

**South Carolina General Assembly**  
124th Session, 2021-2022

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**Bill 3575**

~~Indicates Matter Stricken~~

Indicates New Matter

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AMENDED

March 11, 2021

**H. 3575**

Introduced by Reps. Fry, Collins, Elliott, Kirby, Forrest, W. Newton, McGarry, B. Newton, Hosey, Caskey, Herbkersman, M.M. Smith, Wheeler, Brittain, Hewitt, Erickson, Bradley, Henderson-Myers, Stavrinakis, Davis, Kimmons and Martin

S. Printed 3/11/21--H.

Read the first time January 12, 2021.

**A BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 61-4-45 SO AS TO ALLOW A QUALIFYING RETAILER TO OFFER CURBSIDE DELIVERY OR PICKUP SERVICE OF BEER OR WINE AND TO PROVIDE LIMITATIONS; AND TO AMEND SECTION 61-2-170, RELATING TO DRIVE-THROUGH OR CURB SERVICE OF ALCOHOLIC BEVERAGES, SO AS TO MAKE CONFORMING CHANGES.

Amend Title To Conform

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 1, Chapter 4, Title 61 of the 1976 Code is amended by adding:

"Section 61-4-45. (A) The department may issue a license or permit allowing a retailer to offer curbside delivery or pick up through curbside service of beer or wine if the retailer:

- (1) has a clearly designated curbside area abutting or adjacent to or in close proximity to its business;
- (2) requires a customer to provide a valid government-issued identification at the time of pickup;

- (3) prohibits the use of curbside delivery or curbside pickup service by an intoxicated person or a person under the age of twenty-one; and
  - (4) requires the employee delivering sealed containers of beer or wine to a customer's vehicle to be eighteen years or older.
- (B) The curbside delivery and pickup of alcoholic liquors is prohibited.
- (C) The section may not be interpreted to authorize:
- (1) the curbside delivery or pick up through curbside service of open containers of beer or wine;
  - (2) the delivery of alcohol including delivery through a third-party delivery service; or
  - (3) the drive-through pickup of beer or wine."

SECTION 2. Section 61-2-170 of the 1976 Code is amended to read:

"Section 61-2-170. Except as otherwise provided for in Section 61-4-45, the department may not generate license fees to be deposited in the general fund of the State through the issuance of licenses or permits for on or off premises consumption which authorize alcoholic liquors, beer, or wine to be sold on a drive-through or curb service basis."

SECTION 3. This act takes effect upon approval by the Governor.

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