Advisory Opinion Request Form November 2019



COMMONWEALTH OF KENTUCKY DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

500 Mero Street 2NE33 Frankfort, KY 40601 502-564-4850 phone 502-564-1442 fax http://abc.ky.gov

Date received
AOR NO.:
FOR ABC USE ONLY

ADVISORY OPINION REQUEST FORM

by mail-in certificate on the purchase of (1) non-alcoholic products and (2) a combination of malt beverages and non-alcoholic products? Applicable statutes, regulations, ordinances, or other authority: KRS 244.461 and SB99, which was enacted during the 2020 legislative session and added subsection (3) to KRS 244.461 Proposed response, comment, or basis for reconsideration request: Manufacturers and importers of malt beverages may provide rebate coupons that are redeemable by mail-in certificate on the purchase of non-alcoholic products, because there is no prohibition on suc activity under Kentucky law, and also on a combination of malt beverages and non-alcoholic products per the terms of KRS 244.461(3). To your knowledge, is the question for which you request an advisory opinion or reconsideration pending before, under investigation by, or recently decided by a court or government entity? Yes No If yes, please identify the court or government agency, any case or proceeding number, and filing dates of the proceeding or investigation NA December Wittman Date Proposed response, required to the proceeding of the proceeding or investigation Date Proposed response, comment, or basis for reconsideration request: Manufacturers and importers of malt beverages may provide rebate coupons that are redeemable by mail-in certificate on the purchase of non-alcoholic products, because there is no prohibition on successive to the proceeding on the proceeding or investigation by, or recently decided by a court or government entity? Proposed response, comment, or other authority: December 1	Department to consider.
City: Chicago State: Illinois County: Cook Zip Code: 60606 Phone Number: 312-496-2700 Email: chris.wittman@molsoncoors.com The above individual or business entity requests an: Advisory opinion Reconsideration request If this is a reconsideration request or comment, the application Advisory opinion number: NA Question or issue to be addressed: May manufacturers and importers of malt beverages provide rebate coupons that are redeemable by mail-in certificate on the purchase of (1) non-alcoholic products and (2) a combination of malt beverages and non-alcoholic products? Applicable statutes, regulations, ordinances, or other authority: KRS 244.461 and SB99, which was enacted during the 2020 legislative session and added subsection (3) to KRS 244.461 Proposed response, comment, or basis for reconsideration request: Manufacturers and importers of malt beverages may provide rebate coupons that are redeemable by mail-in certificate on the purchase of non-alcoholic products, because there is no prohibition on suc activity under Kentucky law, and also on a combination of malt beverages and non-alcoholic products per the terms of KRS 244.461(3). To your knowledge, is the question for which you request an advisory opinion or reconsideration pending before, under investigation by, or recently decided by a court or government entity? Yes No If yes, please identify the court or government agency, any case or proceeding number, and filing dates of the proceeding or investigation NA Date Procusigned by: Obecusigned by:	Name of Requestor (individual or business entity): Molson Coors Beverage Company USA LLC
Zip Code: 60606	Address: 250 S. Wacker, Suite 800
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Signer's Name and title if requestor is a husiness entity Christopher Wittman, Assistant Secretary 5-4- 9/21/20	Signer's Name and title if requestor is a business entity Christopher Wittman, Assistant Secretary Date 9/21/20