

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 344

By: Coleman

AS INTRODUCED

An Act relating to alcoholic beverages; amending 37A O.S. 2021, Section 6-108, which relates to retail wine or beer licenses; expanding exemption for offering certain inducements to a consumer for a sale of beer or wine; 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 6-108, is amended to read as follows:

Section 6-108. No holder of a ~~Retail Wine License~~ retail wine license or a ~~Retail Beer License~~ retail beer license 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;

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 as otherwise permitted by law; provided, the licensee shall not permit any alcoholic beverages content or retail container unsealed

1 in connection with sampling authorized by Section 2-109 of this  
2 title to remain on the licensed premises at the close of the  
3 business on that day;

4 3. Sell any beer or wine at any hour other than between the  
5 hours of 6:00 a.m. and 2:00 a.m. the following day, Monday through  
6 Sunday. Retail wine and retail beer licensees shall be permitted to  
7 sell beer and wine on the day of any General, Primary, Runoff  
8 Primary or Special Election whether on a national, state, county or  
9 city election;

10 4. Sell any beer and wine on credit; except as follows:

11 a. the acceptance by a grocery store, convenience store  
12 or drug store of a cash or debit card, or a nationally  
13 recognized credit card, in lieu of actual cash payment  
14 does not constitute the extension of credit; provided,  
15 further, as used in this section:

16 (1) "cash or debit card" means any instrument or  
17 device whether known as a debit card or by any  
18 other name, issued with or without fee by an  
19 issuer for the use of the cardholder in  
20 depositing, obtaining or transferring funds from  
21 a consumer banking electronic facility, and

22 (2) "nationally recognized credit card" means any  
23 instrument or device, whether known as a credit  
24 card, credit plate, charge plate or by any other  
25

1 name, issued with or without fee by an issuer for  
2 the use of the cardholder in obtaining money,  
3 goods, services or anything else of value on  
4 credit which is accepted by over one hundred  
5 retail locations, and

6 b. when the holder of a ~~Retail Wine License~~ retail wine  
7 license, ~~Retail Beer License~~ retail beer license, or  
8 ~~Mixed Beverage License~~ mixed beverage license is a  
9 private membership club, marina, golf course or  
10 country club that normally charges food, drinks and  
11 other purchases to the member's monthly dues account  
12 in the regular course of business, in lieu of actual  
13 cash payment at the time of purchase, such practice  
14 does not constitute the extension of credit;

15 5. Offer or furnish any prize, premium, gift or similar  
16 inducement to a consumer in connection with the sale of beer or  
17 wine, except ~~that~~ that:

18 a. goods or merchandise included by the manufacturer in  
19 packaging with beer or wine or for packaging with beer  
20 or wine ~~shall not be included in this prohibition~~, nor  
21 shall a retail wine or retail beer license holder  
22 selling wine or beer at a multiunit discount be  
23 included in this prohibition; ~~but~~ provided, that no  
24 retail wine or retail beer licensee shall sell any

1 beer or wine prepackaged with other goods or  
2 merchandise at a price which is greater than the price  
3 at which the alcoholic beverage alone is sold, and  
4 b. retail packages at discount, at the discretion of the  
5 licensee, for individuals of specific professions and  
6 current or former members of the United States Armed  
7 Forces. No discount shall make the retail price lower  
8 than six-percent markup as applicable in Section 3-118  
9 of this title; or

10 6. Pay for beer or wine by a check or draft which is dishonored  
11 by the drawee when presented to such drawee for payment; and the  
12 ~~ABLE~~ Alcoholic Beverage Laws Enforcement (ABLE) Commission may  
13 cancel or suspend the license of any retailer who has given a check  
14 or draft, as maker or endorser, which is so dishonored upon  
15 presentation.

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

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