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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH  
SESSION

HOUSE FILE No. **2300**

March 22, 2007

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The bill was read for the first time and referred to the Committee on Commerce and Labor

1.1 A bill for an act  
1.2 relating to liquor; authorizing the commissioner of public safety to issue on-sale  
1.3 intoxicating liquor licenses for events within the boundaries of the University of  
1.4 Minnesota; amending Minnesota Statutes 2006, sections 340A.404, subdivision  
1.5 4a; 340A.412, subdivision 4.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2006, section 340A.404, subdivision 4a, is amended to  
1.8 read:

1.9 Subd. 4a. **State-owned recreation; entertainment facilities.** Notwithstanding any  
1.10 other law, local ordinance, or charter provision, the commissioner may issue on-sale  
1.11 intoxicating liquor licenses:

1.12 (1) to the state agency administratively responsible for, or to an entity holding a  
1.13 concession or facility management contract with such agency for beverage sales at, the  
1.14 premises of any Giants Ridge Recreation Area building or recreational improvement area  
1.15 owned by the state in the town of White, St. Louis County;

1.16 (2) to the state agency administratively responsible for, or to an entity holding a  
1.17 concession or facility management contract with such agency for beverage sales at, the  
1.18 premises of any Ironworld Discovery Center building or facility owned by the state at  
1.19 Chisholm; and

1.20 (3) to the Board of Regents of the University of Minnesota for events at Northrop  
1.21 Auditorium ~~and in any intercollegiate football stadium constructed by the university on its~~  
1.22 ~~Minneapolis campus,~~ the intercollegiate football stadium, or any other location within  
1.23 the boundaries of the University of Minnesota, provided that the Board of Regents has  
1.24 approved an application for a license for the specified location.

2.1 The commissioner shall charge a fee for licenses issued under this subdivision in an  
 2.2 amount comparable to the fee for comparable licenses issued in surrounding cities.

2.3 Sec. 2. Minnesota Statutes 2006, section 340A.412, subdivision 4, is amended to read:

2.4 Subd. 4. **Licenses prohibited in certain areas.** (a) No license to sell intoxicating  
 2.5 liquor may be issued within the following areas:

2.6 (1) where restricted against commercial use through zoning ordinances and other  
 2.7 proceedings or legal processes regularly had for that purpose, except licenses may be  
 2.8 issued to restaurants in areas which were restricted against commercial uses after the  
 2.9 establishment of the restaurant;

2.10 (2) within the Capitol or on the Capitol grounds, except as provided under Laws  
 2.11 1983, chapter 259, section 9, or Laws 1999, chapter 202, section 13;

2.12 (3) on the State Fairgrounds or at any place in a city of the first class within one-half  
 2.13 mile of the fairgrounds, except as otherwise provided by charter;

2.14 (4) ~~on the campus of the College of Agriculture of the University of Minnesota or at~~  
 2.15 any place in a city of the first class within one-half mile of the campus of the College of  
 2.16 Agriculture at the University of Minnesota, provided that a city may issue one on-sale  
 2.17 wine license and one off-sale intoxicating liquor license in this area that is not included in  
 2.18 the area described in clause (3), except as provided by charter;

2.19 (5) within 1,000 feet of a state hospital, training school, reformatory, prison, or other  
 2.20 institution under the supervision or control, in whole or in part, of the commissioner of  
 2.21 human services or the commissioner of corrections;

2.22 (6) in a town or municipality in which a majority of votes at the last election  
 2.23 at which the question of license was voted upon were not in favor of license under  
 2.24 section 340A.416, or within one-half mile of any such town or municipality, except that  
 2.25 intoxicating liquor manufactured within this radius may be sold to be consumed outside it;

2.26 (7) ~~at any place on the east side of the Mississippi River within one-tenth of a mile~~  
 2.27 ~~of the main building of the University of Minnesota unless (i) the licensed establishment~~  
 2.28 ~~is on property owned or operated by a nonprofit corporation organized prior to January~~  
 2.29 ~~1, 1940, for and by former students of the University of Minnesota, or (ii) the licensed~~  
 2.30 ~~premises is Northrop Auditorium;~~

2.31 (8) within 1,500 feet of a state university, except that:

2.32 (i) the minimum distance in the case of Winona and Southwest State University is  
 2.33 1,200 feet, measured by a direct line from the nearest corner of the administration building  
 2.34 to the main entrance of the licensed establishment;

3.1 (ii) within 1,500 feet of St. Cloud State University one on-sale wine and two off-sale  
3.2 intoxicating liquor licenses may be issued, measured by a direct line from the nearest  
3.3 corner of the administration building to the main entrance of the licensed establishment;

3.4 (iii) at Mankato State University the distance is measured from the front door of  
3.5 the student union of the Highland campus;

3.6 (iv) a temporary license under section 340A.404, subdivision 10, may be issued to  
3.7 a location on the grounds of a state university for an event sponsored or approved by  
3.8 the state university; and

3.9 (v) this restriction does not apply to the area surrounding the premises of  
3.10 Metropolitan State University in Minneapolis; and

3.11 ~~(9)~~ (8) within 1,500 feet of any public school that is not within a city.

3.12 (b) The restrictions of this subdivision do not apply to a manufacturer or wholesaler  
3.13 of intoxicating liquor or to a drugstore or to a person who had a license originally issued  
3.14 lawfully prior to July 1, 1967.