

**Title II – DEPARTMENT OF PUBLIC SAFETY
Division 70-Division of Alcohol and Tobacco Control
Chapter 2-Rules and Regulations**

PROPOSED AMENDMENT

11 CSR 70-2.260 State of Emergency. The division is amending section (1).

Purpose – To revise this section, which establishes authority for the supervisor of alcohol and tobacco control when a state of emergency is declared, to reflect the elimination of Chapter 312, RSMo, regulating nonintoxicating beer. The Division's name will be changed to Division of Alcohol and Tobacco Control in all applicable sections.

(1) Whenever, pursuant to the Constitution and laws of Missouri, the governor or acting governor of this state *[shall]* declares a state of emergency, calls out the organized militia or any portion or individual of the militia to execute or *[i]ensure* obedience to law or declare a state of martial law in any section of this state, all persons, partnerships, *[associations of persons or corporations]* **or entities** licensed under the laws of Missouri to sell, dispense or otherwise deal with intoxicating liquor *[or nonintoxicating beer]*, upon notice from the supervisor of *[liquor]* **alcohol and tobacco** control, announced publicly or delivered personally, *[shall be required]* **are** to suspend further business under the licenses issued to the persons, partnerships, *[associations of persons or corporations]* **or entities** until the time as the supervisor *[shall]* determines and so informs the licensees that the proclamation of emergency or crisis as issued by the governor or acting governor has been terminated, provided that the supervisor of *[liquor]* **alcohol and tobacco** control *[shall]* **may** specify the geographical limit within the state within which area the licenses shall be suspended.

AUTHORITY: section 311.660, RSMo Supp. [1989] **2018**. * This version of rule filed Feb. 8, 1973, effective Feb. 18, 1973. **Amended: Filed October 10, 2018.**

*Original authority: 311.660, RSMo 1939, amended 1989.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Division of Alcohol and Tobacco Control at 1738 East Elm Street, Lower Level in Jefferson City, Mo 65101 or by facsimile at 573-526-4540, or via email at Karen.dorton@dps.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*