

1 AN ACT relating to public protection.

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

3 ➔Section 1. KRS 242.250 is amended to read as follows:

- 4 (1) No person, while representing either the buyer or seller, shall distribute, solicit, or
5 receive contracts, proposals, or orders for the purchase or sale of any alcoholic
6 beverages, or distribute any handbills or posters advertising them in dry territory.
- 7 (2) Each act of distributing, soliciting, or receiving contracts, proposals, or orders as
8 denounced in subsection (1), and each day in which advertising matter is
9 distributed, shall constitute a separate offense.
- 10 (3) This chapter shall not prevent any manufacturer of or wholesale dealer in alcoholic
11 beverages, or any authorized agent of either from making contracts of barrel, case,
12 or package lots in any dry or moist territory, if their~~[his or her]~~ distilleries,
13 breweries, wineries, or warehouses are located in that territory and their~~[his or her]~~
14 products are to be shipped into territory, either within or without the state, where
15 alcoholic beverages may lawfully be sold.
- 16 (4) Subsections (1) and (2) of this section shall also apply to moist territory unless the
17 sale of the alcoholic beverage in question has been specifically authorized in that
18 moist territory under a limited local option election.
- 19 (5) No properly licensed common carrier or any of its employees acting on behalf of a
20 consignor shall be liable for a violation of this section.
- 21 (6) Proof that the purchaser represented in writing that the delivery address is located in
22 wet territory shall be an absolute defense to a violation of this section on behalf of a
23 retailer, winery, small farm winery, or distillery in connection with the delivery or
24 shipment of alcoholic beverages purchased at retail.