

1 AN ACT relating to retail package alcohol sales.

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

3 ➔Section 1. KRS 243.084 is amended to read as follows:

- 4 (1) A "Nonquota type 2" or "NQ2" retail drink license may be issued to an applicant  
5 operating as, or in:
- 6 (a) A hotel that:
    - 7 1. Contains at least fifty (50) sleeping units; and
    - 8 2. Receives from its total food and alcoholic beverage sales at least fifty  
9 percent (50%) of its gross receipts from the sale of food;
  - 10 (b) A restaurant;
  - 11 (c) An airport;
  - 12 (d) A riverboat;
  - 13 (e) A distiller; or
  - 14 (f) A business located within, or adjacent to, an entertainment destination center  
15 licensed premises.
- 16 (2) A holder of an NQ2 retail drink license may purchase, receive, possess, and sell  
17 alcoholic beverages at retail by the drink for consumption on the licensed premises.  
18 The licensee shall purchase alcoholic beverages only from licensed wholesalers or  
19 distributors. A distiller may purchase its own products for retail drink sales under  
20 KRS 243.0305. The holder of an NQ2 retail drink license shall store alcoholic  
21 beverages in the manner prescribed in KRS 244.260.
- 22 (3) (a) To qualify for an NQ2 license, a riverboat shall have a regular or alternative  
23 place of mooring in a wet county or city of this state.
- 24 (b) If a riverboat moors or makes landfall in a location other than its regular or  
25 alternate regular place of mooring, all alcoholic beverages shall be kept  
26 locked.
  - 27 (c) A riverboat licensed under this subsection shall not take on or discharge

1 passengers when mooring or making landfall in dry option territory.

2 **(4) A hotel or restaurant holding an NO2 license may sell alcohol by the package to**  
3 **its patrons under its NO2 license under the following conditions:**

4 **(a) Package sales are for limited bottles such as barrel picks, souvenir**  
5 **packages, or vintage distilled spirits; and**

6 **(b) Package sales do not exceed two thousand (2,000) bottles per year.**

7 ➔Section 2. KRS 243.086 is amended to read as follows:

8 (1) A "Nonquota type 3" or "NQ3" retail drink license may be issued to an applicant  
9 operating as, or in:

10 (a) A private club in existence for longer than one (1) year prior to the license  
11 application;

12 (b) A dining car; or

13 (c) A bed and breakfast.

14 (2) The holder of an NQ3 retail drink license may purchase, receive, possess, and sell  
15 alcoholic beverages at retail by the drink for consumption on the licensed premises.

16 The licensee shall purchase alcoholic beverages only from licensed wholesalers or  
17 distributors. The holder of an NQ3 retail drink license shall store alcoholic  
18 beverages in the manner prescribed in KRS 244.260.

19 (3) **(a)** A qualifying private club holding an NQ3 retail drink license shall exclude the  
20 general public from the licensed premises.

21 **(b) A qualifying private club may sell packages of alcohol to its members**  
22 **pursuant to the following conditions:**

23 **1. Package sales are for limited bottles such as barrel picks, souvenir**  
24 **packages, or vintage distilled spirits; and**

25 **2. Package sales do not exceed two thousand (2,000) bottles per year.**

26 (4) A qualifying bed and breakfast holding an NQ3 retail drink license shall only sell  
27 alcoholic beverages by the drink to paid overnight guests of the licensee.