

1 ENGROSSED HOUSE
2 BILL NO. 2178

By: Lowe (Dick) of the House

3 and

4 Paxton of the Senate

5
6 An Act relating to alcoholic beverages; providing
7 that a holder of a small farm winery, winemaker, or
8 small brewer license may serve free samples and sell
9 other items; providing that wine or beer may be
10 served at off-premises locations; providing that at
11 public events the location occupied by the small farm
12 winery, winemaker, or small brewer licensee becomes a
13 licensed premises and extension of the license
14 holder; requiring a licensee to establish a serving
15 area; providing that multiple licensees may combine
16 their serving areas; providing that a small farm
17 winery, winemaker, or small brewer licensee shall not
18 be required to control a consumer leaving the
19 premises once served; providing there shall not be
20 any permit or license required by the event
21 originator, coordinator, manager, or property owner;
22 providing for codification; and providing an
23 effective date.

24 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 2-162 of Title 37A, unless there
is created a duplication in numbering, reads as follows:

A holder of a small farm winery, winemaker, or small brewer
license, which serves wine or beer for on-premises or off-premises
consumption, with permission from the event coordinator, manager, or
the property owner, shall be allowed to serve free samples of, sell,

1 or serve Oklahoma-manufactured beer, wine, mulled wine, or spiced
2 wine, mixed with nonalcoholic beverages or food items, such as
3 water, sugar, fruits and vegetables, at any temperature, wine
4 produced at the winery or blended on-site at any public event,
5 including but not limited to festivals, trade shows, boat shows, RV
6 shows, home and garden shows, fairs, car shows, swap meets, sporting
7 events, city events, county events, state events, for either on-
8 premises or off-premises consumption, including any public events
9 that are held at the premises which hold a retail beer license,
10 retail spirits license, mixed beverage license, beer and wine
11 license, caterer's license, special event license, public event
12 license, winemaker license, small farm winery license, charitable
13 auction license, or brewpub license. When attending a public event,
14 the location within the event occupied by the small farm winery,
15 winemaker, or small brewer licensee becomes a licensed premises and
16 extension of the licensed small farm winery, winemaker, or small
17 brewer license. The licensee shall set up and define an area
18 contiguous to their booth space as a serving area where the wine or
19 beer is dispensed. The licensee may only serve the wine or beer in
20 the serving area. In the event that multiple winemakers or small
21 brewers are at the same public event, they may combine their serving
22 areas into one area as long as they are contiguous to the
23 winemakers' or small brewers' booths. A small farm winery,
24 winemaker, or small brewer licensee shall not be required to control

1 the consumer leaving the premises once served Oklahoma-manufactured
2 beer, wine, mulled wine, or spiced wine, mixed with nonalcoholic
3 beverages or food items, such as water, sugar, fruits and
4 vegetables, at any temperature, wine produced at the winery or
5 blended on-site at the public event. There shall not be any special
6 permit, permit, or license required by the event originator,
7 coordinator, manager, or property owner to have a small farm winery,
8 winemaker, or small brewer licensee at his or her event.

9 SECTION 2. This act shall become effective November 1, 2023.

10 Passed the House of Representatives the 9th day of March, 2023.

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12 _____
13 Presiding Officer of the House
14 of Representatives

15 Passed the Senate the ____ day of _____, 2023.

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18 Presiding Officer of the Senate
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