

FIRST REGULAR SESSION

HOUSE BILL NO. 382

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HOPPE.

Read 1st time January 16, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1104L.011

AN ACT

To repeal section 311.200, RSMo 2000, relating to retail liquor licenses, and to enact in lieu thereof one new section relating to the same subject.

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

Section A. Section 311.200, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 311.200, to read as follows: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 in the original package, not to be consumed upon the premises where sold, except to a person engaged in, and to be used in connection with, the operation of one or more of the following businesses: A drug store, a cigar and tobacco store, a grocery store, a general merchandise store, a confectionery or delicatessen store, nor to any such person who does not have and keep in his store a stock of goods having a value according to invoices of at least one thousand dollars, exclusive of fixtures and intoxicating liquors. Under such license, no intoxicating liquor shall be consumed on the premises where sold nor shall any original package be opened on the premises of the vendor except as otherwise provided in this law. For every license for sale at retail in the original package, the licensee shall pay to the director of revenue the sum of one hundred dollars per year.

2. For a permit authorizing the sale of malt liquor containing alcohol in excess of three and two-tenths percent by weight and not in excess of five percent by weight by grocers and other merchants and dealers in the original package direct to consumers but not for resale, fifteen dollars per year. The phrase "original package" shall be construed and held to refer to any package containing three or more standard bottles of beer. This license shall also permit the holders thereof to sell nonintoxicating beer in the original package direct to consumers, but not for resale.

3. For every license issued for the sale of malt liquor and light wines containing not in

19 excess of fourteen percent of alcohol by weight made exclusively from grapes, berries and other
20 fruits and vegetables, at retail by the drink for consumption on the premises where sold, the
21 licensee shall pay to the director of revenue the sum of thirty-five dollars per year, which license
22 shall also permit the holder thereof to sell nonintoxicating beer as defined in chapter 312, RSMo.

23 4. For every license issued for the sale of all kinds of intoxicating liquor, at retail by the
24 drink for consumption on premises of the licensee, the licensee shall pay to the director of
25 revenue the sum of three hundred dollars per year, which shall include the sale of intoxicating
26 liquor in the original package.

27 5. For every license issued to any railroad company, railway sleeping car company
28 operated in this state, for sale of all kinds of intoxicating liquor, as defined in this chapter, at
29 retail for consumption on its dining cars, buffet cars and observation cars, the sum of one
30 hundred dollars per year; except that such license shall not permit sales at retail to be made while
31 such cars are stopped at any station. A duplicate of such license shall be posted in every car
32 where such beverage is sold or served, for which the licensee shall pay a fee of one dollar for
33 each duplicate license.

34 6. All applications for licenses shall be made upon such forms and in such manner as the
35 supervisor of liquor control shall prescribe. No license shall be issued until the sum prescribed
36 by this section for such license shall be paid to the director of revenue.

37 **7. In the case of any applicant for a permit under this section to do business in any**
38 **city with a population of more than three hundred fifty thousand and located in more than**
39 **one county, no license shall be issued unless, in addition to all other requirements having**
40 **been satisfied, the applicant has been granted a letter of approval by such city.**