

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1346

Introduced by

Representatives Weiler, Grande, Thoreson

Senators Holmberg, Nelson

1 A BILL for an Act to create and enact a new section to chapter 5-02 of the North Dakota
2 Century Code, relating to the sale of wine with a meal.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 5-02 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Removal of wine from restaurant.** If a full bottle of wine has been opened and the
7 contents partially consumed, a retail alcoholic beverage licensee whose gross sales of food are
8 at least thirty percent of the gross sales of alcoholic beverages that are consumed on the
9 premises may permit an individual purchasing the bottle in conjunction with the purchase of a
10 meal to remove the bottle on leaving the licensed premises if the licensee recorks the bottle,
11 seals the bottle with a seal that must be made conspicuously inoperative to reopen the bottle,
12 and places a receipt of sale with the bottle. The removal of the bottle under these conditions is
13 not an off sale of wine and is permitted without an additional license.