

Introduced by Senator Rosenthal

February 22, 1996

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

LEGISLATIVE COUNSEL'S DIGEST

SB 1879, as amended, Rosenthal. Alcoholic beverages: delivery.

The Alcoholic Beverage Control Act provides that no alcoholic beverage may be delivered to an on-sale or off-sale alcoholic beverage licensee on Sunday or except between the hours of 6 a.m. and 8 p.m. of any day other than Sunday. Existing law also provides that beer and wine may be delivered to those licensees between the hours of 4 a.m. and 8 p.m. on any day other than Sunday *and may be delivered at the platform of the manufacturing, producing, or distributing plant at any time. Existing law provides that these provisions do not prohibit the transportation or the carriage and delivery in transit at any time of beer or wine between the premises of a manufacturer, winegrower, wholesaler, distiller, importer, or any of them.*

This bill would instead provide that ~~beer and wine~~ *any alcoholic beverage* may be delivered to those licensees between the hours of 3 a.m. and 8 p.m. on any day other than Sunday *and to those specified plants at any time. This bill would also extend the application of the provision for the transportation or carriage and delivery of beer and wine*

between the premises of a manufacturer, winegrower, wholesaler, distiller, or importer to any alcoholic beverage.

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

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

1 SECTION 1. Section 25633 of the Business and
 2 Professions Code is amended to read:
 3 25633. Except as otherwise provided in this section,
 4 no person licensed as a manufacturer, winegrower,
 5 distilled spirits manufacturer’s agent, rectifier, or
 6 wholesaler of any alcoholic beverage shall deliver or
 7 cause to be delivered any alcoholic beverage to or for any
 8 person holding an on-sale or off-sale license on Sunday or
 9 except between the hours of ~~6 a.m.~~ 3 a.m. and 8 p.m. of
 10 any day ~~other than Sunday. Beer and wine may be~~
 11 ~~delivered between the hours of 3 a.m. and 8 p.m. of any~~
 12 ~~day other than Sunday to any person holding on on-sale~~
 13 ~~or off-sale license and may be delivered at the platform~~
 14 ~~of other than Sunday. Any alcoholic beverage may be~~
 15 ~~delivered at the platform of the manufacturing,~~
 16 producing, or distributing plant at any time. Nothing
 17 contained in this section prohibits the transportation or
 18 the carriage and delivery in transit at any time of ~~beer or~~
 19 ~~wine~~ any alcoholic beverage between the premises of a
 20 manufacturer, winegrower, wholesaler, distiller,
 21 importer, or any of them. Every person violating the
 22 provisions of this section is guilty of a misdemeanor.

