

Subd. 2. Sections 9, 10, 14 to 21, 35, 56, 60, 65, and 72, subdivision 1, are effective the day after final enactment.

Subd. 3. Sections 1 to 8, 11, 12, 13, 22 to 34, 36 to 55, 57, 58, 64, 66 to 71, and 72, subdivision 2, are effective July 1, 1983.

Subd. 4. Sections 59, 61, 62, 63, and 72, subdivision 3, are effective January 1, 1984.

Approved June 6, 1983

CHAPTER 259 — S.F.No. 201

An act relating to liquor; authorizing election day sales; reducing the period of existence required for a club license; authorizing off-sale licenses to dispense certain samples and advertise in bordering states' newspapers in certain instances; regulating volume discounts; authorizing the city of St. Paul to issue an on-sale liquor license to the Phalen Park club house; authorizing the city of St. Paul to issue a special beer and wine license to the Downtown Council; authorizing the city of Minnetonka to issue three additional on-sale licenses; authorizing the city of Long Prairie to issue a club license to a certain Moose Lodge; amending Minnesota Statutes 1982, sections 340.034, subdivision 1; 340.11, subdivisions 11 and 15; 340.14, subdivision 1; 340.15, by adding a subdivision; 340.408; and 340.983.

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

Section 1. Minnesota Statutes 1982, section 340.034, subdivision 1, is amended to read:

Subdivision 1. No sale of nonintoxicating malt liquor shall be made between the hours of one a.m. and eight a.m. on any weekday Monday through Saturday inclusive. Neither shall any sale of such liquor be made on any Sunday between the hours of one a.m. and twelve o'clock noon, ~~nor between the hours of one a.m. and eight o'clock p.m. on the day of any statewide election.~~

Sec. 2. Minnesota Statutes 1982, section 340.11, subdivision 11, is amended to read:

Subd. 11. **ON-SALE LICENSES, INCLUDING HOTELS, CLUBS, RESTAURANTS, AND ON-SALE EXCLUSIVE LIQUOR STORES.** "On-sale" licenses may be issued by municipalities for the sale of intoxicating liquors in hotels, clubs, restaurants and establishments for the sale of "on-sale" liquors exclusively within the number authorized by this section. In addition to the number of licenses authorized by this section, an "on-sale" license may be issued, if approved by the commissioner of public safety, to a bona fide club which has been in existence for 15 years or more or to a congressionally chartered veterans'

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

organization which has been in existence for five at least three-years. The club or veterans' organization must be incorporated in order to be eligible to apply for a license, and the license issued must be for the sale of intoxicating liquors to members and bona fide guests only. The license fee for an "on-sale" license issued by a municipality pursuant to this subdivision shall be in an amount determined by the governing body thereof subject to the following limitations: up to \$300 for a veterans organization or fraternal club with a membership of 200 or less; up to \$500 for a veterans organization or fraternal club with a membership of between 201 and 500; up to \$650 for a veterans organization or fraternal club with a membership of between 501 and 1,000; up to \$800 for a veterans organization or fraternal club with a membership of between 1,001 and 2,000; up to \$1,000 for a veterans organization or fraternal club with a membership between 2,000 and 4,000; up to \$2,000 for a veterans organization or fraternal club with a membership of between 4,001 and 6,000; and up to \$3,000 for a veterans organization or fraternal club with a membership of more than 6,000. For purposes of the maximum license fee which may be imposed by a municipality pursuant to this subdivision, "fraternal club" means a club which serves only members and their guests and which uses any profits derived from these sales principally for sponsoring activities beneficial to the community and not for the benefit of any individual. Except in cities of the first, second, and third class, a license may be issued jointly to congressionally chartered veterans' organizations that otherwise qualify under this subdivision.

Sec. 3. Minnesota Statutes 1982, section 340.11, subdivision 15, is amended to read:

Subd. 15. **LICENSES NOT REQUIRED.** It is lawful for a brewer to sell intoxicating malt beverages to his employee or to a former employee who is retired because of age or physical disability. Such beverages shall be sold for consumption off the premises only, and the amount sold to any one person in any one week shall not exceed 768 fluid ounces. The requirements of law relating to minimum prices for the sale of intoxicating malt beverages shall not apply to sales made under this subdivision, nor shall any license be required for the making of such sales. It is also lawful for a collector of commemorative bottles, as these terms are defined in section 340.44, to sell commemorative bottles to another collector without obtaining a license. It is also lawful for an off-sale licensee or municipal liquor store to provide samples of wine, liqueurs, and cordials which the licensee or municipal liquor store currently has in stock and is offering for sale to the general public without obtaining an additional license, provided the wine, liqueur, and cordial samples are dispensed at no charge and consumed on the licensed premises during the permitted hours of off-sale in a quantity less than 50 milliliters of wine per variety per customer and 25 milliliters of liqueur or cordial per variety per customer.

Sec. 4. Minnesota Statutes 1982, section 340.14, subdivision 1, is amended to read:

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Subdivision 1. **HOURS AND DAYS OF SALE.** No sale of intoxicating liquor shall be made after one a.m. on Sunday, nor until eight a.m. on Monday, ~~nor between the hours of one a.m. and eight o'clock p.m. on the day of any statewide election.~~ No "on-sale" shall be made between the hours of one a.m. and eight o'clock a.m. on any weekday. No "on-sale" shall be made after eight o'clock p.m. on December 24. No "off-sale" shall be made before eight o'clock a.m. or after ten o'clock p.m. of any day. However, in cities of the first class, and in all cities located within a radius of 15 miles of a city of the first class within the same county, "off-sale" may be made only until eight o'clock p.m. of any day except Friday and Saturday, on which days "off-sale" may be made until ten o'clock p.m. No "off-sale" shall be made on New Years Day, January 1; Independence Day, July 4; Thanksgiving Day; or Christmas Day, December 25; but on the evenings preceding such days, if the sale of liquor is not otherwise prohibited on such evenings, "off-sales" may be made until ten o'clock p.m., except that no "off-sale" shall be made on December 24 after eight o'clock p.m. It shall be beyond the power of any municipality of this state to authorize or permit the sale of intoxicating liquors when such sale is prohibited by this section, however, any municipality may further limit the hours of sale of intoxicating liquors, provided that such further restricted hours for "on-sale" shall apply to both intoxicating liquors and nonintoxicating malt liquors.

Sec. 5. Minnesota Statutes 1982, section 340.15, is amended by adding a subdivision to read:

Subd. 3. This section does not apply to advertising of liquor prices by an off-sale licensee in a newspaper of general circulation published in a bordering state if the newspaper is the primary newspaper of general circulation in the area in which the off-sale licensee is located.

Sec. 6. Minnesota Statutes 1982, section 340.408, is amended to read:

340.408 JOINT PURCHASES.

No variable volume price or discount shall be offered to a retailer for a quantity of distilled spirits or wine in excess of 300 liter or smaller bottles. The joint purchase for resale to the general public of 300 or fewer quart liter or smaller bottles of ~~intoxicating liquor~~ distilled spirits or wine by more than one person lawfully permitted to sell ~~intoxicating liquor~~ distilled spirits or wine to the general public is lawful. No rule or regulation pursuant to this chapter shall prohibit a lawful purchase pursuant to this section.

Sec. 7. Minnesota Statutes 1982, section 340.983, is amended to read:

340.983 FILING OF WHOLESALE PRICE SCHEDULE.

No brand owner or wholesaler of ~~distilled liquor~~ distilled spirits or wine shall sell, offer for sale, or solicit any order for distilled liquor or wine unless a schedule of wholesale prices, which shall include varying volume prices, is filed with the

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

commissioner, on a form prescribed by him, and no sales shall be made except in accordance with such these prices. Such Forms shall provide for the listing of the price, including any varying volume prices, at which each brand distributed by the filing wholesaler or brand owner is sold. The commissioner shall maintain such filings in such a manner as to make their contents easily accessible to the public. The filings required under this section shall be made not later than the first day of each month, and the schedule of filed prices shall be effective from that day until the first day of the next month, provided that any filing may be amended within five days after its filing. The commissioner shall provide copies of such filings to any person requesting them, and may charge a reasonable fee therefor. Any person may examine such filings in the office of the commissioner, and no charge shall be made for such examination.

No volume price filed pursuant to this section shall be for a quantity in excess of 300 quarts.

Sec. 8. ST. PAUL; PARK CLUB HOUSES; LIQUOR.

Notwithstanding any contrary provision of law, charter or ordinance, the city of St. Paul may by ordinance authorize any holder of an "on-sale" liquor license issued by the city to dispense intoxicating liquor at any event of definite duration on the public premises known as the Phalen Park club house. The event may not be profit making except as a fund raising event for a nonprofit organization or a political committee as defined in Minnesota Statutes, section 210A.01, subdivision 8. The licensee must be engaged to dispense liquor at the event by a person or organization permitted to use the premises and may dispense liquor only to persons attending the event. A licensee's authority shall expire upon termination of the event. The authority to dispense liquor shall be granted in accordance with the statutes applicable to the issuance of "on-sale" liquor licenses in cities of the first class consistent with this act. The dispensing of liquor shall be subject to all laws and ordinances governing the dispensing of intoxicating liquor that are consistent with this act. All dispensing of liquor shall be in accordance with the conditions prescribed by the city. The conditions may limit the dispensing of liquor to designated areas of the facility. The city may fix and assess a fee to be paid to the city by an "on-sale" licensee for each event for which the licensee is engaged to dispense liquor. The authority granted by this subdivision shall not count as an additional "on-sale" intoxicating liquor license for purposes of determining the number of liquor licenses permitted to be issued under the provisions of Minnesota Statutes, section 340.11.

Sec. 9. ST. PAUL; ON-SALE NONINTOXICATING MALT LIQUOR AND ON-SALE WINE LICENSES FOR THE DOWNTOWN COUNCIL.

Notwithstanding sections 340.11, subdivision 20, 340.14, subdivision 3, and any other contrary provision of law, charter, or ordinance, the governing body of the city of St. Paul may issue "on-sale" nonintoxicating malt liquor and

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

“on-sale” wine licenses to the St. Paul Downtown Council for use only at the annual Taste of Minnesota Festival to commemorate the July 4th holiday at the state capitol and on its surrounding property. The fee for each license issued under this section is \$53.50.

Sec. 10. MINNETONKA ON-SALE LIQUOR LICENSES.

The city of Minnetonka may issue three on-sale licenses for the sale of intoxicating liquor, which licenses shall be in addition to the number authorized by Minnesota Statutes, section 340.11, subdivision 5a. All other provisions of chapter 340 shall apply to licenses issued pursuant to this section.

Sec. 11. LONG PRAIRIE ON-SALE LICENSE.

Notwithstanding the period of incorporation requirement of section 340.11, subdivision 11, or any law to the contrary, the city of Long Prairie may issue one club on-sale intoxicating liquor license to a Moose Lodge located within the city. The fee shall be that required by section 340.11, subdivision 11, and all other provisions of chapter 340 not inconsistent with this section shall apply to the license.

Sec. 12. EFFECTIVE DATES.

Section 8 is effective upon approval by the governing body of the city of St. Paul and compliance with Minnesota Statutes, section 645.021, subdivision 3. Section 9 is effective upon approval by the governing body of the city of St. Paul and compliance with Minnesota Statutes, section 645.021, subdivision 3. Section 10 is effective upon approval by the governing body of the city of Minnetonka and compliance with Minnesota Statutes, section 645.021, subdivision 3. Section 11 is effective upon approval by the governing body of the city of Long Prairie and compliance with Minnesota Statutes, section 645.021, subdivision 3. Sections 1 to 7 are effective the day following final enactment.

Approved June 6, 1983

CHAPTER 260 — S.F.No. 428

An act relating to state government; repealing or amending the statutory authority for certain executive branch advisory groups; providing authority for the creation of certain task forces in the executive branch; amending certain laws relating to the organization and expiration of executive branch advisory groups; amending Minnesota Statutes 1982, sections 3.922; 3.9223, subdivision 1; 4.31, subdivision 5; 11A.08, subdivision 4; 15.059, subdivisions 5 and 6; 16.02, subdivision 28; 16.872; 16.90, subdivision 4; 16.91; 16.911; 21.112, subdivision 2; 41.54, subdivision 2; 43A.31, subdivision 4; 45.17, subdivision 6; 52.061; 52.062, subdivision 3; 82.30, subdivision 1; 84.524, subdivisions 1 and 2; 84B.11,

Changes or additions are indicated by underline, deletions by ~~strikeout~~.