

AMENDED IN ASSEMBLY MARCH 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 569**

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**Introduced by Assembly Member Linder**

February 24, 2015

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An act to amend ~~Section~~ *Sections 24045.1 and 25633* of the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

AB 569, as amended, Linder. Alcoholic beverages: delivery.

The Alcoholic Beverage Control Act provides that alcoholic beverages may not be delivered to on-sale and off-sale licensees on Sunday or on any other day except between the hours of 3 a.m. and 8 p.m., and further provides that a violation of this provision is a misdemeanor.

This bill would ~~make nonsubstantive changes to these provisions:~~ *allow beer wholesalers and beer manufacturers to deliver beer to daily on-sale general licensees between the hours of 8 a.m. and 8 p.m. on Sunday. The bill would make conforming technical changes.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 *SECTION 1. Section 24045.1 of the Business and Professions*
- 2 *Code is amended to read:*
- 3 *24045.1. (a) The department, in its discretion, may issue on*
- 4 *a temporary basis a daily on-sale general license and the fee for*
- 5 *such the license shall be twenty-five dollars (\$25) per day. Such*
- 6 *The license authorizes the sale of distilled spirits, wine, and beer*

1 for consumption on the premises where sold, and ~~no~~ off-sale  
 2 privileges shall *not* be exercised under ~~such~~ *the* license. A daily  
 3 on-sale general license may only be issued to a political party or  
 4 affiliate supporting a candidate for public office or a ballot measure,  
 5 an organization formed for a specific charitable or civic purpose,  
 6 a fraternal organization in existence for over five years with a  
 7 regular membership, or a religious organization. Distilled spirits  
 8 sold under a daily on-sale general license shall have been purchased  
 9 at retail from the holder of an off-sale general license.

10 *(b) (1) In addition to the hours and days specified in Section*  
 11 *25633, a beer wholesaler may deliver beer between the hours of*  
 12 *8 a.m. and 8 p.m. on Sunday to a daily on-sale general licensee.*

13 *(2) In addition to the hours and days specified in Section 25633,*  
 14 *a beer manufacturer may deliver beer that it produced pursuant*  
 15 *to Section 23357 between the hours of 8 a.m. and 8 p.m. on Sunday*  
 16 *to a daily on-sale general licensee.*

17 ~~The~~

18 *(c) The* department may adopt such rules as it determines to be  
 19 necessary to implement and administer the provisions of this  
 20 section, including, but not limited to, limitations on the number  
 21 of times during any calendar year a qualified organization may be  
 22 issued a license provided for by this section.

23 ~~The~~

24 *(d) The* provisions of Article 2 (commencing with Section  
 25 23815) of Chapter 5 and Article 2 (commencing with Section  
 26 23985) of Chapter 6 of this division shall not be applicable to the  
 27 licenses provided for by this section.

28 ~~SECTION 4.~~

29 *SEC. 2.* Section 25633 of the Business and Professions Code  
 30 is amended to read:

31 25633. Except as otherwise provided in this ~~section, no~~ *section*  
 32 *and subdivision (b) of Section 24045.1, a person licensed as a*  
 33 *manufacturer, winegrower, distilled spirits manufacturer's agent,*  
 34 *rectifier, or wholesaler of any alcoholic beverage shall not deliver*  
 35 *or cause to be delivered any alcoholic beverage to or for any person*  
 36 *holding an on-sale or off-sale license on Sunday or except between*  
 37 *the hours of 3 a.m. and 8 p.m. of any day other than Sunday. Any*  
 38 *alcoholic beverage may be delivered at the platform of the*  
 39 *manufacturing, producing, or distributing plant at any time.*  
 40 *Nothing contained in this section prohibits the transportation or*

1 the carriage and delivery in transit at any time of an alcoholic  
2 beverage between the premises of a manufacturer, winegrower,  
3 wholesaler, distiller, importer, or any of them. A person violating  
4 the provisions of this section is guilty of a misdemeanor.

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