

FIRST REGULAR SESSION

# HOUSE BILL NO. 1058

## 94TH GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVES TALBOY (Sponsor) AND HUGHES (Co-sponsor).

Read 1st time March 6, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

2599L.01I

---

### AN ACT

To repeal section 311.174, RSMo, and to enact in lieu thereof one new section relating to liquor sale by the drink.

---

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

Section A. Section 311.174, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 311.174, to read as follows:

311.174. 1. Any person possessing the qualifications and meeting the requirements of this chapter who is licensed to sell intoxicating liquor by the drink at retail for consumption on the premises in a city with a population of at least four thousand inhabitants which borders the Missouri River and also borders a city with a population of over three hundred thousand inhabitants located in at least three counties, in a city with a population of over three hundred thousand which is located in whole or in part within a first class county having a charter form of government or in a first class county having a charter form of government which contains all or part of a city with a population of over three hundred thousand inhabitants, may apply to the supervisor of liquor control for a special permit to remain open on each day of the week until 3:00 a.m. of the morning of the following day; **except that, an entity exempt from federal income taxes under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and located in a building on the National Historic Register may apply for a license to remain open until 6:00 a.m. of the following day.** The time of opening on Sunday may be 11:00 a.m. The provisions of this section and not those of section 311.097 regarding the time of closing shall apply to the sale of intoxicating liquor by the drink at retail for consumption on

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 the premises on Sunday. When the premises of such an applicant is located in a city as defined  
17 in this section, then the premises must be located in an area which has been designated as a  
18 convention trade area by the governing body of the city. When the premises of such an applicant  
19 is located in a county as defined in this section, then the premises must be located in an area  
20 which has been designated as a convention trade area by the governing body of the county.

21         2. An applicant granted a special permit under this section shall, in addition to all other  
22 fees required by this chapter pay an additional fee of three hundred dollars a year payable at the  
23 time and in the same manner as its other license fees.

24         3. The provisions of this section allowing for extended hours of business shall not apply  
25 in any incorporated area wholly located in any first class county having a charter form of  
26 government which contains all or part of a city with a population of over three hundred thousand  
27 inhabitants until the governing body of such incorporated area shall have by ordinance or order  
28 adopted the extended hours authorized by this section.

✓