

**TITLE 45: ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION RULES  
CHAPTER 20. RETAIL SPIRIT STORES, MIXED BEVERAGE, CATERERS,  
SPECIAL EVENTS AND BOTTLE CLUBS**

**SUBCHAPTER 13. CURBSIDE AND DELIVERY SALES**

**RULE IMPACT STATEMENT FOR EMERGENCY RULE  
[75 O.S. §303(D)(2)]**

**A. A brief description of the purpose of the proposed rule amendment:**

Senate Bill 1928 was passed during the 2020 legislative session and subsequently signed into law by Governor J. Kevin Stitt on May 21, 2020. Senate Bill 1928 authorizes retail delivery of certain alcoholic beverages in the State. The purpose of the new rules is to provide a regulatory framework for alcohol delivery to consumers.

**B. Classes of persons most likely affected by the emergency rule amendment, including who will bear the cost of the emergency rule and any information on the cost impact received by the agency from any private or public entities:**

The Commission has not received any information from any outside entity with respect to cost impacts of the proposed rules. Certainly, the rule changes will require some amount of labor from both the agency as well as some private entities engaging in the delivery of alcoholic beverages.

**C. A description of the classes of persons who will benefit from the proposed rule:**

Both the agency and retail licensees engaging in alcohol delivery will benefit from this regulatory structure.

**D. A description of the probably economic impact of the proposed rule upon affected classes of persons or political subdivisions, including a list of all fees changes and, whenever possible, a separate justification for each fee change:**

There will be no additional fees or costs imposed as a result of the proposed emergency rules and there will be no economic impact on any political subdivision other than a small increase in labor expense. Retailers choosing to deliver alcoholic beverages to consumers will be affected in that they would be required to comply with the regulatory requirements.

**E. The probable cost and benefits to the agency and to another other agency of the implementation and enforcement of the proposed rule, the source of revenue to be used for implementation and the enforcement of the proposed rule, and any anticipated effect on state revenues, including a projected net loss or gain in such revenues if it can be projected by the agency.**

No cost or monetary benefits are anticipated by the emergency rules.

**F. A determination of whether implementation of the proposed rule will have an economic impact on any political subdivision or require their cooperation in implementation or enforcing the rule:**

No economic impact is anticipated and the implementation of the emergency rule will not

require the cooperation of any political subdivision.

- G. A determination of whether implementation of the proposed rule would have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act.**  
No adverse impact is anticipated.
- H. An explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or non-regulatory or less intrusive methods for achieving the purpose of the proposed rule.**  
The Commission anticipates that any cost to retailers to comply with the proposed rules will be de minimis.
- I. A determination of the effect of the proposed rule on the public health, safety and environment and, if the proposed rule is designed to reduce significant risk to public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rule will reduce the risk.**  
There is no anticipated impact on health, safety or the environment.
- J. A determination of any detrimental effect on the public health, safety and environment if the proposed rule is not implemented:**  
No adverse impact is anticipated.
- K. The date the rule impact statement was prepared and if modified, the date modified.**  
May 28, 2020.