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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 720

02/01/2017 Authored by Franson, Fenton and Slocum
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 2016, section 340A.404, subdivision
1.4 12.

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

1.6 Section 1. Minnesota Statutes 2016, 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 caterer's~~
1.9 ~~permit to~~ A restaurant that holds an on-sale intoxicating liquor license issued by any
1.10 municipality. ~~The holder of a caterer's permit~~ may sell intoxicating liquor as an incidental
1.11 part of a food service that serves prepared meals at a place other than the premises for which
1.12 the holder's on-sale intoxicating liquor license is issued.

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

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

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

2.1 operating away from the licensed premises under the authority of ~~the caterer's permit~~
2.2 providing catering service.

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

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

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

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

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

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