

SENATE  
STATE OF MINNESOTA  
NINETY-FIRST SESSION

S.F. No. 3691

(SENATE AUTHORS: PRATT)

DATE  
02/27/2020

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OFFICIAL STATUS  
Introduction and first reading  
Referred to Commerce and Consumer Protection Finance and Policy

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.