

**No Action  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2370**

**BY: Committee**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

30           **SECTION 1.** Section 67-1-25, Mississippi Code of 1972, is  
31 amended as follows:  
32           67-1-25. No person shall be appointed director, agent or  
33 inspector for the commission under this chapter who is not a  
34 citizen of the United States \* \* \*. No director, agent, inspector  
35 or other employee shall be appointed under this chapter who has  
36 been convicted of any violation of any federal or state law  
37 concerning the manufacture, sale or possession of alcoholic liquor  
38 prior or subsequent to July 1, 1966, or who has paid a fine or  
39 penalty in settlement of any prosecution against him for any  
40 violation of such laws or shall have forfeited his bond to appear  
41 in court to answer charges for any such violation, nor shall any  
42 person be so appointed who has been convicted of a felony in any  
43 state or federal court. No person appointed or employed by the  
44 commission under this chapter may, directly or indirectly,  
45 individually or as a member of a partnership or limited liability  
46 company, or as a shareholder of a corporation, have any interest  
47 whatsoever in the manufacture, sale or distribution of alcoholic  
48 liquor, or receive any compensation or profit therefrom, or have

49 any interest whatsoever in the purchases or sales made by the  
50 persons authorized by this chapter to purchase or to sell  
51 alcoholic liquor.

52 This section shall not prevent any person appointed or  
53 employed by the commission from purchasing and keeping in his  
54 possession for the use of himself or members of his family or  
55 guests any alcoholic liquor which may be purchased or kept by any  
56 other person by virtue of this chapter.

57 **SECTION 2.** Section 67-3-19, Mississippi Code of 1972, is  
58 amended as follows:

59 67-3-19. Where application is made for a permit to engage in  
60 the business of a retailer of light wine or beer, the applicant  
61 shall show in his application that he possesses the following  
62 qualifications:

63 (a) Applicant must be a person at least twenty-one (21)  
64 years of age, of good moral character and a resident of the State  
65 of Mississippi.

66 (b) Applicant shall not have been convicted of a  
67 felony, or of pandering or of keeping or maintaining a house of  
68 prostitution, or have been convicted within two (2) years of the  
69 date of his application of any violation of the laws of this state  
70 or the laws of the United States relating to alcoholic liquor.

71 (c) Applicant shall not have had revoked, except for a  
72 violation of Section 67-3-52, within two (2) years next preceding  
73 his application, any license or permit issued to him pursuant to  
74 the laws of this state, or any other state, to sell alcoholic  
75 liquor of any kind.

76 (d) Applicant shall be the owner of the premises for  
77 which the permit is sought or the holder of an existing lease  
78 thereon.

79 (e) Applicant shall not be residentially domiciled with  
80 any person whose permit has been revoked for cause, except for a

81 violation of Section 67-3-52, within two (2) years next preceding  
82 the date of the present application for a permit.

83 (f) The applicant has not had any license or permit to  
84 sell beer or light wine at retail revoked, within five (5) years  
85 next preceding his application, due to a violation of Section  
86 67-3-52.

87 (g) Applicant shall not employ any person whose permit  
88 has been revoked when such person owned or operated the business  
89 on the premises for which a permit is sought or allow such person  
90 to have any financial interest in the business of the applicant,  
91 until such person is qualified to obtain a permit in his own name.

92 (h) The applicant is not indebted to the State of  
93 Mississippi for any taxes.

94 (i) If applicant is a partnership, all members of the  
95 partnership must be qualified to obtain a permit. Each member of  
96 the partnership must be a resident of the State of Mississippi.

97 (j) If applicant is a corporation, all officers and  
98 directors thereof, and any stockholder owning more than five  
99 percent (5%) of the stock of such corporation, and the person or  
100 persons who shall conduct and manage the licensed premises for the  
101 corporation shall possess all the qualifications required herein  
102 for any individual permittee. However, the requirements as to  
103 residence shall not apply to officers, directors and stockholders  
104 of such corporation \* \* \*.

105 Any misstatement or concealment of fact in an application  
106 shall be ground for denial of the application or for revocation of  
107 the permit issued thereon.

108 The commissioner may refuse to issue a permit to an applicant  
109 for a place that is frequented by known criminals, prostitutes, or  
110 other law violators or troublemakers who disturb the peace and  
111 quietude of the community and frequently require the assistance of  
112 peace officers to apprehend such law violators or to restore

113 order. The burden of proof of establishing the foregoing shall  
114 rest upon the commissioner.

115 **SECTION 3.** Section 67-1-37, Mississippi Code of 1972, is  
116 amended as follows:

117 **[Until July 1, 2011, this section will read as follows:]**

118 67-1-37. The State Tax Commission, under its duties and  
119 powers with respect to the Alcoholic Beverage Control Division  
120 therein, shall have the following powers, functions and duties:

121 (a) To issue or refuse to issue any permit provided for  
122 by this chapter, or to extend the permit or remit in whole or any  
123 part of the permit monies when the permit cannot be used due to a  
124 natural disaster or Act of God.

125 (b) To revoke, suspend or cancel, for violation of or  
126 noncompliance with the provisions of this chapter, or the law  
127 governing the production and sale of native wines, or any lawful  
128 rules and regulations of the commission issued hereunder, or for  
129 other sufficient cause, any permit issued by it under the  
130 provisions of this chapter; however, no such permit shall be  
131 revoked, suspended or cancelled except after a hearing of which  
132 the permit holder shall have been given reasonable notice and an  
133 opportunity to be heard. The board shall be authorized to suspend  
134 the permit of any permit holder for being out of compliance with  
135 an order for support, as defined in Section 93-11-153. The  
136 procedure for suspension of a permit for being out of compliance  
137 with an order for support, and the procedure for the reissuance or  
138 reinstatement of a permit suspended for that purpose, and the  
139 payment of any fees for the reissuance or reinstatement of a  
140 permit suspended for that purpose, shall be governed by Section  
141 93-11-157 or Section 93-11-163, as the case may be. If there is  
142 any conflict between any provision of Section 93-11-157 or Section  
143 93-11-163 and any provision of this chapter, the provisions of

144 Section 93-11-157 or Section 93-11-163, as the case may be, shall  
145 control.

146 (c) To prescribe forms of permits and applications for  
147 permits and of all reports which it deems necessary in  
148 administering this chapter.

149 (d) To fix standards, not in conflict with those  
150 prescribed by any law of this state or of the United States, to  
151 secure the use of proper ingredients and methods of manufacture of  
152 alcoholic beverages.

153 (e) To issue rules regulating the advertising of  
154 alcoholic beverages in the state in any class of media and  
155 permitting advertising of the retail price of alcoholic beverages.

156 (f) To issue reasonable rules and regulations, not  
157 inconsistent with the federal laws or regulations, requiring  
158 informative labeling of all alcoholic beverages offered for sale  
159 within this state and providing for the standards of fill and  
160 shapes of retail containers of alcoholic beverages; however, such  
161 containers shall not contain less than fifty (50) milliliters by  
162 liquid measure.

163 (g) Subject to the provisions of subsection (3) of  
164 Section 67-1-51, to issue rules and regulations governing the  
165 issuance of retail permits for premises located near or around  
166 schools, colleges, universities, churches and other public  
167 institutions, and specifying the distances therefrom within which  
168 no such permit shall be issued. The Alcoholic Beverage Control  
169 Division shall not issue a package retailer's or on-premises  
170 retailer's permit for the sale or consumption of alcoholic  
171 beverages in or on the campus of any public school, community or  
172 junior college, college or university \* \* \*.

173 (h) To adopt and promulgate, repeal and amend, such  
174 rules, regulations, standards, requirements and orders, not  
175 inconsistent with this chapter or any law of this state or of the

176 United States, as it deems necessary to control the manufacture,  
177 importation, transportation, distribution and sale of alcoholic  
178 liquor, whether intended for beverage or nonbeverage use in a  
179 manner not inconsistent with the provisions of this chapter or any  
180 other statute, including the native wine laws.

181 (i) To call upon other administrative departments of  
182 the state, county and municipal governments, county and city  
183 police departments and upon prosecuting officers for such  
184 information and assistance as it may deem necessary in the  
185 performance of its duties.

186 (j) To prepare and submit to the Governor during the  
187 month of January of each year a detailed report of its official  
188 acts during the preceding fiscal year ending June 30, including  
189 such recommendations as it may see fit to make, and to transmit a  
190 like report to each member of the Legislature of this state upon  
191 the convening thereof at its next regular session.

192 (k) To inspect, or cause to be inspected, any premises  
193 where alcoholic liquors intended for sale are manufactured,  
194 stored, distributed or sold, and to examine or cause to be  
195 examined all books and records pertaining to the business  
196 conducted therein.

197 (l) In the conduct of any hearing authorized to be held  
198 by the commission, to hear testimony and take proof material for  
199 its information in the discharge of its duties under this chapter;  
200 to issue subpoenas, which shall be effective in any part of this  
201 state, requiring the attendance of witnesses and the production of  
202 books and records; to administer or cause to be administered  
203 oaths; and to examine or cause to be examined any witness under  
204 oath. Any court of record, or any judge thereof, may by order  
205 duly entered require the attendance of witnesses and the  
206 production of relevant books subpoenaed by the commission, and

207 such court or judge may compel obedience to its or his order by  
208 proceedings for contempt.

209 (m) To investigate the administration of laws in  
210 relation to alcoholic liquors in this and other states and any  
211 foreign countries, and to recommend from time to time to the  
212 Governor and through him to the Legislature of this state such  
213 amendments to this chapter, if any, as it may think desirable.

214 (n) To designate hours and days when alcoholic  
215 beverages may be sold in different localities in the state which  
216 permit such sale.

217 (o) To assign employees to posts of duty at locations  
218 where they will be most beneficial for the control of alcoholic  
219 beverages, to remove, to dismiss, to suspend without pay, to act  
220 as a trial board in hearings based upon charges against employees.  
221 After twelve (12) months' service, no employee shall be removed,  
222 dismissed, demoted or suspended without just cause and only after  
223 being furnished with reasons for such removal, dismissal, demotion  
224 or suspension, and upon request given a hearing in his own  
225 defense.

226 (p) All hearings conducted by the commission shall be  
227 open to the public, and, when deemed necessary, a written  
228 transcript shall be made of the testimony introduced thereat.

229 (q) To enforce the provisions made unlawful by Sections  
230 67-3-13, 67-3-15, 67-3-53, 67-3-57 and 67-3-70.

231 **[From and after July 1, 2011, this section will read as**  
232 **follows:]**

233 67-1-37. The State Tax Commission, under its duties and  
234 powers with respect to the Alcoholic Beverage Control Division  
235 therein, shall have the following powers, functions and duties:

236 (a) To issue or refuse to issue any permit provided for  
237 by this chapter, or to extend the permit or remit in whole or any

238 part of the permit monies when the permit cannot be used due to a  
239 natural disaster or Act of God.

240 (b) To revoke, suspend or cancel, for violation of or  
241 noncompliance with the provisions of this chapter, or the law  
242 governing the production and sale of native wines, or any lawful  
243 rules and regulations of the commission issued hereunder, or for  
244 other sufficient cause, any permit issued by it under the  
245 provisions of this chapter; however, no such permit shall be  
246 revoked, suspended or cancelled except after a hearing of which  
247 the permit holder shall have been given reasonable notice and an  
248 opportunity to be heard. The board shall be authorized to suspend  
249 the permit of any permit holder for being out of compliance with  
250 an order for support, as defined in Section 93-11-153. The  
251 procedure for suspension of a permit for being out of compliance  
252 with an order for support, and the procedure for the reissuance or  
253 reinstatement of a permit suspended for that purpose, and the  
254 payment of any fees for the reissuance or reinstatement of a  
255 permit suspended for that purpose, shall be governed by Section  
256 93-11-157 or 93-11-163, as the case may be. If there is any  
257 conflict between any provision of Section 93-11-157 or 93-11-163  
258 and any provision of this chapter, the provisions of Section  
259 93-11-157 or 93-11-163, as the case may be, shall control.

260 (c) To prescribe forms of permits and applications for  
261 permits and of all reports which it deems necessary in  
262 administering this chapter.

263 (d) To fix standards, not in conflict with those  
264 prescribed by any law of this state or of the United States, to  
265 secure the use of proper ingredients and methods of manufacture of  
266 alcoholic beverages.

267 (e) To issue rules regulating the advertising of  
268 alcoholic beverages in the state in any class of media and  
269 permitting advertising of the retail price of alcoholic beverages.



270 (f) To issue reasonable rules and regulations, not  
271 inconsistent with the federal laws or regulations, requiring  
272 informative labeling of all alcoholic beverages offered for sale  
273 within this state and providing for the standards of fill and  
274 shapes of retail containers of alcoholic beverages; however, such  
275 containers shall not contain less than fifty (50) milliliters by  
276 liquid measure.

277 (g) Subject to the provisions of subsection (3) of  
278 Section 67-1-51, to issue rules and regulations governing the  
279 issuance of retail permits for premises located near or around  
280 schools, colleges, universities, churches and other public  
281 institutions, and specifying the distances therefrom within which  
282 no such permit shall be issued. The Alcoholic Beverage Control  
283 Division shall not issue a package retailer's or on-premises  
284 retailer's permit for the sale or consumption of alcoholic  
285 beverages in or on the campus of any public school, community or  
286 junior college, college or university \* \* \*.

287 (h) To adopt and promulgate, repeal and amend, such  
288 rules, regulations, standards, requirements and orders, not  
289 inconsistent with this chapter or any law of this state or of the  
290 United States, as it deems necessary to control the manufacture,  
291 importation, transportation, distribution and sale of alcoholic  
292 liquor, whether intended for beverage or nonbeverage use in a  
293 manner not inconsistent with the provisions of this chapter or any  
294 other statute, including the native wine laws.

295 (i) To call upon other administrative departments of  
296 the state, county and municipal governments, county and city  
297 police departments and upon prosecuting officers for such  
298 information and assistance as it may deem necessary in the  
299 performance of its duties.

300 (j) To prepare and submit to the Governor during the  
301 month of January of each year a detailed report of its official

302 acts during the preceding fiscal year ending June 30, including  
303 such recommendations as it may see fit to make, and to transmit a  
304 like report to each member of the Legislature of this state upon  
305 the convening thereof at its next regular session.

306 (k) To inspect, or cause to be inspected, any premises  
307 where alcoholic liquors intended for sale are manufactured,  
308 stored, distributed or sold, and to examine or cause to be  
309 examined all books and records pertaining to the business  
310 conducted therein.

311 (l) In the conduct of any hearing authorized to be held  
312 by the commission, to hear testimony and take proof material for  
313 its information in the discharge of its duties under this chapter;  
314 to issue subpoenas, which shall be effective in any part of this  
315 state, requiring the attendance of witnesses and the production of  
316 books and records; to administer or cause to be administered  
317 oaths; and to examine or cause to be examined any witness under  
318 oath. Any court of record, or any judge thereof, may by order  
319 duly entered require the attendance of witnesses and the  
320 production of relevant books subpoenaed by the commission, and  
321 such court or judge may compel obedience to its or his order by  
322 proceedings for contempt.

323 (m) To investigate the administration of laws in  
324 relation to alcoholic liquors in this and other states and any  
325 foreign countries, and to recommend from time to time to the  
326 Governor and through him to the Legislature of this state such  
327 amendments to this chapter, if any, as it may think desirable.

328 (n) To designate hours and days when alcoholic  
329 beverages may be sold in different localities in the state which  
330 permit such sale.

331 (o) To assign employees to posts of duty at locations  
332 where they will be most beneficial for the control of alcoholic  
333 beverages, to remove, to dismiss, to suspend without pay, to act

334 as a trial board in hearings based upon charges against employees.  
335 After twelve (12) months' service, no employee shall be removed,  
336 dismissed, demoted or suspended without just cause and only after  
337 being furnished with reasons for such removal, dismissal, demotion  
338 or suspension, and upon request given a hearing in his own  
339 defense.

340 (p) All hearings conducted by the commission shall be  
341 open to the public, and, when deemed necessary, a written  
342 transcript shall be made of the testimony introduced thereat.

343 **SECTION 4.** Section 67-3-31, Mississippi Code of 1972, is  
344 amended as follows:

345 **[Until July 1, 2011, this section will read as follows:]**

346 67-3-31. Proceedings for the revocation or suspension of any  
347 permit authorizing the sale of beer or wine at retail for a  
348 violation of any of the provisions of Section 67-3-53 may be  
349 brought in the circuit or county court of the county in which the  
350 licensed premises are located. Such proceedings shall be entitled  
351 in the name of the state and against the permittee and shall be  
352 instituted by filing a complaint with the clerk of the court. The  
353 complaint may be filed by the county prosecuting attorney of the  
354 county upon his own initiative or, then by the district attorney  
355 of the district in which the county is located, and it shall be  
356 mandatory upon the county prosecuting attorney, or district  
357 attorney, as the case may be, to file a complaint when requested  
358 to do so by a peace officer or any person as \* \* \* provided in  
359 this section. Any peace officer within his jurisdiction or any  
360 enforcement officer of the Alcoholic Beverage Control Division  
361 within the State Tax Commission who learns that a retail permittee  
362 within his jurisdiction has violated any of the provisions of such  
363 section shall file with the county prosecuting attorney of the  
364 county in which the licensed premises are located, or, then with  
365 the district attorney of the district in which such county is

366 located, an affidavit specifying in detail the facts alleged to  
367 constitute such violation, and requesting that a complaint be  
368 filed against the permittee for the revocation or suspension of  
369 his permit. A like affidavit may be filed with the county  
370 prosecuting attorney, or district attorney, as the case may be, by  
371 any person who resides, and has for at least one (1) year prior  
372 thereto resided within the county in which the licensed premises  
373 are located requesting that a complaint be filed for the  
374 revocation or suspension of the permittee's permit. Promptly upon  
375 receiving any such affidavit the county prosecuting attorney, or  
376 district attorney, shall prepare a proper complaint, which shall  
377 be signed and sworn to by the person or persons filing the  
378 affidavit with him, and the county prosecuting attorney or  
379 district attorney shall file the complaint with the clerk of the  
380 circuit or county court.

381 **[From and after July 1, 2011, this section will read as**  
382 **follows:]**

383 67-3-31. Proceedings for the revocation or suspension of any  
384 permit authorizing the sale of beer or wine at retail for a  
385 violation of any of the provisions of Section 67-3-53 may be  
386 brought in the circuit or county court of the county in which the  
387 licensed premises are located. Such proceedings shall be entitled  
388 in the name of the state and against the permittee and shall be  
389 instituted by filing a complaint with the clerk of the court. The  
390 complaint may be filed by the county prosecuting attorney of the  
391 county upon his own initiative or, then by the district attorney  
392 of the district in which the county is located, and it shall be  
393 mandatory upon the county prosecuting attorney, or district  
394 attorney, as the case may be, to file a complaint when requested  
395 to do so by a peace officer or any person as \* \* \* provided in  
396 this section. Any peace officer who learns that a retail  
397 permittee within his jurisdiction has violated any of the

398 provisions of such section shall file with the county prosecuting  
399 attorney of the county in which the licensed premises are located,  
400 or, then with the district attorney of the district in which such  
401 county is located, an affidavit specifying in detail the facts  
402 alleged to constitute such violation, and requesting that a  
403 complaint be filed against the permittee for the revocation or  
404 suspension of his permit. A like affidavit may be filed with the  
405 county prosecuting attorney, or district attorney, as the case may  
406 be, by any person who resides, and has for at least one (1) year  
407 prior thereto resided within the county in which the licensed  
408 premises are located requesting that a complaint be filed for the  
409 revocation or suspension of the permittee's permit. Promptly upon  
410 receiving any such affidavit the county prosecuting attorney, or  
411 district attorney, shall prepare a proper complaint, which shall  
412 be signed and sworn to by the person or persons filing the  
413 affidavit with him, and the county prosecuting attorney or  
414 district attorney shall file the complaint with the clerk of the  
415 circuit or county court.

416       **SECTION 5.** Section 67-3-37, Mississippi Code of 1972, is  
417 amended as follows:

418       **[Until July 1, 2011, this section will read as follows:]**

419       67-3-37. It shall be the duty of the county prosecuting  
420 attorney or the district attorney, as the case may be, to file  
421 complaints as provided in Section 67-3-31 and to prosecute  
422 diligently and without delay all complaints filed by him.

423       It shall be the duty of all peace officers, within their  
424 jurisdiction, and all enforcement officers of the Alcoholic  
425 Beverage Control Division of the State Tax Commission to enforce  
426 the provisions of Section 67-3-53 and they shall frequently visit  
427 all licensed premises within their jurisdiction to determine  
428 whether such permittees are complying with the laws. They shall  
429 promptly investigate all complaints made to them by any citizen

430 relative to any alleged violations of such section within their  
431 jurisdiction. When any peace officer or enforcement officer of  
432 the Alcoholic Beverage Control Division has knowledge of a  
433 violation of such section committed by a permittee within his  
434 jurisdiction, it shall be his duty forthwith to file an affidavit  
435 with the county prosecuting attorney or district attorney  
436 requesting that a complaint be filed for the revocation or  
437 suspension of the permit of the permittee.

438 **[From and after July 1, 2011, this section will read as**  
439 **follows:]**

440 67-3-37. It shall be the duty of the county prosecuting  
441 attorney or the district attorney, as the case may be, to file  
442 complaints as provided in Section 67-3-31 and to prosecute  
443 diligently and without delay all complaints filed by him.

444 It shall be the duty of all peace officers to enforce, within  
445 their jurisdiction, the provisions of Section 67-3-53 and they  
446 shall frequently visit all licensed premises within their  
447 jurisdiction to determine whether such permittees are complying  
448 with the laws. They shall promptly investigate all complaints  
449 made to them by any citizen relative to any alleged violations of  
450 such section within their jurisdiction. When any peace officer  
451 has knowledge of a violation of such section committed by a  
452 permittee within his jurisdiction, it shall be his duty forthwith  
453 to file an affidavit with the county prosecuting attorney or  
454 district attorney requesting that a complaint be filed for the  
455 revocation or suspension of the permit of the permittee.

456 **SECTION 6.** Section 67-3-74, Mississippi Code of 1972, is  
457 amended as follows:

458 67-3-74. (1) In addition to peace officers within their  
459 jurisdiction, all enforcement officers of the Alcoholic Beverage  
460 Control Division of the State Tax Commission are authorized to  
461 enforce the provisions made unlawful by Sections 67-3-13, 67-3-15,

462 67-3-53, 67-3-57 and 67-3-70; provided, however, that the  
463 provisions prohibiting the sale of light wine or beer to persons  
464 under the age of twenty-one (21) years shall be enforced by the  
465 division as provided for in this section.

466 (2) (a) The Alcoholic Beverage Control Division shall  
467 investigate violations of the laws prohibiting the sale of light  
468 wine or beer to persons under the age of twenty-one (21) years  
469 upon receipt of a complaint or information from a person stating  
470 that they have knowledge of such violation.

471 (b) Upon receipt of such complaint or information, the  
472 Alcoholic Beverage Control Division shall notify the permit holder  
473 of the complaint by certified mail to the primary business office  
474 of such permit holder or by hand delivery of the complaint or  
475 information to the primary business office of such holder, except  
476 in cases where the complaint or information is received from any  
477 law enforcement officer.

478 (c) If an enforcement officer of the Alcoholic Beverage  
479 Control Division enters the business of the holder of the permit  
480 to investigate a complaint and discovers a violation, the agent  
481 shall notify the person that committed the violation and the  
482 holder of the permit:

483 (i) Within ten (10) days after such violation,  
484 Sundays and holidays excluded, if the business sells light wine or  
485 beer for on-premises consumption; and

486 (ii) Within seventy-two (72) hours after such  
487 violation, Sundays and holidays excluded, if the business does not  
488 sell light wine or beer for on-premises consumption.

489 (3) The provisions of this section shall be repealed on July  
490 1, 2011.

491 **SECTION 7.** Section 27-71-5, Mississippi Code of 1972, is  
492 amended as follows:

493           27-71-5. (1) Upon each person approved for a permit under  
 494 the provisions of the Alcoholic Beverage Control Law and  
 495 amendments thereto, there is levied and imposed for each location  
 496 for the privilege of engaging and continuing in this state in the  
 497 business authorized by such permit, an annual privilege license  
 498 tax in the amount provided in the following schedule:

499           (a) Except as otherwise provided in this subsection  
 500 (1), manufacturer's permit, Class 1, distiller's and/or  
 501 rectifier's..... \$4,500.00

502           (b) Manufacturer's permit, Class 2, wine manufacturer  
 503 ..... \$1,800.00

504           (c) Manufacturer's permit, Class 3, native wine  
 505 manufacturer per ten thousand (10,000) gallons or part thereof  
 506 produced..... \$ 10.00

507           (d) Native wine retailer's permit..... \$ 50.00

508           (e) Package retailer's permit, each..... \$ 900.00

509           (f) On-premises retailer's permit, except for clubs and  
 510 common carriers, each..... \$ 450.00

511           On purchases exceeding Five Thousand Dollars (\$5,000.00) and  
 512 for each additional Five Thousand Dollars (\$5,000.00), or fraction  
 513 thereof..... \$ 225.00

514           (g) On-premises retailer's permit for wine of more than  
 515 five percent (5%) alcohol by weight, but not more than twenty-one  
 516 percent (21%) alcohol by weight, each..... \$ 225.00

517           On purchases exceeding Five Thousand Dollars (\$5,000.00) and  
 518 for each additional Five Thousand Dollars (\$5,000.00), or fraction  
 519 thereof..... \$ 225.00

520           (h) On-premises retailer's permit for clubs.. \$ 225.00

521           On purchases exceeding Five Thousand Dollars (\$5,000.00)  
 522 and for each additional Five Thousand Dollars (\$5,000.00), or  
 523 fraction thereof..... \$ 225.00



524 (i) On-premises retailer's permit for common carriers,  
525 per car, plane, or other vehicle..... \$ 120.00

526 (j) Solicitor's permit, regardless of any other  
527 provision of law, solicitor's permits shall be issued only in the  
528 discretion of the commission..... \$ 100.00

529 (k) Filing fee for each application except for an  
530 employee identification card..... \$ 25.00

531 (l) Temporary permit, Class 1, each..... \$ 10.00

532 (m) Temporary permit, Class 2, each..... \$ 50.00

533 On-premises purchases exceeding Five Thousand Dollars  
534 (\$5,000.00) and for each additional Five Thousand Dollars  
535 (\$5,000.00), or fraction thereof..... \$ 225.00

536 (n) (i) Caterer's permit..... \$ 600.00

537 On purchases exceeding Five Thousand Dollars (\$5,000.00) and  
538 for each additional Five Thousand Dollars (\$5,000.00), or fraction  
539 thereof..... \$ 250.00

540 (ii) Caterer's permit for holders of on-premises  
541 retailer's permit..... \$ 150.00

542 On purchases exceeding Five Thousand Dollars (\$5,000.00) and  
543 for each additional Five Thousand Dollars (\$5,000.00), or fraction  
544 thereof..... \$ 250.00

545 (o) Research permit..... \$ 100.00

546 (p) Hospitality cart permit..... \$ 50.00

547 For purposes of the additional privilege license tax provided  
548 for in paragraph (f) of this subsection, purchases from a  
549 hospitality cart shall be considered to be sales made by the  
550 holder of the on-premises retailer's permit issued for the golf  
551 course upon which the sales are made.

552 If a person approved for a manufacturer's permit, Class 1,  
553 distiller's permit produces a product with at least fifty-one  
554 percent (51%) of the finished product by volume being obtained  
555 from alcoholic fermentation of grapes, fruits, berries, honey

556 and/or vegetables grown and produced in Mississippi, and produces  
557 all of the product by using not more than one (1) still having a  
558 maximum capacity of one hundred fifty (150) liters, the annual  
559 privilege license tax for such a permit shall be Ten Dollars  
560 (\$10.00) per ten thousand (10,000) gallons or part thereof  
561 produced. Bulk, concentrated or fortified ingredients used for  
562 blending may be produced outside this state and used in producing  
563 such a product.

564 In addition to the filing fee imposed by item (k) of this  
565 subsection, a fee to be determined by the State Tax Commission may  
566 be charged to defray costs incurred to process applications. The  
567 additional fees shall be paid into the State Treasury to the  
568 credit of a special fund account, which is hereby created, and  
569 expenditures therefrom shall be made only to defray the costs  
570 incurred by the State Tax Commission in processing alcoholic  
571 beverage applications. Any unencumbered balance remaining in the  
572 special fund account on June 30 of any fiscal year shall lapse  
573 into the State General Fund.

574 All privilege taxes imposed by this section shall be paid in  
575 advance of doing business. The additional privilege tax imposed  
576 for an on-premises retailer's permit based upon purchases shall be  
577 due and payable on demand.

578 Any person who has paid the additional privilege license tax  
579 imposed by item (f), (g), (h), (m) or (n) of this subsection, and  
580 whose permit is renewed, may add any unused fraction of Five  
581 Thousand Dollars (\$5,000.00) purchases to the first Five Thousand  
582 Dollars (\$5,000.00) purchases authorized by the renewal permit,  
583 and no additional license tax will be required until purchases  
584 exceed the sum of the two (2) figures.

585 (2) There is imposed and shall be collected from each  
586 permittee, except a common carrier, solicitor or a temporary  
587 permittee, by the commission, an additional license tax equal to

588 the amounts imposed under subsection (1) of this section for the  
589 privilege of doing business within any municipality or county in  
590 which the licensee is located. If the licensee is located within  
591 a municipality, the commission shall pay the amount of additional  
592 license tax to the municipality, and if outside a municipality the  
593 commission shall pay the additional license tax to the county in  
594 which the licensee is located. Payments by the commission to the  
595 respective local government subdivisions shall be made once each  
596 month for any collections during the preceding month.

597 (3) When an application for any permit, other than for  
598 renewal of a permit, has been rejected by the commission, such  
599 decision shall be final. Appeal may be made in the manner  
600 provided by Section 67-1-39. Another application from an  
601 applicant who has been denied a permit shall not be reconsidered  
602 within a twelve-month period.

603 (4) The number of permits issued by the commission shall not  
604 be restricted or limited on a population basis; however, the  
605 foregoing limitation shall not be construed to preclude the right  
606 of the commission to refuse to issue a permit because of the  
607 undesirability of the proposed location.

608 (5) If any person shall engage or continue in any business  
609 which is taxable under this section without having paid the tax as  
610 provided in this section, the person shall be liable for the full  
611 amount of the tax plus a penalty thereon equal to the amount  
612 thereof, and, in addition, shall be punished by a fine of not more  
613 than One Thousand Dollars (\$1,000.00), or by imprisonment in the  
614 county jail for a term of not more than six (6) months, or by both  
615 such fine and imprisonment, in the discretion of the court.

616 (6) It shall be unlawful for any person to consume alcoholic  
617 beverages on the premises of any hotel restaurant, restaurant,  
618 club or the interior of any public place defined in Chapter 1,  
619 Title 67, Mississippi Code of 1972, when the owner or manager

620 thereof displays in several conspicuous places inside the  
621 establishment and at the entrances of establishment a sign  
622 containing the following language: NO ALCOHOLIC BEVERAGES  
623 ALLOWED.

624 **SECTION 8.** Section 27-71-301, Mississippi Code of 1972, is  
625 amended as follows:

626 27-71-301. When used in this article the words and terms  
627 hereafter mentioned shall have the following definitions:

628 (a) "State Auditor" means the State Auditor of Public  
629 Accounts of the State of Mississippi or any legally appointed  
630 deputy, clerk or agent.

631 (b) "Person" includes all natural persons or  
632 corporations, a partnership, an association, a joint venture, an  
633 estate, a trust, or any other group or combination acting as a  
634 unit and shall include the plural as well as the singular unless  
635 an intention to give another meaning thereto is disclosed in the  
636 context.

637 (c) "Consumer" means a person who comes into the  
638 possession of beer or light wine, the sale of which is authorized  
639 by Chapter 3 of Title 67, Mississippi Code of 1972, for the  
640 purpose of consuming it, giving it away or otherwise disposing of  
641 it in any manner except by sale, barter or exchange.

642 (d) "Retailer" means any person who comes into the  
643 possession of such light wines or beer for the purpose of selling  
644 it to the consumer, or giving it away, or exposing it where it may  
645 be taken or purchased or acquired in any other manner by the  
646 consumer.

647 (e) "Wholesaler" means any person who comes into  
648 possession of such light wine or beer for the purpose of selling,  
649 distributing, or giving it away to retailers or other wholesalers  
650 or dealers inside or outside of this state.

651 (f) "Commissioner" means the Chairman of the State Tax  
652 Commission or his duly appointed agents or employees.

653 (g) "Sale" includes the exchange of such light wines or  
654 beer for money, or giving away or distributing any such light  
655 wines or beer for anything of value.

656 (h) "Light wines or beer" means beer and light wines  
657 legalized for sale by the provisions of Chapter 3 of Title 67,  
658 Mississippi Code of 1972.

659 (i) "Distributor" includes every person who receives  
660 either from within or from without this state, from a brewery, a  
661 winery or any other source, light wines or beer as defined in  
662 Chapter 3 of Title 67, Mississippi Code of 1972, for the purpose  
663 of distributing or otherwise disposing of such light wines or beer  
664 to a wholesaler or retailer of such light wines or beer.

665 (j) "Brewpub" means the premises of any restaurant, as  
666 defined in Section 67-1-5, Mississippi Code of 1972, in which  
667 light wine or beer is manufactured or brewed, subject to the  
668 production limitation imposed in Section 67-3-22, for consumption  
669 exclusively on the premises. "Premises," for the purpose of this  
670 paragraph (j) for a brewpub operated by a hospitality operator,  
671 means only those areas immediately adjacent and connected to the  
672 brewing facility where food is normally sold and consumed.  
673 "Premises," for the purposes of this paragraph (j) for a brewpub  
674 not operated by a hospitality operator, means those areas normally  
675 used by the brewpub to conduct business and shall include the  
676 selling areas, brewing areas and storage areas. For purposes of  
677 this paragraph (j), hospitality operator shall have the meaning  
678 ascribed to such term in Section 67-33-22.

679 (k) "Hospitality cart" means a mobile cart from which  
680 alcoholic beverages and light wine and beer are sold on a golf  
681 course and for which a hospitality cart permit has been issued  
682 under Section 67-1-51.

683           **SECTION 9.** Section 27-71-303, Mississippi Code of 1972, is  
684 amended as follows:

685           27-71-303. Upon each person approved for a permit to engage  
686 in the business of selling light wines or beer there is hereby  
687 imposed, levied and assessed, to be collected and paid as herein  
688 provided, annual privilege taxes in the following amounts:

- 689           (a) Retailers--for each place of  
690                 business..... \$ 30.00
- 691           (b) Wholesalers or distributors--for each  
692                 county..... \$ 100.00
- 693           (c) Manufacturers--for each place of  
694                 business..... \$1,000.00
- 695           (d) Brewpubs--for each place of  
696                 business..... \$1,000.00

697           Upon each person operating an airline, bus, boat, railroad  
698 car or hospitality cart upon which light wines or beer may be sold  
699 there is hereby imposed, levied and assessed, to be collected and  
700 paid, annual privilege taxes of Thirty Dollars (\$30.00) for each  
701 airplane, bus, boat, railroad car or hospitality cart so operated  
702 in this state.

703           Provided, however, the amount of the privilege tax to be paid  
704 for a permit issued for a period of less than twelve (12) months  
705 shall be that proportionate amount of the annual privilege tax  
706 that the number of months, or part of a month, remaining until its  
707 expiration date bears to twelve (12) months, but in no case shall  
708 the privilege tax be less than Ten Dollars (\$10.00).

709           **SECTION 10.** Section 67-1-51, Mississippi Code of 1972, is  
710 amended as follows:

711           67-1-51. (1) Permits which may be issued by the commission  
712 shall be as follows:

- 713           (a) **Manufacturer's permit.** A manufacturer's permit  
714 shall permit the manufacture, importation in bulk, bottling and

715 storage of alcoholic liquor and its distribution and sale to  
716 manufacturers holding permits under this chapter in this state and  
717 to persons outside the state who are authorized by law to purchase  
718 the same, and to sell exclusively to the commission.

719 Manufacturer's permits shall be of the following classes:

720       Class 1. Distiller's and/or rectifier's permit, which shall  
721 authorize the holder thereof to operate a distillery for the  
722 production of distilled spirits by distillation or redistillation  
723 and/or to operate a rectifying plant for the purifying, refining,  
724 mixing, blending, flavoring or reducing in proof of distilled  
725 spirits and alcohol.

726       Class 2. Wine manufacturer's permit, which shall authorize  
727 the holder thereof to manufacture, import in bulk, bottle and  
728 store wine or vinous liquor.

729       Class 3. Native wine producer's permit, which shall  
730 authorize the holder thereof to produce, bottle, store and sell  
731 native wines.

732       (b) **Package retailer's permit.** Except as otherwise  
733 provided in this paragraph, a package retailer's permit shall  
734 authorize the holder thereof to operate a store exclusively for  
735 the sale at retail in original sealed and unopened packages of  
736 alcoholic beverages, including native wines, not to be consumed on  
737 the premises where sold. Alcoholic beverages shall not be sold by  
738 any retailer in any package or container containing less than  
739 fifty (50) milliliters by liquid measure. In addition to the sale  
740 at retail of packages of alcoholic beverages, the holder of a  
741 package retailer's permit is authorized to sell at retail  
742 corkscrews, wine glasses, soft drinks, ice, juices, mixers and  
743 other beverages commonly used to mix with alcoholic beverages.  
744 Nonalcoholic beverages sold by the holder of a package retailer's  
745 permit shall not be consumed on the premises where sold.

746           (c) **On-premises retailer's permit.** An on-premises  
747 retailer's permit shall authorize the sale of alcoholic beverages,  
748 including native wines, for consumption on the licensed premises  
749 only. Such a permit shall issue only to qualified hotels,  
750 restaurants and clubs, and to common carriers with adequate  
751 facilities for serving passengers. In resort areas, whether  
752 inside or outside of a municipality, the commission may, in its  
753 discretion, issue on-premises retailer's permits to such  
754 establishments as it deems proper. An on-premises retailer's  
755 permit when issued to a common carrier shall authorize the sale  
756 and serving of alcoholic beverages aboard any licensed vehicle  
757 while moving through any county of the state; however, the sale of  
758 such alcoholic beverages shall not be permitted while such vehicle  
759 is stopped in a county that has not legalized such sales.

760           (d) **Solicitor's permit.** A solicitor's permit shall  
761 authorize the holder thereof to act as salesman for a manufacturer  
762 or wholesaler holding a proper permit, to solicit on behalf of his  
763 employer orders for alcoholic beverages, and to otherwise promote  
764 his employer's products in a legitimate manner. Such a permit  
765 shall authorize the representation of and employment by one (1)  
766 principal only. However, the permittee may also, in the  
767 discretion of the commission, be issued additional permits to  
768 represent other principals. No such permittee shall buy or sell  
769 alcoholic beverages for his own account, and no such beverage  
770 shall be brought into this state in pursuance of the exercise of  
771 such permit otherwise than through a permit issued to a wholesaler  
772 or manufacturer in the state.

773           (e) **Native wine retailer's permit.** A native wine  
774 retailer's permit shall be issued only to a holder of a Class 3  
775 manufacturer's permit, and shall authorize the holder thereof to  
776 make retail sales of native wines to consumers for on-premises  
777 consumption or to consumers in originally sealed and unopened



778 containers at an establishment located on the premises of or in  
779 the immediate vicinity of a native winery.

780 (f) **Temporary retailer's permit.** A temporary  
781 retailer's permit shall permit the purchase and resale of  
782 alcoholic beverages, including native wines, during legal hours on  
783 the premises described in the temporary permit only.

784 Temporary retailer's permits shall be of the following  
785 classes:

786 Class 1. A temporary one-day permit may be issued to bona  
787 fide nonprofit civic or charitable organizations authorizing the  
788 sale of alcoholic beverages, including native wine, for  
789 consumption on the premises described in the temporary permit  
790 only. Class 1 permits may be issued only to applicants  
791 demonstrating to the commission, by affidavit submitted ten (10)  
792 days prior to the proposed date or such other time as the  
793 commission may determine, that they meet the qualifications of  
794 Sections 67-1-11, 67-1-37, 67-1-51(2) and (3), 67-1-55, 67-1-57  
795 (excluding paragraph (e)) and 67-1-59. Class 1 permittees shall  
796 obtain all alcoholic beverages from package retailers located in  
797 the county in which the temporary permit is issued. Alcoholic  
798 beverages remaining in stock upon expiration of the temporary  
799 permit may be returned by the permittee to the package retailer  
800 for a refund of the purchase price upon consent of the package  
801 retailer or may be kept by the permittee exclusively for personal  
802 use and consumption, subject to all laws pertaining to the illegal  
803 sale and possession of alcoholic beverages. The commission,  
804 following review of the affidavit and the requirements of the  
805 applicable statutes and regulations, may issue the permit.

806 Class 2. A temporary permit, not to exceed seventy (70)  
807 days, may be issued to prospective permittees seeking to transfer  
808 a permit authorized in either paragraph (b) or (c) of this  
809 section. A Class 2 permit may be issued only to applicants

810 demonstrating to the commission, by affidavit, that they meet the  
811 qualifications of Sections 67-1-5(1), (m), (n), (o), (p) or (q),  
812 67-1-37, 67-1-51(2) and (3), 67-1-55, 67-1-57 and 67-1-59. The  
813 commission, following a preliminary review of the affidavit and  
814 the requirements of the applicable statutes and regulations, may  
815 issue the permit.

816 Class 2 temporary permittees must purchase their alcoholic  
817 beverages directly from the commission or, with approval of the  
818 commission, purchase the remaining stock of the previous  
819 permittee. If the proposed applicant of a Class 1 or Class 2  
820 temporary permit falsifies information contained in the  
821 application or affidavit, the applicant shall never again be  
822 eligible for a retail alcohol beverage permit and shall be subject  
823 to prosecution for perjury.

824 (g) **Caterer's permit.** A caterer's permit shall permit  
825 the purchase of alcoholic beverages by a person engaging in  
826 business as a caterer and the resale of alcoholic beverages by  
827 such person in conjunction with such catering business. No person  
828 shall qualify as a caterer unless forty percent (40%) or more of  
829 the revenue derived from such catering business shall be from the  
830 serving of prepared food and not from the sale of alcoholic  
831 beverages and unless such person has obtained a permit for such  
832 business from the Department of Health. A caterer's permit shall  
833 not authorize the sale of alcoholic beverages on the premises of  
834 the person engaging in business as a caterer; however, the holder  
835 of an on-premises retailer's permit may hold a caterer's permit.  
836 When the holder of an on-premises retailer's permit or an  
837 affiliated entity of the holder also holds a caterer's permit, the  
838 caterer's permit shall not authorize the service of alcoholic  
839 beverages on a consistent, recurring basis at a separate, fixed  
840 location owned or operated by the caterer, on-premises retailer or  
841 affiliated entity and an on-premises retailer's permit shall be

842 required for the separate location. All sales of alcoholic  
843 beverages by holders of a caterer's permit shall be made at the  
844 location being catered by the caterer, and such sales may be made  
845 only for consumption at the catered location. The location being  
846 catered may be anywhere within a county or judicial district that  
847 has voted to come out from under the dry laws or in which the  
848 sale, distribution and possession of alcoholic beverages is  
849 otherwise authorized by law. Such sales shall be made pursuant to  
850 any other conditions and restrictions which apply to sales made by  
851 on-premises retail permittees. The holder of a caterer's permit  
852 or his employees shall remain at the catered location as long as  
853 alcoholic beverages are being sold pursuant to the permit issued  
854 under this paragraph (g), and the permittee shall have at the  
855 location the identification card issued by the Alcoholic Beverage  
856 Control Division of the commission. No unsold alcoholic beverages  
857 may be left at the catered location by the permittee upon the  
858 conclusion of his business at that location. Appropriate law  
859 enforcement officers and Alcoholic Beverage Control Division  
860 personnel may enter a catered location on private property in  
861 order to enforce laws governing the sale or serving of alcoholic  
862 beverages.

863           (h) **Research permit.** A research permit shall authorize  
864 the holder thereof to operate a research facility for the  
865 professional research of alcoholic beverages. Such permit shall  
866 authorize the holder of the permit to import and purchase limited  
867 amounts of alcoholic beverages from the commission or from  
868 importers, wineries and distillers of alcoholic beverages for  
869 professional research.

870           (i) **Alcohol processing permit.** An alcohol processing  
871 permit shall authorize the holder thereof to purchase, transport  
872 and possess alcoholic beverages for the exclusive use in cooking,  
873 processing or manufacturing products which contain alcoholic

874 beverages as an integral ingredient. An alcohol processing permit  
875 shall not authorize the sale of alcoholic beverages on the  
876 premises of the person engaging in the business of cooking,  
877 processing or manufacturing products which contain alcoholic  
878 beverages. The amounts of alcoholic beverages allowed under an  
879 alcohol processing permit shall be set by the commission.

880 (j) **Hospitality cart permit.** A hospitality cart permit  
881 shall authorize the sale of alcoholic beverages from a mobile cart  
882 on a golf course that is the holder of an on-premises retailer's  
883 permit. The alcoholic beverages sold from the cart must be  
884 consumed within the boundaries of the golf course.

885 (2) Except as otherwise provided in subsection (4) of this  
886 section, retail permittees may hold more than one (1) retail  
887 permit, at the discretion of the commission.

888 (3) Except as otherwise provided in this subsection, no  
889 authority shall be granted to any person to manufacture, sell or  
890 store for sale any intoxicating liquor as specified in this  
891 chapter within four hundred (400) feet of any church, school,  
892 kindergarten or funeral home. However, within an area zoned  
893 commercial or business, such minimum distance shall be not less  
894 than one hundred (100) feet.

895 A church or funeral home may waive the distance restrictions  
896 imposed in this subsection in favor of allowing issuance by the  
897 commission of a permit, pursuant to subsection (1) of this  
898 section, to authorize activity relating to the manufacturing, sale  
899 or storage of alcoholic beverages which would otherwise be  
900 prohibited under the minimum distance criterion. Such waiver  
901 shall be in written form from the owner, the governing body, or  
902 the appropriate officer of the church or funeral home having the  
903 authority to execute such a waiver, and the waiver shall be filed  
904 with and verified by the commission before becoming effective.

905           The distance restrictions imposed in this subsection shall  
906 not apply to the sale or storage of alcoholic beverages at a bed  
907 and breakfast inn listed in the National Register of Historic  
908 Places.

909           (4) No person, either individually or as a member of a firm,  
910 partnership, limited liability company or association, or as a  
911 stockholder, officer or director in a corporation, shall own or  
912 control any interest in more than one (1) package retailer's  
913 permit, nor shall such person's spouse, if living in the same  
914 household of such person, any relative of such person, if living  
915 in the same household of such person, or any other person living  
916 in the same household with such person own any interest in any  
917 other package retailer's permit.

918           **SECTION 11.** This act shall take effect and be in force from  
919 and after July 1, 2007.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1           AN ACT TO AMEND SECTION 67-1-25, MISSISSIPPI CODE OF 1972, TO  
2 REMOVE THE PROVISION THAT REQUIRES THAT PERSONS APPOINTED  
3 DIRECTOR, AGENT OR INSPECTOR FOR THE STATE TAX COMMISSION UNDER  
4 THE LOCAL OPTION ALCOHOLIC BEVERAGES CONTROL LAW MUST HAVE RESIDED  
5 WITHIN THE STATE OF MISSISSIPPI FOR THE FIVE SUCCESSIVE YEARS  
6 PRECEDING THE DATE OF THEIR APPOINTMENT; TO AMEND SECTION 67-3-19,  
7 MISSISSIPPI CODE OF 1972, TO REMOVE THE PROVISION THAT REQUIRES A  
8 MANAGER OR EMPLOYEE OF A LICENSED PREMISES UNDER THE LIGHT WINE  
9 AND BEER LAWS TO BE A RESIDENT OF MISSISSIPPI IF HE IS ALSO AN  
10 OFFICER, DIRECTOR OR SHAREHOLDER IN A CORPORATION THAT IS THE  
11 HOLDER OF THE PERMIT FOR THE LICENSED PREMISES; TO AMEND SECTIONS  
12 67-1-37, 67-3-31, 67-3-37 AND 67-3-74, MISSISSIPPI CODE OF 1972,  
13 TO EXTEND UNTIL JULY 1, 2011, THE REPEAL DATE ON THE PROVISIONS  
14 THAT ALLOW THE ENFORCEMENT AGENTS OF THE ALCOHOLIC BEVERAGE  
15 CONTROL DIVISION OF THE STATE TAX COMMISSION TO ENFORCE CERTAIN  
16 PROVISIONS OF THE LIGHT WINE AND BEER LAWS AND TO AUTHORIZE SUCH  
17 AGENTS TO ENFORCE PROVISIONS OF THE LIGHT WINE AND BEER LAW THAT  
18 PROHIBIT RETAILERS FROM POSSESSING OR SELLING LIGHT WINE OR BEER  
19 BEFORE THEY HAVE SECURED A PERMIT OR DURING THE TIME THEIR PERMIT  
20 IS REVOKED OR SUSPENDED; TO FURTHER AMEND SECTION 67-1-37,  
21 MISSISSIPPI CODE OF 1972, TO CLARIFY THE PROVISIONS RELATING TO  
22 THE SALE OR CONSUMPTION OF ALCOHOLIC BEVERAGES ON THE CAMPUS OF  
23 PUBLIC SCHOOLS, COMMUNITY OR JUNIOR COLLEGES, COLLEGES OR  
24 UNIVERSITIES; TO AMEND SECTIONS 27-71-5, 27-71-301, 27-71-303 AND  
25 67-1-51, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE SALE OF  
26 ALCOHOLIC BEVERAGES AND LIGHT WINE AND BEER FROM MOBILE CARTS ON A  
27 GOLF COURSE IF THE GOLF COURSE IS THE HOLDER OF AN ON-PREMISES  
28 RETAILER'S PERMIT; AND FOR RELATED PURPOSES.