

2013 -- H 5084

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Introduced By: Representatives Silva, and Serpa

Date Introduced: January 16, 2013

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 3-7-8 of the General Laws in Chapter 3-7 entitled "Retail Licenses"
2 is hereby amended to read as follows:

3 **3-7-8. Class C license.** -- (a) A retailer's Class C license authorizes the holder of the
4 license to keep for sale and to sell beverages at retail at the place described in the license and to
5 deliver those beverages for consumption on the premises where sold. No beverages shall be sold
6 or served after twelve o'clock (12:00) midnight nor before six o'clock (6:00) a.m., except as
7 provided in subsection (e) herein. Local license boards in the several cities and towns may fix an
8 earlier closing time within their discretion. The license authorizes the holder to keep for sale and
9 sell beverages, including beer in cans, at retail at the place described in the license and to deliver
10 those beverages for consumption on the premises.

11 (b) The license authorizes the holder to sell pre-packaged foods prepared off the
12 premises with beverages but prohibits the preparation and serving of foods cooked on the
13 premises. The holder of the license may serve with beverages and without charge popcorn,
14 crackers, bread, pretzels, sausage of any type, pickles, sardines, smoked herring, lupino beans,
15 and potato chips. No food shall be cooked on the premises but pre-packaged foods prepared and
16 cooked off the premises and purchased by the holder from a supplier may be warmed and sold on
17 the premises in their original packaging, and all foods shall be covered in accordance with the
18 regulations of the state department of health. The annual fee for the license is four hundred
19 dollars (\$400) to eight hundred dollars (\$800), prorated to the year ending December 1 in every

1 calendar year.

2 (c) The town councils of the towns of Coventry, Scituate and South Kingstown are
3 authorized to prohibit by ordinance the issuance of Class C licenses. Upon prohibiting Class C
4 licenses, the license board of the towns of Coventry, Scituate and South Kingstown shall issue
5 Class B licenses to the holder of all Class C licenses in those towns. The Class B licenses may be
6 issued to the holders of Class C licenses notwithstanding any requirements of section 3-7-7. The
7 holders of Class C licenses shall have the full privileges of a Class B license and shall pay the
8 annual fee provided for Class B licenses.

9 (d) Notwithstanding any prohibitions on the preparation and serving of foods cooked on
10 the premises contained in paragraph (b) herein, the holders of Class C licenses in the city of
11 Newport are authorized to prepare and serve foods cooked on the premises. The holders of Class
12 C licenses in the city of Newport shall be deemed to be victualling houses for purposes of section
13 3-8-1.

14 (e) Any holder of a Class C license may, upon the approval of the local licensing board
15 and for the additional payment of two hundred dollars (\$200), sell or serve beverages on Fridays
16 and Saturdays and the night before legal state holidays until one o'clock (1:00) a.m. All requests
17 for a one o'clock (1:00) am license shall be advertised by the local licensing board in a newspaper
18 having a circulation in the county where the establishment applying for the license is located.

19 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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- 1 This act would permit the extension of Class C retail alcoholic beverage sales licenses
- 2 operating hours upon application to the local licensing board.
- 3 This act would take effect upon passage.

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