

DIVISION OF ALCOHOL AND TOBACCO CONTROL

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INDUSTRY CIRCULAR

Emergency Waiver – Wholesaler’s Delayed Shipments

Issued October 14, 2021

The Division has received approval from the Governor’s Office to proceed with an emergency waiver suspending certain portions of section 311.335, RSMo, and 11 CSR 70-2.190, which state that orders taken by licensed spirituous liquor and wine wholesalers in the last five days of any calendar month may, with the consent of the retailer placing such order, deliver such order to the retailer within the first five days of the following calendar month. The effect of this action is as follows:

- **Delayed shipments of orders taken in the last five days of any calendar month may be delivered at any time the following calendar month.** Section 311.335.2, RSMo, and 11 CSR 70-2.190(6) have been suspended to the extent necessary to allow spirituous liquor and wine wholesalers to deliver orders taken in the last five days of any calendar month at any time in the following calendar month. Spirituous liquor and wine wholesalers will still be required to follow all other provisions of 311.335, RSMo, and 11 CSR 70-2.190.

This suspension will expire on December 31, 2021.

Should you have any questions about how this suspension could impact your business, please contact your legal counsel. If you have questions specific to the content of this circular, please contact the Division for clarification.

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