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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 3143

03/16/2016 Authored by Franson

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

1.1 A bill for an act  
1.2 relating to liquor; authorizing certain holders of an on-sale license to provide  
1.3 catering service; amending Minnesota Statutes 2014, section 340A.404,  
1.4 subdivision 12.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2014, section 340A.404, subdivision 12, is amended to  
1.7 read:

1.8 Subd. 12. ~~Caterer's permit~~ Catering service. ~~The commissioner may issue a~~  
1.9 ~~eaterer's permit to~~ A restaurant that holds an on-sale intoxicating liquor license issued  
1.10 by any municipality. ~~The holder of a eaterer's permit~~ may sell intoxicating liquor as  
1.11 an incidental part of a food service that serves prepared meals at a place other than the  
1.12 premises for which the holder's on-sale intoxicating liquor license is issued.

1.13 (a) ~~A eaterer's permit~~ Catering service is auxiliary to the primary on-sale license  
1.14 held by the licensee.

1.15 (b) The restrictions and regulations which apply to the sale of intoxicating liquor  
1.16 on the licensed premises also apply to the sale under the authority of ~~a eaterer's permit~~  
1.17 providing catering service, and any act that is prohibited on the licensed premises is  
1.18 also prohibited when the licensee is operating other than on the licensed premises under  
1.19 ~~a eaterer's permit~~ authority of providing catering service.

1.20 (c) Any act, which if done on the licensed premises would be grounds for  
1.21 cancellation or suspension of the on-sale licensee, is grounds for cancellation of both the  
1.22 on-sale license and ~~the eaterer's permit~~ authority to provide catering service if done when  
1.23 the permittee is operating away from the licensed premises under the authority of ~~the~~  
1.24 ~~eaterer's permit~~ providing catering service.

2.1 (d) The ~~permittee~~ licensee shall notify prior to any catered event:

2.2 (1) the police chief of the city where the event will take place, if the event will take  
2.3 place within the corporate limits of a city; or

2.4 (2) the county sheriff of the county where the event will take place, if the event will  
2.5 be outside the corporate limits of any city.

2.6 (e) If the primary license ceases to be valid for any reason, ~~the caterer's permit~~  
2.7 authority to provide catering service ceases to be valid.

2.8 (f) Permits issued under this subdivision are subject to all laws and ordinances  
2.9 governing the sale of intoxicating liquor except those laws and ordinances which by  
2.10 their nature are not applicable.

2.11 (g) ~~The annual state fee for a caterer's permit is \$300.~~