

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 Sections 6-27.5, 6-28.5, and 6-36 as follows:

6 (235 ILCS 5/6-27.5)

7 Sec. 6-27.5. Mandatory schedule of prices. All retail  
8 licensees shall maintain a schedule of drink ~~the~~ prices charged  
9 for all drinks of alcoholic liquor to be served and consumed on  
10 the licensed premises or in any room or part thereof. Whenever  
11 a hotel or multi-use establishment which holds a valid  
12 retailer's license operates on its premises more than one  
13 establishment at which drinks of alcoholic liquor are sold at  
14 retail, the hotel or multi-use establishment shall maintain at  
15 each such establishment a separate schedule of drink ~~the~~ prices  
16 charged for such drinks at that establishment. Drink prices  
17 listed on the schedule of drink prices shall remain the same  
18 for each drink for the entire business day, unless the drink  
19 prices are changed in accordance with Section 6-28.5 of this  
20 Act. Daily drink prices are not required to be the same for  
21 each business day.

22 As used in this Section, "schedule of drink prices" means a  
23 list, including, but not limited to, a drink menu, of the

1 brands, sizes, and prices for drinks of alcoholic liquor  
2 offered by a license holder.

3 (Source: P.A. 99-46, eff. 7-15-15.)

4 (235 ILCS 5/6-28.5)

5 Sec. 6-28.5. Permitted happy hours and meal packages, party  
6 packages, and entertainment packages.

7 (a) As used in this Section:

8 "Dedicated event space" means a room or rooms or other  
9 clearly delineated space within a retail licensee's premises  
10 that is reserved for the exclusive use of party package  
11 invitees during the entirety of a party package. Furniture,  
12 stanchions and ropes, or other room dividers may be used to  
13 clearly delineate a dedicated event space.

14 "Food" means any edible item to be consumed by a person and  
15 includes, but is not limited to, multi-course meals, buffets,  
16 hors d'oeuvres, snacks, and finger foods. "Food" does not  
17 include ice.

18 "Meal package" means a food and beverage package, which may  
19 or may not include entertainment, where the service of  
20 alcoholic liquor is an accompaniment to the food, including,  
21 but not limited to, a meal, tour, tasting, or any combination  
22 thereof for a fixed price by a retail licensee or any other  
23 licensee operating within a sports facility, restaurant,  
24 winery, brewery, or distillery.

25 "Party package" means a private party, function, or event

1 for a specific social or business occasion, either arranged by  
2 invitation or reservation for a defined number of individuals,  
3 that is not open to the general public and where attendees are  
4 served both food and alcohol for a fixed price in a dedicated  
5 event space.

6 (b) A retail licensee may:

7 (1) offer free food or entertainment at any time;

8 (2) include drinks of alcoholic liquor as part of a  
9 meal package;

10 (3) sell or offer for sale a party package only if the  
11 retail licensee:

12 (A) offers food in the dedicated event space;

13 (B) limits the party package to no more than 3  
14 hours;

15 (C) distributes wristbands, lanyards, shirts, or  
16 any other such wearable items to identify party package  
17 attendees so the attendees may be granted access to the  
18 dedicated event space; and

19 (D) excludes individuals not participating in the  
20 party package from the dedicated event space;

21 (4) include drinks of alcoholic liquor as part of a  
22 hotel package;

23 (5) negotiate drinks of alcoholic liquor as part of a  
24 hotel package;

25 (6) provide room service to persons renting rooms at a  
26 hotel;

1           (7) sell pitchers (or the equivalent, including, but  
2           not limited to, buckets of bottled beer), carafes, or  
3           bottles of alcoholic liquor which are customarily sold in  
4           such manner, or sell bottles of spirits;

5           (8) advertise events permitted under this Section;

6           (9) include drinks of alcoholic liquor as part of an  
7           entertainment package where the licensee is separately  
8           licensed by a municipal ordinance that (A) restricts dates  
9           of operation to dates during which there is an event at an  
10          adjacent stadium, (B) restricts hours of serving alcoholic  
11          liquor to 2 hours before the event and one hour after the  
12          event, (C) restricts alcoholic liquor sales to beer and  
13          wine, (D) requires tickets for admission to the  
14          establishment, and (E) prohibits sale of admission tickets  
15          on the day of an event and permits the sale of admission  
16          tickets for single events only; ~~and~~

17          (10) discount any drink of alcoholic liquor during a  
18          specified time period only if:

19                (A) the price of the drink of alcoholic liquor is  
20                not changed during the time that it is discounted;

21                (B) the period of time during which any drink of  
22                alcoholic liquor is discounted does not exceed 4 hours  
23                per day and 15 hours per week; however, this period of  
24                time is not required to be consecutive and may be  
25                divided by the licensee in any manner;

26                (C) the drink of alcoholic liquor is not discounted

1           between the hours of 10:00 p.m. and the licensed  
2           premises' closing hour; and

3                   (D) notice of the discount of the drink of  
4           alcoholic liquor during a specified time is posted on  
5           the licensed premises or on the licensee's publicly  
6           available website at least 7 days prior to the  
7           specified time; ~~and~~

8                   (11) offer and advertise daily drink specials.

9           (c) ~~(b)~~ A violation of this Section shall be grounds for  
10          suspension or revocation of the retailer's license as provided  
11          by this Act. The State Commission may not enforce any trade  
12          practice policy or other rule that was not adopted in  
13          accordance with the Illinois Administrative Procedure Act.

14           (d) ~~(e)~~ All licensees affected by this Section must also  
15          comply with Sections 6-16, 6-21, and 6-27.1 of this Act.

16          (Source: P.A. 99-46, eff. 7-15-15.)

17                   (235 ILCS 5/6-36)

18                   Sec. 6-36. Homemade brewed beverages.

19                   (a) No license or permit is required under this Act for the  
20          making of homemade brewed beverages or for the possession,  
21          transportation, or storage of homemade brewed beverages by any  
22          person 21 years of age or older, if all of the following apply:

23                           (1) the person who makes the homemade brewed beverages  
24                           receives no compensation;

25                           (2) the homemade brewed beverages are not sold or

1 offered for sale; ~~and~~

2 (3) the total quantity of homemade brewed beverages  
3 made, in a calendar year, by the person does not exceed 100  
4 gallons if the household has only one person 21 years of  
5 age or older or 200 gallons if the household has 2 or more  
6 persons 21 years of age or older; ~~and-~~

7 (4) the person who purchases the apparatus or equipment  
8 used to produce the homemade brewed beverages is 21 years  
9 of age or older.

10 (b) A person who makes, possesses, transports, or stores  
11 homemade brewed beverages in compliance with the limitations  
12 specified in subsection (a) is not a brewer, class 1 brewer,  
13 class 2 brewer, wholesaler, retailer, or a manufacturer of beer  
14 for the purposes of this Act.

15 (c) Homemade brewed beverages made in compliance with the  
16 limitations specified in subsection (a) may be consumed by the  
17 person who made it and his or her family, neighbors, and  
18 friends at any private residence or other private location  
19 where the possession and consumption of alcohol are permissible  
20 under this Act, local ordinances, and other applicable law,  
21 provided that the homemade brewed beverages are not made  
22 available for consumption by the general public.

23 (d) Homemade brewed beverages made in compliance with the  
24 limitations specified in subsection (a) may be used for  
25 purposes of a public exhibition, demonstration, tasting, or  
26 sampling with sampling sizes as authorized by Section 6-31, if

1 the event is held at a private residence or at a location other  
2 than a retail licensed premises. If the public event is not  
3 held at a private residence, the event organizer shall obtain a  
4 homebrewer special event permit for each location, and is  
5 subject to the provisions in subsection (a) of Section 6-21.  
6 Homemade brewed beverages used for purposes described in this  
7 subsection (d), including the submission or consumption of the  
8 homemade brewed beverages, are not considered sold or offered  
9 for sale under this Act. A public exhibition, demonstration,  
10 tasting, or sampling with sampling sizes as authorized by  
11 Section 6-31 held by a licensee on a location other than a  
12 retail licensed premises may require an admission charge to the  
13 event, but no separate or additional fee may be charged for the  
14 consumption of a person's homemade brewed beverages at the  
15 public exhibition, demonstration, tasting, or sampling with  
16 sampling sizes as authorized by Section 6-31. Event admission  
17 charges that are collected may be partially used to provide  
18 prizes to makers of homemade brewed beverages, but the  
19 admission charges may not be divided in any fashion among the  
20 makers of the homemade brewed beverages who participate in the  
21 event. Homemade brewed beverages used for purposes described in  
22 this subsection (d) are not considered sold or offered for sale  
23 under this Act if a maker of homemade brewed beverages receives  
24 free event admission or discounted event admission in return  
25 for the maker's donation of the homemade brewed beverages to an  
26 event specified in this subsection (d) that collects event

1 admission charges; free admission or discounted admission to  
2 the event is not considered compensation under this Act. No  
3 admission fee and no charge for the consumption of a person's  
4 homemade brewed beverage may be collected if the public  
5 exhibition, demonstration, tasting, or sampling with sampling  
6 sizes as authorized by Section 6-31 is held at a private  
7 residence.

8 (e) A person who is not a licensee under this Act may at a  
9 private residence, and a person who is a licensee under this  
10 Act may on the licensed premises, conduct, sponsor, or host a  
11 contest, competition, or other event for the exhibition,  
12 demonstration, judging, tasting, or sampling of homemade  
13 brewed beverages made in compliance with the limitations  
14 specified in subsection (a), if the person does not sell the  
15 homemade brewed beverages and, unless the person is the brewer  
16 of the homemade brewed beverages, does not acquire any  
17 ownership interest in the homemade brewed beverages. If the  
18 contest, competition, exhibition, demonstration, or judging is  
19 not held at a private residence, the consumption of the  
20 homemade brewed beverages is limited to qualified judges and  
21 stewards as defined by a national or international beer judging  
22 program, who are identified by the event organizer in advance  
23 of the contest, competition, exhibition, demonstration, or  
24 judging. Homemade brewed beverages used for the purposes  
25 described in this subsection (e), including the submission or  
26 consumption of the homemade brewed beverages, are not



1 considered sold or offered for sale under this Act and any  
2 prize awarded at a contest or competition or as a result of an  
3 exhibition, demonstration, or judging is not considered  
4 compensation under this Act. An exhibition, demonstration,  
5 judging, contest, or competition held by a licensee on a  
6 licensed premises may require an admission charge to the event,  
7 but no separate or additional fee may be charged for the  
8 consumption of a person's homemade brewed beverage at the  
9 exhibition, demonstration, judging, contest, or competition. A  
10 portion of event admission charges that are collected may be  
11 used to provide prizes to makers of homemade brewed beverages,  
12 but the admission charges may not be divided in any fashion  
13 among the makers of the homemade brewed beverages who  
14 participate in the event. Homemade brewed beverages used for  
15 purposes described in this subsection (e) are not considered  
16 sold or offered for sale under this Act if a maker of homemade  
17 brewed beverages receives free event admission or discounted  
18 event admission in return for the maker's donation of the  
19 homemade brewed beverages to an event specified in this  
20 subsection (e) that collects event admission charges; free  
21 admission or discounted admission to the event is not  
22 considered compensation under this Act. No admission fee and no  
23 charge for the consumption of a person's homemade brewed  
24 beverage may be charged if the exhibition, demonstration,  
25 judging, contest, or competition is held at a private  
26 residence. The fact that a person is acting in a manner

1 authorized by this Section is not, by itself, sufficient to  
2 constitute a public nuisance under Section 10-7 of this Act. If  
3 the contest, competition, or other event is held on licensed  
4 premises, the licensee may allow the homemade brewed beverages  
5 to be stored on the premises if the homemade brewed beverages  
6 are clearly identified and kept separate from any alcohol  
7 beverages owned by the licensee. If the contest, competition,  
8 or other event is held on licensed premises, other provisions  
9 of this Act not inconsistent with this Section apply.

10 (f) A commercial enterprise engaged primarily in selling  
11 supplies and equipment to the public for use by homebrewers may  
12 manufacture homemade brewed beverages for the purpose of  
13 tasting the homemade brewed beverages at the location of the  
14 commercial enterprise, provided that the homemade brewed  
15 beverages are not sold or offered for sale. Homemade brewed  
16 beverages provided at a commercial enterprise for tasting under  
17 this subsection (f) shall be in compliance with Sections 6-16,  
18 6-21, and 6-31 of this Act. A commercial enterprise engaged  
19 solely in selling supplies and equipment for use by homebrewers  
20 shall not be required to secure a license under this Act,  
21 however, such commercial enterprise shall secure liquor  
22 liability insurance coverage in an amount at least equal to the  
23 maximum liability amounts set forth in subsection (a) of  
24 Section 6-21 of this Act.

25 (g) Homemade brewed beverages are not subject to Section  
26 8-1 of this Act.

1 (Source: P.A. 98-55, eff. 7-5-13; 99-78, eff. 7-20-15; 99-448,  
2 eff. 8-24-15.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.