



2020 South Dakota Legislature

House Bill 1073

Introduced by: **Representative Hunhoff**

1 **An Act to authorize special event alcohol licenses for full-service restaurant**
 2 **licensees.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1.** That § 35-4-124 be AMENDED:

5 **35-4-124. Special alcoholic beverage licenses--Special events.**

6 Any municipality or county may issue:

- 7 (1) A special malt beverage retailers license in conjunction with a special event within
 8 the municipality or county to any civic, charitable, educational, fraternal, or
 9 veterans organization or any licensee licensed ~~pursuant to~~ under § 35-4-111 or
 10 subdivision 35-4-2(4), (6), or (16) in addition to any other licenses held by the
 11 special events license applicant;
- 12 (2) A special on-sale wine retailers license in conjunction with a special event within
 13 the municipality or county to any civic, charitable, educational, fraternal, or
 14 veterans organization or any licensee licensed ~~pursuant to~~ under § 35-4-111 or
 15 subdivision 35-4-2(4), (6), or (12) or any farm winery licensee in addition to any
 16 other licenses held by the special events license applicant;
- 17 (3) A special on-sale license in conjunction with a special event within the municipality
 18 or county to any civic, charitable, educational, fraternal, or veterans organization
 19 or any licensee licensed ~~pursuant to~~ under § 35-4-111 or subdivision 35-4-2(4) or
 20 (6) in addition to any other licenses held by the special events license applicant;
- 21 (4) A special off-sale package wine dealers license in conjunction with a special event
 22 within the municipality or county to any civic, charitable, educational, fraternal, or
 23 veterans organization or any licensee licensed ~~pursuant to~~ under subdivision 35-4-
 24 2(3), (5), or (12) or any farm winery licensee in addition to any other licenses held
 25 by the special events license applicant. A special off-sale package wine dealers
 26 licensee may only sell wine manufactured by a farm winery licensee;

- 1 (5) A special off-sale package wine dealers license in conjunction with a special event,
2 conducted ~~pursuant to~~ under § 35-4-124.1, within the municipality or county to any
3 civic, charitable, educational, fraternal, or veterans organization;
- 4 (6) A special off-sale package malt beverage dealers license in conjunction with a
5 special event, conducted ~~pursuant to~~ under § 35-4-124.1, within the municipality
6 or county to any civic, charitable, educational, fraternal, or veterans organization;
7 or
- 8 (7) A special off-sale package dealers license in conjunction with a special event,
9 conducted ~~pursuant to~~ under § 35-4-124.1, within the municipality or county to any
10 civic, charitable, educational, fraternal, or veterans organization.

11 The municipality or county may issue a license under this section for a time not to
12 exceed fifteen consecutive days. No public hearing is required for the issuance of a license
13 ~~pursuant to~~ under this section if the person applying for the license holds an on-sale
14 alcoholic beverage license or a retail malt beverage license in the municipality or county
15 or holds an operating agreement for a municipal on-sale alcoholic beverage license, and
16 the license is to be used in a publicly-owned facility. The local governing body shall
17 establish rules to regulate and restrict the operation of the special license, including rules
18 limiting the number of licenses that may be issued to any person within any calendar year.