



OHIO LIQUOR CONTROL COMMISSION

77 SOUTH HIGH STREET, 18TH FLOOR

COLUMBUS, OHIO 43215

PHONE: (614)466-3132 FAX: (614)466-4564

WWW.LCC.OHIO.GOV

MIKE DEWINE, GOVERNOR

DEBORAH PRYCE, CHAIR

September 11, 2020

Notice of Public Hearing

The Commission will hold a public hearing on **Monday, September 14, 2020 at 9:00 am**. The public hearing will be conducted virtually via WebEx. To access the hearing use the following information:

Join via WebEx:

Event Address: ohio.webex.com

Meeting Number: 173 558 6139

Event Password: pnTvnMit253

Join By Phone:

Phone Number: 1-408-418-9388

Access Code: 173 558 6139

At this hearing the Commission will review proposed language of and receive any comments or testimony concerning the following proposed rule:

OAC 4301:1-1-81 Expansion of sales of beer, wine, mixed beverages, and spirituous liquor for off-premises consumption

Also at this hearing the Commission will receive any comments or testimony concerning its administrative review of its rules under the Ohio Administrative Code and particularly the following administrative rules, all of which are subject to five-year review in 2020 pursuant to Section 119.03(C) of the Ohio Revised Code:

OAC 4301:1-1-04 Sacramental Wine.

OAC 4301:1-1-08 Permit, issuance of after revocation or refusal to issue, transfer or renew.

OAC 4301:1-1-12 Permits-inspection of permit premises and duty of division before issuing.

OAC 4301:1-1-14 Permits, transfer of.

OAC 4301:1-1-19 Permits: Duties of licensing division.

OAC 4301:1-1-20 Permits (manufacturers and distributors) - reinspection after suspension.

OAC 4301:1-1-21 Permits shall be posted conspicuously on premises.

OAC 4301:1-1-25 Permits (H), transportation of alcoholic beverages.

OAC 4301:1-1-26 Permits - identification of vehicles used by "H" permit holders.

OAC 4301:1-1-27 Spigots; brand name appearing on.

OAC 4301:1-1-28 Beer and wine: cleaning and sterilizing dispensing apparatus.

OAC 4301:1-1-30 Beer, wine, mixed beverage, or spirituous liquor tasting.

OAC 4301:1-1-31 Re-usable containers - definitions and deposit for.

OAC 4301:1-1-32 Samples.

OAC 4301:1-1-34 Temporary permits.

OAC 4301:1-1-35 F permits.

OAC 4301:1-1-36 Temporary liquor permits held by not for profit entities.

OAC 4301:1-1-37 Chemical analysis requirements.

OAC 4301:1-1-38 Use of chemical analysis affidavits.

OAC 4301:1-1-44 Advertising.

OAC 4301:1-1-45 Contests, prizes, sales incentive programs, rebates, or other promotions. OAC 4301:1-1-74 Regulates and stabilizes the manner of distributing and selling bottled wine within the state.

Anyone who wishes to speak to any of the Commission's administrative rules may do so at this time. You may also submit comments (drafted in accordance with OAC Rule 4303:1-1-66) in advance to the Commission via email to sarah.creedon@lcc.ohio.gov or via US mail to the above address. If you have any questions, please do not hesitate to contact the Commission at the number listed above.

4301:1-1-81 Expansion of sales of beer, wine, mixed beverages, and spirituous liquor for off-premises consumption.

(A) Liquor permit holders authorized to sell for on-premises general consumption may sell and deliver beer, wine, mixed beverages, or spirituous liquor by the individual drink for off-premises consumption, provided the following requirements are met:

- (1) The permit holder may sell and deliver drinks that it prepares on the premises for a personal consumer for off-premises consumption;
- (2) Spirituous liquor drinks cannot contain more than two ounces of spirituous liquor per container;
- (3) All drinks sold must be in a closed container;
- (4) Any sale under this paragraph shall include a food purchase from the premises;
- (5) No more than three drinks may be sold per meal;
- (6) The permit holder must comply with all applicable state tax laws; and
- (7) The permit holder remains subject to all liquor laws and rules including hours of operation, minimum age requirements, and the prohibition against sales to intoxicated persons.

(B) All purchases are subject to open container law upon leaving the permit premises.