

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2178 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Dick Lowe

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2178

By: Lowe (Dick)

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8 PROPOSED COMMITTEE SUBSTITUTE

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

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:

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

1 brewers are at the same public event, they may combine their serving
2 areas into one area as long as they are contiguous to the
3 winemakers' or small brewers' booths. A small farm winery,
4 winemaker, or small brewer licensee shall not be required to control
5 the consumer leaving the premises once served Oklahoma-manufactured
6 beer, wine, mulled wine, or spiced wine, mixed with nonalcoholic
7 beverages or food items, such as water, sugar, fruits and
8 vegetables, at any temperature, wine produced at the winery or
9 blended on-site at the public event. There shall not be any special
10 permit, permit, or license required by the event originator,
11 coordinator, manager, or property owner to have a small farm winery,
12 winemaker, or small brewer licensee at his or her event.

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

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15 59-1-7754 JL 02/27/23

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