

Chapter 75

2020 Regular Session

Subject Liquor – special limited off-sale

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Overview

Chapter 75 allows restaurants to make off-sales of liquor to customers ordering food for take-out, during the period when the COVID-19 executive order closing places of public accommodation is in effect.

Summary

Section	Description
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1	Limited off-sale for restaurants closed by executive order.
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This section allows a qualifying licensee (i.e. a restaurant holding a liquor license) to sell liquor for take-out, without needing to obtain a separate off-sale license. Only the following types of liquor may be sold: malt liquor; hard seltzer; cider; and wine. The following further restrictions apply to these sales:

- 1) liquor sales must be made in conjunction with a food order;
- 2) liquor must be sold in its original packaging;
- 3) only 72 ounces of beer, wine, and seltzer, and 750 milliliters of wine cider may be sold per order;
- 4) a restaurant must verify the age of the person picking up the liquor; and
- 5) a restaurant must notify its liability insurer that it is making off-sales.

In addition, all applicable laws relating to off-sale of liquor apply to a restaurant making off-sales of liquor under this special law.

A municipality may also prohibit these special off-sales.

Under the act, a “qualifying licensee” is a restaurant currently holding a full on-sale intoxicating liquor license from a city or county, or a restaurant holding a wine license.

The special limited off-sale authority terminates when the executive order closing places of public accommodation is lifted.



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