

MAJOR VIOLATIONS PENALTY SCHEDULE A

STATUTE	OAC 45:	VIOLATIONS	SUCCESSIVE VIOLATIONS							
			1st Suspension	Fine	2nd Suspension	Fine	3rd Suspension	Fine	4th All violations subject to revocation	
37A §2-105	45:25-3-2	Price discrimination buy a Self-Distributing Winery	10 Days	\$1,000	30 Days	\$3,000	Revocation			
37A §2-109B(3)	45:20-11-1	Sale of wine over 15% buy volume	10 Days	\$1,000	30 Days	\$3,000	Revocation			
37A §2-109C(3)	45:20-9-1	Sale of beer over 8.99% by volume	10 Days	\$1,000	30 Days	\$3,000	Revocation			
37A §2-109C(3)	45:20-9-3	Unauthorized sale by a retail beer licensee	30 Days	\$3,000	Revocation					
37A §2-109C(3)	45:20-11-3	Unauthorized sale by a retail wine licensee	30 Days	\$3,000	Revocation					
37A §2-138		Purchase by Mixed Beverage, Caterer, Special Events licensees and their employees from other than licensed Wholesaler.	30 Days	\$3,000	Revocation					
37A §2-148A(2)		Procured a license through fraud, misrepresentation or concealment	Revocation							
(3)		Made any false representation or statement to the Commission.	15 Days	\$1,500	30 Days	\$3,000	Revocation			
(4)	45:10-3-11	Maintained an unsanitary establishment or has supplied impure or otherwise deleterious beverages or food.	3 Days	\$ 300	10 Days	\$1,000	30 Days	\$3,000	Revocation	

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37A §2-148A(5)		Store or possess on a Bottle Club premises any alcoholic beverage upon which the tax levied under §5-101 has not been paid (more than 10 bottles).	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	
	(7)	Had any permit or license suspended or revoked by the Tax Commission.	Revocation							
37A §2-148B(2)		Is a Manufacturer or Wholesaler of alcoholic beverages.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	
37A §2-148B(3)		Has borrowed money or property or accepted gratuities or rebate from a Manufacturer or Wholesaler of alcoholic beverages.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	
	(4)	Has obtained the use of equipment from any Manufacturer or Wholesaler of alcoholic beverages or any Agent thereof.	10 Days	\$ 500	20 Days	\$1,000	30 Days	\$1,500	Revocation	
37A §2-148D(1)		Knowingly sold or allowed alcoholic beverage to be sold, delivered or furnished to any person under twenty-one (21) or to a person visibly intoxicated, adjudged insane or mentally deficient.	Revocation							
	(2)	45:10-3-2 Licensee, any partner, officer or director convicted of a felony.	Revocation							

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37A §2-148D(3)		Wine & Spirits Wholesaler, Beer Distributor Retail Spirits, Retail Beer. Retail Wine licensee or any partner therein, convicted of a Prohibitory Law relating to the sale, manufacture or transportation of alcoholic beverages.	Revocation						
37A §2-148H		Failure of any licensee to pay a fine or serve a suspension imposed by the Commission.	Revocation						
37A §2-156(C)		Sale by Package Store in anything other than retail container, sale of more than 20% non-alcohol, and sale or delivery off-premises.	5 Days	\$ 500	10 Days	\$1,000	20 Days	\$2,000	Revocation
37A §2-157(A)	45:25-3-3	Failure to post prices by a Self-Distributing Winery.	10 Days	\$1,000	30 Days	\$3,000	Revocation		
37A §2-157(D)	45:25-3-5	Pooling delivery of alcohol by a Self-Distributing Winery.	10 Days	\$1,000	30 Days	\$3,000	Revocation		
37A §3-101		Manufacture, rectify, sell, possess, store, import into or export from this state, transport or deliver any alcoholic beverage except as specifically provided in this Act.	30 Days	\$3,000	Revocation				
37A §3-106(A)	45:25-5-1	Failure to obtain Direct Shippers Permit	10 Days	\$1,000	30 Days	\$3,000	Revocation		
37A §3-116A		Sale to Wholesaler without discrimination or inducement.	10 Days	\$1,000	30 Days	\$3,000	Revocation		

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37A §3-119(1)		Financial or business interest with or in any retail premises with regard to the sale of alcoholic beverages or light beer.	Revocation								
(2)	45:10-3-25	Any financial interest, gift or gratuity to Retail Spirits, Retail Beer, Retail Wine, Mixed Beverage or Bottle Club licensee or Caterer.	10 Days	\$1,000	30 Days	\$3,000	Revocation				
(3)		Guarantee financial obligation of Beer & Wine, Retail Spirits, Retail Beer, Retail Wine Mixed Beverage, Bottle Club licensee or Caterer.	10 Days	\$1,000	30 Days	\$3,000	Revocation				
(4)		Require Wholesaler, Beer Distributor, Retail Spirits, Retail Beer, Retail Wine, Mixed Beverage licensee or Caterer to reduce quota as condition of purchase.	10 Days	\$1,000	30 Days	\$3,000	Revocation				
(5)		Sale to Retailer, Mixed Beverage licensee or Caterer on consignment, etc.	10 Days	\$1,000	30 Days	\$3,000	Revocation				
(6)	45:10-3-26	Extend credit to any Retailer, Mixed Beverage or Caterer licensee.	10 Days	\$1,000	30 Days	\$3,000	Revocation				
37A §3-123(1)	45:3-3-1 45:3-3-6 45:3-5-1 45:3-5-6	Discriminate in price between Wholesalers or Retailers for alcoholic beverages bearing same brands, etc.	10 Days	\$1,000	30 Days	\$3,000	Revocation				

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37A §3-123(2)	45:10-3-24 45:10-3-25	Grant any discount, rebate, free goods, allowance or other inducement.	10 Days	\$1,000	30 Days	\$3,000	Revocation				
37A §3-127D		Sale of alcoholic beverage to member of bottle club.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation		
37A §5-133		Refill with any substance a container which contained any alcoholic beverages on which the tax under Section 5-101 has been paid	30 Days	\$3,000	Revocation						
37A §6-101A(4)		Import, for personal use, more than one liter on which Oklahoma Excise Tax is delinquent.	Revocation								
	(5)	Receive, possess or use any alcoholic beverage in violation of Oklahoma ABC Act.	30 Days	\$3,000	Revocation						
	(6)	Transport more than one liter without valid documentation showing name and address of consignor and consignee.	Revocation								
	(7)	Transporting an open container, accessible to the driver, while vehicle is in motion.	Revocation								
	(8)	Drinking spirits off the licensed premises or intoxicated in a public place.	10 Days	\$1,000	30 Days	\$3,000	Revocation				

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37A §6-101(9)		Forcibly resist lawful arrest or interfere with an investigation.	Revocation							
	(10)	Manufacture, duplicate or counterfeit Bottle Club membership cards without permission.	Revocation							
	(12)	Knowingly possess a fraudulent Bottle Club membership card without permission.	Revocation							
37A §6-102(1)		Receive, possess or sell alcoholic beverage except by the license or permit held.	10 Days	\$1,000	30 Days	\$3,000	Revocation			
	(2)	Employees of any licensee under twenty-one (21) handling spirits or under 18 handling beer and wine.	10 Days	\$1,000	30 Days	\$3,000	Revocation			
	(6)	Serve or sell alcoholic beverages with an expired license.	30 Days	\$3,000	Revocation					
37A §6-103A(1)		Purchase or receive alcoholic beverage other than a Brewer, Wholesaler or Beer Distributor licensee.	30 Days	\$3,000	Revocation					
	(3)	Open store or sale by Retail Spirits licensee than hours and days set forth.	30 Days	\$3,000	Revocation or Revocation with criminal conviction					

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37A §6-103(5)		Sell alcoholic beverage on credit by a Retail Spirits licensee	10 Days	\$ 500	20 Days	\$1,000	30 Days	\$1,500	Revocation	
	(6)	Offer gift to consumer as inducement for sale By a Retail Sprits licensee	10 Days	\$ 500	20 Days	\$1,000	30 Days	\$1,500	Revocation	
37A §6-104(1)		Sell or deliver to a Retail Spirits licensee on Saturday or Sunday.	5 Days	\$ 500	10 Days	\$1,000	30 Days	\$3,000	Revocation	
37A §6-104(2)		Sell or deliver to a Retail Spirits licensee on designated "closed" days.	5 Days	\$ 500	10 Days	\$1,000	30 Days	\$3,000	Revocation	
37A §6-105(1) Also see: 37A §6-108(1)		Purchase or receive alcoholic beverage from other than Wine & Spirit Wholesaler or Beer Distributor.	10 Days	\$1,000	30 Days	\$3,000	Revocation			
	(3)	Labeling of bottle to conceal quantity or content of such beverage which is kept for sale by Mixed Beverage licensee.	10 Days	\$1,000	30 Days	\$3,000	Revocation			
37A §6-105(4)		Keep or knowingly permit alcoholic beverages to be kept, brought or consumed which are not allowed to be sold or served on licensed premises.	10 Days	\$1,000	30 Days	\$3,000	Revocation			
	(5)	Allow person under age twenty-one (21) within the designated bar area of a Mixed Beverage Club.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	

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37A §6-109(4)	45:10-3-10	Permit any illegal gambling, violation of drug laws or prostitution, etc.	30 Days	\$3,000	Revocation					
	(5)	Refuse or fail to promptly open a door to the licensed premises upon request of ABLE agent, inspector or other peace officer.	15 Days	\$1,500	30 Days	\$3,000	Revocation			
	(7)	Destroy, damage, alter, remove, conceal or refuse to surrender potential evidence.	15 Days	\$1,500	30 Days	\$3,000	Revocation			
37A §6-110(1)		Performing sexual acts or simulated sexual acts.	3 Days	\$ 300	6 Days	\$ 600	Revocation			
	(2)	Fondling specified parts of the human anatomy	3 Days	\$ 300	6 Days	\$ 600	Revocation			
	(3)	Exposing to view specified portions of the human anatomy.	3 Days	\$ 300	6 Days	\$ 600	Revocation			
	(4)	Using artificial devices or inanimate objects to depict prohibited acts, including visual reproductions.	3 Days	\$ 300	6 Days	\$ 600	Revocation			
37A §6-114		Allow persons under age twenty-one (21) in bar area which has, as its main purpose, the sale of alcoholic beverages.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	

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37A §6-137	45:30-5-16	Acting without a license for which one is required under the Oklahoma ABC Act.	30 Days	\$3,000	Revocation					
	45:20-5-1(c)	Failure to have signs prohibiting persons under age twenty-one (21) from entry into Mixed Beverage Club.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	
	45:20-9-2	Delivery of beer to other than retail location	30 Days	\$3,000	Revocation					
	45:20-7-1	Failure to have signs prohibiting persons under age twenty-one (21) from entry into Bottle Club.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	
	45:20-11-2	Delivery of wine to other than retail location	30 Days	\$3,000	Revocation					
	45:30-5-26	Unauthorized replacement of beer product	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	
	45:10-3-15	Unauthorized replacement of wine or spirit	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation	