

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 24

By: Coleman

AS INTRODUCED

An Act relating to retail spirits licensees; amending 37A O.S. 2021, Section 6-103, as last amended by Section 1, Chapter 200, O.S.L. 2023 (37A O.S. Supp. 2024, Section 6-103), which relates to prohibited acts; allowing for licensed premises to operate a specified distance outside of city limits; updating statutory language; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 37A O.S. 2021, Section 6-103, as last amended by Section 1, Chapter 200, O.S.L. 2023 (37A O.S. Supp. 2024, Section 6-103), is amended to read as follows:

Section 6-103. A. No retail spirits licensee shall:

1. Purchase or receive any alcoholic beverage other than from a wine and spirits wholesaler, beer distributor, winery or small brewer self-distribution licensee who elects to self-distribute;

2. Suffer or permit any retail container to be opened, or any alcoholic beverage to be consumed on the licensed premises, except when serving samples as authorized by Section 2-109 of this title or otherwise permitted by law; provided, the licensee shall not permit

1 any alcoholic beverage content or retail container unsealed in  
2 connection with sampling authorized by Section 2-109 of this title  
3 to remain on the licensed premises at the close of business on that  
4 day, excluding spirits;

5 3. Sell any alcoholic beverages at any hour other than between  
6 the hours of 8:00 a.m. and midnight Monday through Saturday, and  
7 shall not be permitted to be open on Thanksgiving Day or Christmas  
8 Day; provided, a county may, pursuant to the provisions of  
9 subsections B and C of Section 3-124 of this title, elect to allow  
10 such sales between the hours of noon and midnight on Sunday. Retail  
11 spirits licensees shall be permitted to sell alcoholic beverages on  
12 the day of any General, Primary, Runoff Primary or Special Election  
13 whether on a national, state, county or city election, provided that  
14 the election day does not occur on any day on which such sales are  
15 otherwise prohibited by law;

16 4. Sell spirits in a city or town, unless such city or town has  
17 a population in excess of two hundred (200) according to the latest  
18 Federal Decennial Census, or the licensee operates within two (2)  
19 miles of the city limits of a city or town with a population in  
20 excess of twenty thousand (20,000) according to the latest Federal  
21 Decennial Census;

22 5. Sell any alcoholic beverage on credit; provided, that  
23 acceptance by a licensee of a cash or debit card or a nationally  
24 recognized credit card in lieu of actual cash payment does not  
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1 constitute the extension of credit; provided, further, as used in  
2 this section:

3 a. "cash or debit card" means any instrument or device  
4 whether known as a debit card or by any other name,  
5 issued with or without fee by an issuer for the use of  
6 the cardholder in depositing, obtaining or  
7 transferring funds from a consumer banking electronic  
8 facility, and

9 b. "nationally recognized credit card" means any  
10 instrument or device, whether known as a credit card,  
11 credit plate, charge plate or by any other name,  
12 issued with or without fee by an issuer for the use of  
13 the cardholder in obtaining money, goods, services or  
14 anything else of value on credit which is accepted by  
15 over one hundred retail locations;

16 6. Offer or furnish any prize, premium, gift or similar  
17 inducement to a consumer in connection with the sale of alcoholic  
18 beverages, except that goods or merchandise included by the  
19 manufacturer in packaging with alcoholic beverages or for packaging  
20 with alcoholic beverages shall not be included in this prohibition,  
21 but no wholesaler or retailer shall sell any alcoholic beverage  
22 prepackaged with other goods or merchandise at a price which is  
23 greater than the price at which the alcoholic beverage alone is  
24 sold; provided, it shall not be considered inducement or a premium

1 for a retail spirits licensee to have an advertised price posted  
2 higher online than the shelf price on the licensed premises; or

3 7. Pay for alcoholic beverages by a check or draft which is  
4 dishonored by the drawee when presented to such drawee for payment;  
5 and the ~~ABLE~~ Alcoholic Beverage Laws Enforcement (ABLE) Commission  
6 may cancel or suspend the license of any retailer who has given a  
7 check or draft, as maker or endorser, which is so dishonored upon  
8 presentation.

9 B. No retail spirits licensee shall permit any person under  
10 twenty-one (21) years of age to enter into or remain within or about  
11 the licensed premises unless accompanied by the person's parent or  
12 legal guardian; provided, however, this restriction shall not apply  
13 to an employee of a licensed beer distributor or wine and spirits  
14 wholesaler who:

15 1. Is at least eighteen (18) years of age;

16 2. Is accompanied by a coworker at least twenty-one (21) years  
17 of age; and

18 3. Enters for the sole purpose of merchandising or delivering  
19 product to the licensee in the normal course of business.

20 SECTION 2. This act shall become effective November 1, 2025.

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