

CHAPTER 26

(HB 168)

AN ACT relating to incompatible licenses.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

→Section 1. KRS 243.110 is amended to read as follows:

- (1) Except as provided in subsection ~~(3)~~~~(2)~~ of this section, each kind of license listed in KRS 243.030 shall be incompatible with every other kind listed in that section and no person or entity holding a license of any of those kinds shall apply for or hold a license of another kind listed in KRS 243.030.
- (2)
 - (a) *Each kind of license listed in KRS 243.040(1), (3), or (4) shall be incompatible with every other kind listed in KRS 243.040(1), (3), or (4), and no person holding a license of any of those kinds shall apply for or hold a license of any other kind listed in KRS 243.040(1), (3), or (4).*
 - (b) *A brewery holding a license listed in KRS 243.040(6) or (9) shall not apply for or hold a license listed in KRS 243.040(3) or (4).*
- (3)
 - (a) The holder of a quota retail package license may also hold a quota retail drink license, an NQ2 retail drink license, or a special nonbeverage alcohol license.
 - (b) The holder of a transporter's license may also hold a distilled spirits and wine storage license.
 - (c) The holder of a distiller's license may also hold a rectifier's license, a special nonbeverage alcohol license, or a winery license.
 - (d) A commercial airline system or charter flight system retail license, a commercial airline system or charter flight system transporter's license, and a retail drink license if held by a commercial airline or charter flight system may be held by the same person or corporation.
 - (e) A Sunday retail drink license and supplemental license may be held by the holder of a primary license.
- ~~(4)~~~~(3)~~ Any person may hold two (2) or more licenses of the same kind.
- ~~(5)~~~~(4)~~ A person or entity shall not evade the prohibition against applying for or holding licenses of two (2) kinds by applying for a second license through or under the name of a different person or entity. The state director shall examine the ownership and management of applicants, and shall deny the application for a license if the applicant is substantially interested in a person or entity that holds an incompatible license.

Signed by Governor March 20, 2015.