## As Introduced

## 131st General Assembly Regular Session 2015-2016

H. B. No. 258

Representative Henne Cosponsors: Representatives Ramos, Perales, Blessing, Hackett, Becker, Rezabek

## A BILL

То	amend section 4303.27 of the Revised Code to	1
	generally prohibit, for purposes of expansion of	2
	a liquor permit holder's premises during certain	3
	times of the year, the presence of operable	4
	motor vehicles in the expanded area while beer	5
	or intoxicating liquor is being served.	6

## BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

<b>Section 1.</b> That section 4303.27 of the Revised Code be	7
amended to read as follows:	8
Sec. 4303.27. (A) Each permit issued under sections	9
4303.02 to 4303.232 of the Revised Code shall authorize the	10
person named to carry on the business specified at the place or	11
in the boat, vessel, or classes of dining car equipment	12
described, and shall be issued for one year, or part of one	13
year, commencing on the day after the uniform expiration dates	14
designated by the division of liquor control, or for the	15
unexpired portion of such year, and no longer, subject to	16
suspension, revocation, or cancellation as authorized or	17
required by this chapter or Chapter 4301. of the Revised Code.	18

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(B) Upon application by a permit holder, the	19
superintendent of liquor control may expand during specified	20
seasons of the year the premises for which the permit holder's	21
permit was issued to include a premises immediately adjacent to	22
the premises for which the permit was issued, so long as the	23
provided that both of the following apply:	24
(1) The immediately adjacent premises is under the permit	25
holder's ownership and control and is located in an area where	26
sales under the permit are not prohibited because of a local	27
option election;	28
(2) No operable motor vehicle as defined in section	29
4501.01 of the Revised Code is permitted to park in the area of	30
the immediately adjacent premises while beer or intoxicating	31
liquor is being served.	32
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(C) Whenever the superintendent considers it advisable to	33
cancel the unexpired portion of an outstanding permit in order	34
that the permit may be issued on one of the uniform expiration	35
dates designated by the superintendent, the superintendent shall	36
credit to the holder a proportionate amount representing the	37
unexpired portion of the permit year pursuant to section 4301.41	38
of the Revised Code. Such permit does not authorize the person	39
named to carry on the business specified at any place or in any	40
vehicle, boat, vessel, or class of dining car equipment other	41
than that named, nor does it authorize any person other than the	42
one named in such permit to carry on that business at the place	43
or in the vehicle, boat, vessel, or class of dining car	44
equipment named, except pursuant to compliance with the rules	45
and orders of the division governing the assignment and transfer	46
of permits, and with the consent of the division. The holder of	47
a G permit may substitute the name of another licensed	48

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pharmacist for that entered on the permit, subject to rules of	49
the division.	50
(D) This chapter and Chapter 4301. of the Revised Code do	51
not prohibit the holder of an A, B, C, or D permit from making	52
deliveries of beer or intoxicating liquor containing not more	53
than twenty-one per cent of alcohol by volume, or prohibit the	54
holder of an A or B permit from selling or distributing beer or	55
intoxicating liquor to a person at a place outside this state,	56
or prohibit the holder of any such a permit, or an H permit,	57
from delivering any beer or intoxicating liquor so sold from a	58
point in this state to a point outside this state.	59
Section 2. That existing section 4303.27 of the Revised	60
Code is hereby repealed.	61