

HOUSE BILL 1376

By Sargent

AN ACT to amend Tennessee Code Annotated, Section 57-3-803 and Section 57-3-805, relative to retail food store wine licenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-3-803(a), is amended by deleting the subsection and substituting the following:

(a)

(1) Notwithstanding any other law to the contrary, an additional class of licenses allowing the sale of wine at retail food stores is created. These licenses shall be known as "retail food store wine licenses" and shall be issued by the alcoholic beverage commission; provided, that licenses shall only be issued to a retail food store located in:

(A) A county or municipality that has authorized the sale of wine at retail food stores by local option election pursuant to § 57-3-801 and has full-time law enforcement through a police or sheriff's department; and

(B) A county within which five (5) or more municipalities have authorized such retail wine sales by retail food stores.

(2) The commission shall begin issuing the retail food store wine licenses on July 1, 2016, and prior to that date no retail food store may sell wine; however, the commission shall accept applications from retail food stores in jurisdictions that have authorized the sale of wine at retail food stores and begin processing such applications prior to that date. The retail food store wine license

shall permit the licensee to receive, store, possess, and sell wine at retail for consumption off the premises at the licensed retail food store subject to the restrictions in this part.

SECTION 2. Tennessee Code Annotated, Section 57-3-805, is amended by deleting the section and substituting instead the following:

The premises of a retail food store wine license may be located in:

(1) A municipality or the unincorporated areas of a county; provided, that such county or municipality has approved sales of wine by retail food stores by local option election pursuant to § 57-3-801; and

(2) A county within which five (5) or more municipalities have approved such retail wine sales by retail food stores.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.