liquor.

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

1.4 Section 1. LIMITED OFF-SALE OF LIQUOR FOR BARS AND RESTAURANTS
1.5 CLOSED BY EXECUTIVE ORDER.

1.6 (a) Except as otherwise provided in paragraph (c), notwithstanding any other law,
1.7 ordinance, or charter provision to the contrary, a qualifying licensee may make off-sales of
1.8 malt liquor and wine, without obtaining an additional license, provided that:

1.9 (1) the sale of malt liquor and wine is made in conjunction with and is incidental to the
1.10 sale of food to the recipient of the beverages by the qualifying licensee;

1.11 (2) the alcoholic beverages are sold in their original, unopened packaging; and

1.12 (3) no more than 144 ounces in total of malt liquor, hard seltzer, and cider and 1.5 liters
1.13 of wine other than cider may be sold per food order.

1.14 (b) All laws and rules relating to the off-sale of liquor under Minnesota Statutes, chapter
1.15 340A, not inconsistent with this section apply to the sales allowed by this section, including
1.16 but not limited to Minnesota Statutes, sections 340A.502 and 340A.503.

1.17 (c) The governing body of a municipality may elect to prohibit the off-sale of alcoholic
1.18 beverages allowed under this section.

1.19 (d) For purposes of this section, "qualifying licensee" means the holder of an on-sale
1.20 intoxicating liquor or 3.2 percent malt liquor license whose on-sale premises are closed to
1.21 on-premises consumption of food and beverages under Executive Order 20-04, as modified

2.1 and extended under Executive Order 20-18, and any subsequent and related orders. All
2.2 other terms used in this section have the meanings given in Minnesota Statutes, section
2.3 340A.101.

2.4 **EFFECTIVE DATE; EXPIRATION.** This section is effective the day following final
2.5 enactment. This section expires the day that the governor's Executive Order 20-04, as
2.6 modified and extended under Executive Order 20-18, or other subsequent or related executive
2.7 order that provides for, modifies, or extends the temporary closure of bars, restaurants, and
2.8 other places of public accommodation has expired, or is terminated or rescinded.