

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]

SENATE BILL NO. 689

97TH GENERAL ASSEMBLY
2014

4795S.01T

AN ACT

To repeal section 311.200, RSMo, and to enact in lieu thereof one new section relating to the sale of intoxicating liquor in the original package, with an effective date.

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

Section A. Section 311.200, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 311.200, to read as follows:

311.200. 1. No license shall be issued for the sale of intoxicating liquor
2 in the original package, not to be consumed upon the premises where sold, except
3 to a person engaged in, and to be used in connection with, the operation of one
4 or more of the following businesses: a drug store, a cigar and tobacco store, a
5 grocery store, a general merchandise store, a confectionery or delicatessen store,
6 nor to any such person who does not have and keep in his store a stock of goods
7 having a value according to invoices of at least one thousand dollars, exclusive of
8 fixtures and intoxicating liquors. Under such license, no intoxicating liquor shall
9 be consumed on the premises where sold nor shall any original package be opened
10 on the premises of the vendor except as otherwise provided in this law. For every
11 license for sale at retail in the original package, the licensee shall pay to the
12 director of revenue the sum of one hundred dollars per year.

13 2. For a permit authorizing the sale of malt liquor not in excess of five
14 percent by weight by grocers and other merchants and dealers in the original
15 package direct to consumers but not for resale, a fee of fifty dollars per year
16 payable to the director of the department of revenue shall be required. The
17 phrase "original package" shall be construed and held to refer to any package
18 containing [three] **one** or more standard bottles, **cans, or pouches** of
19 beer. Notwithstanding the provisions of section 311.290, any person licensed
20 pursuant to this subsection may also sell malt liquor at retail between the hours

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

21 of 9:00 a.m. and midnight on Sunday.

22 3. For every license issued for the sale of malt liquor at retail by drink for
23 consumption on the premises where sold, the licensee shall pay to the director of
24 revenue the sum of fifty dollars per year. Notwithstanding the provisions of
25 section 311.290, any person licensed pursuant to this subsection may also sell
26 malt liquor at retail between the hours of 9:00 a.m. and midnight on Sunday.

27 4. For every license issued for the sale of malt liquor and light wines
28 containing not in excess of fourteen percent of alcohol by weight made exclusively
29 from grapes, berries and other fruits and vegetables, at retail by the drink for
30 consumption on the premises where sold, the licensee shall pay to the director of
31 revenue the sum of fifty dollars per year.

32 5. For every license issued for the sale of all kinds of intoxicating liquor,
33 at retail by the drink for consumption on premises of the licensee, the licensee
34 shall pay to the director of revenue the sum of three hundred dollars per year,
35 which shall include the sale of intoxicating liquor in the original package.

36 6. For every license issued to any railroad company, railway sleeping car
37 company operated in this state, for sale of all kinds of intoxicating liquor, as
38 defined in this chapter, at retail for consumption on its dining cars, buffet cars
39 and observation cars, the sum of one hundred dollars per year. A duplicate of
40 such license shall be posted in every car where such beverage is sold or served,
41 for which the licensee shall pay a fee of one dollar for each duplicate license.

42 7. All applications for licenses shall be made upon such forms and in such
43 manner as the supervisor of alcohol and tobacco control shall prescribe. No
44 license shall be issued until the sum prescribed by this section for such license
45 shall be paid to the director of revenue.

Section B. The provisions of this act shall take effect on January 1, 2015.