

# ABC LAW NOTICE SHEET

Commonwealth of Kentucky

**Department of Alcoholic Beverage Control**

1003 Twilight Trail  
Frankfort, Kentucky 40601  
(502) 564-4850 Telephone  
(502) 564-8150 Fax

*These are the most commonly violated ABC laws.*

*This document does not contain the complete text provided by statute and is intended as a reference tool.*

You may review these laws in full detail at <http://www.lrc.state.ky.us/KRS/241-00/CHAPTER.HTM>

Also visit ABC's Web site and link to ABC laws and regulations <http://abc.ky.gov/>

<b>LAW NUMBER</b>	<b>BRIEF DESCRIPTION</b>
KRS 243.620	<b>License(s) to be posted</b> in a conspicuous place or principal room where the business is carried on.
KRS 244.360 804 KAR 7:050	Licensee's <b>name and state license number(s) to be printed on front entrance</b> of premises in uniform letters not less than 3" (inches) high. As an example. 056-LD-222 056-B-2139 John Doe, Inc.
KRS 243.895	All licensed retail vendors of alcoholic beverages shall post in a prominent place a <b>sign Warning or Drinking Alcohol During Pregnancy.</b>
KRS 244.083	Every retail licensee shall post at all times in a prominent place a <b>Warning to Minors sign.</b>
804 KAR 5:070	Bars are required to <b>post a "Persons under 21 may not remain on these premises" sign.</b>
KRS 241.090	ABC enforcement personnel have (a) Full <b>police powers</b> - statewide jurisdiction, (b) Power to inspect any ABC licensed premises, (c) Power to confiscate any contraband property.
KRS 243.020	Proper <b>license(s) required</b> to traffic in alcoholic beverages.
KRS 243.250 KRS 244.350	Liquor drink licensees <b>may not deliver alcoholic beverages</b> away from their ABC premises. Package liquor stores <b>may not deliver alcoholic beverages</b> away from their ABC premises.
KRS 243.033	An ABC licensed <b>caterer</b> may transport, sell, serve, and deliver alcoholic beverages by the drink at locations in wet territory away from the caterers' licensed premises or at the caterers' designated banquet hall in conjunction with the catering of food and alcoholic beverages for a customer and his or her guest.
KRS 243.500 KRS 243.505	<b>Gambling is prohibited</b> on ABC licensed premises, unless the activity is licensed by the Kentucky Lottery, the Kentucky Racing Commission for pari-mutuel betting, or the Office of Charitable Gaming.
KRS 243.630	<b>Transfer of any ABC license</b> or permitting others to use your license without ABC approval is prohibited.
KRS 244.050	With a very few exceptions you <b>may not give alcoholic beverages away</b> on your premises, unless this practice is approved under certain licenses, such as a small farm winery, sampling licenses, microbrewery license or educational tasting sessions.
KRS 244.060	ABC retail licensees <b>SHALL purchase all alcoholic beverages from KY. licensed liquor and wine wholesaler or beer distributor.</b>
KRS 244.080	<b>Sales of alcoholic beverages are prohibited to any person under the age of 21</b> , a person actually or apparently under the influence of alcoholic beverages, a person known to the seller or server as of drunkard, convicted felon, or someone convicted of a law regarding the use of alcoholic beverages.

# ABC LAW NOTICE SHEET

KRS 244.085	<b>People under the age of 21 may not purchase</b> or attempt to purchase alcoholic beverages. People under the age of 21 <b>may not remain</b> on drink or package alcoholic beverage licensed premises unless exempt in section (6) of this statute. Some examples of these exemptions are usual and customary business of the establishment is a restaurant, hotel, motel, convention center, church, school, park, fair, golf course, private club, and theaters.
KRS 244.087	<b>Persons 18 or 19 years of age may stock</b> , arrange displays, and <b>sell malt beverages (beer)</b> by the package in a grocery store or gas station if supervised by a person 20 years or older.
KRS 244.090	<b>Persons the licensee may NOT employ</b> with duties for the sales and service of alcoholic beverages. (a) A person convicted of any felony within the last 2 years. (b) Any person that has 2 or more convictions of any misdemeanor or offense directly or indirectly attributable to the use of alcoholic beverages. (c) Is under the age of 20 unless. (See section (c) of this statute for a list of exemptions) (d) A person who has had an ABC license revoked within the last 2 years.
KRS 244.110	Entrance to any retail licensed premises shall be of clear glass and permit an <b>unobstructed view</b> .
KRS 244.120	No person licensed to sell alcoholic beverages at retail shall cause, suffer, or permit the licensed premises to be <b>disorderly</b> .
KRS 244.150 & 804 KAR 4:100	Licensee shall <b>keep</b> or make readily available adequate <b>records</b> of all transactions involved in the manufacture or sale of alcoholic beverages for at least 2 years. In addition, restaurants and caterers are requires to keep all food purchases and sales records.
KRS 244.290 KRS 244.295 KRS 244.480	<b>Closing times - Sunday Sales - Election Day hours</b> for liquor and wine... Closing times - Sunday Sales - Election Day hours for beer.
KRS 244.300	Retail sales of <b>liquor and wine may be sold for cash</b> , check, gift card, or nationally recognized bank credit card. A licensee, his employees, servants, or agents may not extend personal credit to the public. Holders of Private Club ABC Licenses are exempt. Beer is not included in this restriction.
KRS 244.330 KRS 243.037 KRS 241.020(49)	<b>One bar is allowed</b> per liquor drink license. Adding bars to your business requires obtaining Supplemental Bar Licenses. These statutes do not restrict extra beer only bars. Definition of a <b>supplemental bar means</b> a bar, counter, shelving, or similar structure used for serving and selling distilled spirits and wine by the drink for consumption on the licensed premises to guests and patrons from additional locations other than the main bar. A supplemental bar shall be continuously constructed and accessible to patrons for distilled spirits and wine sales or service without physical separation by walls, doors, or similar structures.
KRS 438.310	It is <b>illegal to sell tobacco</b> products to anyone <b>under 18</b> years of age.
KRS 438.310	Any person selling tobacco shall <b>post a sign</b> in their store in a conspicuous place stating it is illegal to sell <b>tobacco</b> to people <b>under 18</b> . If you sell tobacco, you shall require proof of age from the prospective buyer or recipient if you have reason to believe they appear to be under 18.
KRS 438.311	It is <b>illegal for a person under 18 to buy</b> or attempt to buy <b>tobacco</b> products.
KRS 438.350	It is <b>illegal for a person under 18 to possess</b> or use <b>tobacco</b> products.
KRS 438.315	It is <b>illegal for a person under 18 to buy tobacco</b> from a <b>vending machine</b> .
KRS 438.325	Before allowing employees to <b>sell tobacco products</b> the owner of the retail establishment shall have <b>each employee sign a statement</b> "I understand that under the law of the Commonwealth of KY it is illegal to sell or distribute tobacco products to persons under the age of 18 years and that it is illegal for persons under the age of 18 years to purchase tobacco products."