

# Beer Curbside

An order placed via a telephone, mobile app or web-based software and retrieved by in-person or in-vehicle pick up by the patron who placed the order.

**“Nonintoxicating Beer and Nonintoxicating Craft Beer Growler”** means a container or jug that is made of glass, ceramic, metal, plastic, or other material approved by the commissioner (not plastic), that may be no larger than 128 fluid ounces in size and must be capable of being securely sealed. The growler is utilized by an authorized licensee for purposes of off-premises sales only of nonintoxicating beer or nonintoxicating craft beer for personal consumption not on a licensed premises and not for resale. A securely sealed growler is not an open container under state and local law. A growler with a broken seal is an open container under state and local law. A growler is not an original container of nonintoxicating beer or nonintoxicating craft beer, but once sanitized, filled, properly sealed, and sold, is a sealed container.

**“Prepared food or a meal”** for a Class A retail dealer shall, for purposes of this article, mean food that has been cooked, grilled, fried, deep-fried, air-fried, smoked, boiled, broiled, twice baked, blanched, sautéed, or in any other manner freshly made and prepared, and does **not** include pre-packaged food from the manufacturer.

**“Food”** for a Class B retail dealer shall, mean food that has been cooked, microwaved, or that is pre-packaged food from the manufacturer.

## Class A Licensee

- Must provide freshly prepared food or a meal with the sale of nonintoxicating beer or nonintoxicating craft beer in its original sealed container or a nonintoxicating beer or nonintoxicating craft beer growler.
- shall verify, using proper identification, prior to the sale, that any patron purchasing nonintoxicating beer or nonintoxicating craft beer in its original sealed container or securely sealed nonintoxicating beer or nonintoxicating craft beer growlers is 21 years of age or older and that the patron is not visibly or noticeably intoxicated.
- shall not sell nonintoxicating beer or nonintoxicating craft beer in its original sealed container or nonintoxicating beer or nonintoxicating craft beer growlers, when licensed for growler sales, to other licensees, but only to its members and guests for personal off premises consumption, not for resale.
- An order, sale or delivery of multiple meals shall not amount to any combination of original sealed bottles, cans or securely sealed growlers in excess of 384 fluid ounces of nonintoxicating beer or nonintoxicating craft beer.

## Class B Licensee

- are not authorized for curbside in-person or in-vehicle pick up sales of nonintoxicating beer or nonintoxicating craft beer in its original sealed container, except for grocery stores who have obtained the curbside nonintoxicating beer or nonintoxicating craft beer license.

**For Class A and Class B license requirements for delivery see the “Nonintoxicating Beer Delivery” summary**

**For Class A and Class B licensee growler requirements please see the “Nonintoxicating Beer Growler” summary.**