

**PUBLIC PROTECTION CABINET**  
**Department of Alcoholic Beverage Control**  
**(Amendment)**

**804 KAR 4:415. Direct shipper license.**

RELATES TO: KRS 243.027, 243.028, 243.029

STATUTORY AUTHORITY: KRS 241.060, 243.027

NECESSITY, FUNCTION, AND CONFORMITY: KRS 243.027(4) requires the Department of Alcoholic Beverage Control to set forth the requirements and the form for a direct shipper license application. In relation to the direct shipper license, KRS 241.060(1) authorizes the Department only to promulgate an administrative regulation to establish the license application. This administrative regulation establishes the direct shipper license application.

Section 1. Qualifications. To qualify for a direct shipper license, the applicant shall:

- (1) Hold a current license, permit, or other authorization to manufacture alcoholic beverages in the state where it is located or a current license in this state under KRS 243.212 or 243.215 to supply alcoholic beverages;
- (2) Provide a current license, permit, or other authorization to manufacture, store, or supply alcoholic beverages in the state where the applicant is located;
- (3) Complete the online direct shipper license application via the department's licensing portal at <https://abcportal.ky.gov/BELLEExternal>;
- (4) Provide the address of the applicant's premises; and
- (5) Pay the annual license fee established in KRS 243.030(33).

Section 2. Incorporation by Reference.

- (1) "Online Direct Shipper License Application", October 2021, is incorporated by reference.
- (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at Department of Alcoholic Beverage Control, 500 Mero Street, 2 NE 33, Frankfort, Kentucky 40601, Monday through Friday, 8:00 a.m. to 4:30 p.m.  
(47 Ky.R. 485; 627; 1218; 1387; eff. 12-14-2020; 48 Ky.R. 1919; eff.5-31-2022.)

*ALLYSON C TAYLOR, COMMISSIONER*  
*RAY PERRY, Secretary*

APPROVED BY AGENCY: October 25, 2021

FILED WITH LRC: October 26, 2021 at 9:40 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held at 9:00 a.m. EST on Monday, January 24, 2022 at 500 Mero Street, Room 127CW, Frankfort, Kentucky 40601. The physical location listed in this notice is a state government office, and the public hearing will be held at this location if the location is open to in-person services on January 24, 2022, but if the location is closed to in-person services on January 24, 2022, then the public hearing on this administrative regulations shall be held by video teleconference at 9:00 AM on January 24, 2022. The primary location for the video teleconference will be at 500 Mero Street, Room 127CW and a link will be provided on the Web site of the Department of Alcoholic Beverage Control, <http://abc.ky.gov>, by which members of the public will be able to view the video teleconference of the public hearing remotely. Members of the public wishing to attend may utilize the link provided on the Department's Web site. Individuals interested in being heard at this hearing shall notify this agency in writing by five (5) workdays prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that

date, the hearing may be cancelled. The hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the administrative regulation. Written comments shall be accepted through 11:59 p.m. on January 31, 2022. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person below.

**CONTACT PERSON:** Joshua Newton, General Counsel, Department of Alcoholic Beverage Control, 500 Mero Street, 2 NE #226, Frankfort, Kentucky 40601, phone (502) 782-0770, fax (502) 564-4850, email [Joshua.Newton@ky.gov](mailto:Joshua.Newton@ky.gov).