

1 AN ACT concerning liquor.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Liquor Control Act of 1934 is amended by
5 changing Section 6-28 as follows:

6 (235 ILCS 5/6-28) (from Ch. 43, par. 144d)

7 Sec. 6-28. Happy hours prohibited. (a) All retail licensees
8 shall maintain a schedule of the prices charged for all drinks
9 of alcoholic liquor to be served and consumed on the licensed
10 premises or in any room or part thereof. Whenever a hotel or
11 multi-use establishment which holds a valid retailer's license
12 operates on its premises more than one establishment at which
13 drinks of alcoholic liquor are sold at retail, the hotel or
14 multi-use establishment shall maintain at each such
15 establishment a separate schedule of the prices charged for
16 such drinks at that establishment.

17 (b) No retail licensee or employee or agent of such
18 licensee shall:

19 (1) serve 2 or more drinks of alcoholic liquor at one
20 time to one person for consumption by that one person,
21 except conducting product sampling pursuant to Section
22 6-31 or selling or delivering wine by the bottle or carafe;

23 (2) sell, offer to sell or serve to any person an
24 unlimited number of drinks of alcoholic liquor during any
25 set period of time for a fixed price, except at private
26 functions not open to the general public;

27 (3) sell, offer to sell or serve any drink of alcoholic
28 liquor to any person on any one date at a reduced price
29 other than that charged other purchasers of drinks on that
30 day where such reduced price is a promotion to encourage
31 consumption of alcoholic liquor, except as authorized in
32 paragraph (7) of subsection (c);

1 (4) increase the volume of alcoholic liquor contained
2 in a drink, or the size of a drink of alcoholic liquor,
3 without increasing proportionately the price regularly
4 charged for the drink on that day;

5 (5) encourage or permit, on the licensed premises, any
6 game or contest which involves drinking alcoholic liquor or
7 the awarding of drinks of alcoholic liquor as prizes for
8 such game or contest on the licensed premises; or

9 (6) advertise or promote in any way, whether on or off
10 the licensed premises, any of the practices prohibited
11 under paragraphs (1) through (5).

12 (c) Nothing in subsection (b) shall be construed to
13 prohibit a licensee from:

14 (1) offering free food or entertainment at any time;

15 (2) including drinks of alcoholic liquor as part of a
16 meal package;

17 (3) including drinks of alcoholic liquor as part of a
18 hotel package;

19 (4) negotiating drinks of alcoholic liquor as part of a
20 contract between a hotel or multi-use establishment and
21 another group for the holding of any function, meeting,
22 convention or trade show;

23 (5) providing room service to persons renting rooms at
24 a hotel;

25 (6) selling pitchers (or the equivalent, including but
26 not limited to buckets), carafes, or bottles of alcoholic
27 liquor which are customarily sold in such manner, or
28 selling bottles of spirits, and delivered to 2 or more
29 persons at one time; or

30 (7) increasing prices of drinks of alcoholic liquor in
31 lieu of, in whole or in part, a cover charge to offset the
32 cost of special entertainment not regularly scheduled.

33 (d) A violation of this Act shall be grounds for suspension
34 or revocation of the retailer's license as provided by this
35 Act.

36 (Source: P.A. 90-432, eff. 1-1-98.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.