

MAJOR VIOLATIONS PENALTY SCHEDULE A

STATUTE	OAC 45:	VIOLATIONS	SUCCESSIVE VIOLATIONS						4th All violations subject to revocation
			1st Suspension	Fine	2nd Suspension	Fine	3rd Suspension	Fine	
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 (Revoked)	Sale of wine over 15% buy volume.	10 Days	\$1,000	30 Days	\$3,000	Revocation		
37A §2-109C(3)	45:20-9-1 (Revoked)	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	60 Days	\$6,000	Revocation		
37A §2-109C(3)	45:20-11-3	Unauthorized sale by a retail wine licensee.	30 Days	\$3,000	60 Days	\$6,000	Revocation		
37A §2-138 See also 37A §6-103A(1), 37A §6-105(1), and 37A §6-108(1).		Purchase by Mixed Beverage, Caterer, Special Events licensees and their employees from other than licensed Wholesaler or Beer Distributor.	30 Days	\$3,000	60 Days	\$6,000	Revocation		
37A §2-148A(21)		Procured a license through fraud, misrepresentation or concealment.	Revocation						
	(32)	Made any false representation or statement to the Commission.	15 Days	\$1,500	30 Days	\$3,000	Revocation		

(4) (3)	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
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
37A §2-148A(76) (Was 7 before recent amendments.)		Had any permit or license suspended or revoked by the Tax Commission.	Revocation						
37A §2-148B(2)		Mixed Beverage or Caterer licensee who is a Manufacturer, Brewer 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) See also 37A §6-120.		Knowingly sold or allowed alcoholic Manufacturer or Wholesaler of alcoholic beverages 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 10 Days \$1,000 15 Days \$1,500 20 Days \$2,000 (Note: A recent change to 37A §2-148E gave ABLE discretion to administer a fine rather than immediately revoke a license.)						
(2) 45:10-3-2		Licensee, any partner, officer or director convicted of a felony.	Revocation						

37A §2-148D(3)		Wine & Spirits Wholesaler, Beer Distributor Retail Spirits, Retail Beer- or Retail Wine licensee or any partner therein; convicted of a Prohibitory Law relating to the sale, manufacture or trans- 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	60 Days	\$6,000	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 See also 37A §3-119(2) and 37A §3-123A(2).		Discrimination or inducement in Sale to Wholesaler. without discrimination or inducement.	10 Days	\$1,000	30 Days	\$3,000	Revocation		

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					
See also 37A §3-116A and 37A §3-123A(2).	(2) 45:10-3-25	Lend money or other thing of value or offer Any financial interest, gift, or gratuity or other inducement 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 licensee. 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 purchase any 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 §3-123A(1)	45:30-3-1 45:30-3-6 45:3-5-1 45:30-5-6	Discriminate in price between Wholesalers, Retailers and other licensees for alcoholic beverages bearing same brands, etc.	10 Days Warning	\$1,000 (Note: Changes per §3-123C(1) and (2)).	30 10 Days	\$3,000	Revocation after Opportunity to Cure.	

37A §3-123A(2) See also 37A §3-116A and 37A §3-119(2).	45:10-3-24 45:10-3-25	Grant any discount, rebate, free goods, allowance or other inducement.	10 Days Warning	\$1,000 (Note: Changes per §3-123C(1) and (2)).	30 10 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 §5-132A		Alcoholic beverage not labeled, offered or advertised for sale in accordance with rules or brand label not registered and approved.	10 Days	\$1,000	20 Days	\$2,000	30 Days \$3,000 Revocation
37A §5-132B		Application for registration of brand label not filed.	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	60 Days	\$6,000	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 bev- erage in violation of Oklahoma ABC Act.	30 Days	\$3,000	60 Days	\$6,000	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 Consume spirits off the licensed premises or be intoxicated in a public place.	10 Days	\$1,000	30 Days	\$3,000	Revocation
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 §6-102A(1)	45:10-5-1 Receive, possess or sell alcoholic beverage except as authorized by ABC Act and the license or permit held.	10 Days	\$1,000	30 Days	\$3,000	Revocation
(2)	Employ ees of any licensee person under twenty-one (21) handling selling spirits or under eighteen (18) handling selling beer and or wine.	10 Days	\$1,000	30 Days	\$3,000	Revocation
(6)	Serve or sell alcoholic beverages with an expired license.	30 Days	\$3,000	60 Days	\$6,000	Revocation
37A §6-103A(1) See also 37A §2-138, 37A §6-105(1), and 37A §6-108(1).	Purchase or receive alcoholic beverage other than from a Brewer , Wholesaler, or Beer Distributor, Winery or Small Brewer licensee.	30 Days	\$3,000	60 Days	\$6,000	Revocation
(3)	Open store or sale by Retail Spirits licensee other than hours and days set forth.	30 Days	\$3,000	60 Days	\$6,000	Revocation or Revocation with criminal conviction

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 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 or Wine, or receipt of same by Retail 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 or Wine, or receipt of same by Retail licensee, on designated "closed" holidays.	5 Days	\$ 500	10 Days	\$1,000	30 Days	\$3,000	Revocation
37A §6-105(1) Also see See also 37A §2-138, 37A §6-103A(1), and 37A §6-108(1).	Purchase or receive alcoholic beverage from other than Wine & Spirits Wholesaler or Beer Distributor.	10 Days	\$1,000	30 Days	\$3,000	Revocation		
(3)	Unclear labeling of bottle to which might 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) See also 37A §6-114.	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
37A §6-106(1)	Labeling of bottle to conceal quantity or	10 Days	\$1,000	30 Days	\$3,000	Revocation		

		content of such beverage by Bottle Club.						
(2)		Act as agent and purchase alcoholic beverage for Bottle Club member.	10 Days	\$1,000	30 Days	\$3,000	Revocation	
(3)		Use or allow pool system for storage or purchase of alcoholic beverages.	10 Days	\$1,000	30 Days	\$3,000	Revocation	
(5)		Sell any alcoholic beverage.	10 Days	\$1,000	30 Days	\$3,000	Revocation	
(6)		Deliver or furnish out of another members bottle.	5 Days	\$ 500	30 Days	\$3,000	Revocation	
37A §6-106(8)		Issue a membership card to a person under twenty one (21).	30 Days	\$3,000	Revocation			
(9)		Allow person under age of twenty one (21) within the designated bar area of a Bottle Club.	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000 Revocation
37A §6-108(1) Also s See also 37A §2-138, 37A §6-103A(1), and 37A §6-105(1).		Purchase or receive alcoholic beverage other than from Wine & Spirits Wholesaler, or Beer Distributor, Winery or Small Brewer.	30 Days	\$3,000	60 Days	\$6,000	Revocation	
37A §6-109(4)	45:10-3-10	Permit any illegal gambling, violation of drug laws, or prostitution, etc or other criminal conduct.	30 Days	\$3,000	60 Days	\$6,000	Revocation	

(5)		Refuse or fail to promptly open a door to the licensed premises upon request of ABLE employee agent, inspector or any 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)		Permit P perform ing ance of sexual acts or simulated sexual acts.	30 Days	\$300 1,000	60 Days	\$600 2,000	Revocation
(2)		Permit F fondling of specified body parts. of the human anatomy	30 Days	\$300 1,000	60 Days	\$600 2,000	Revocation
(3)		Permit E expos ing ure of to view specified body parts portions of the human anatomy .	30 Days	\$300 1,000	60 Days	\$600 2,000	Revocation
(4)		Permit U se ing use of artificial devices or inanimate objects to depict prohibited sexual acts, including films, pictures or visual reproductions of prohibited acts .	30 Days	\$300 1,000	60 Days	\$600 2,000	Revocation
37A §6-114 See also 37A §6-105(5).		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
37A §6-1 3 17	45:30-5-16	Acting without a license for which one is required under the Oklahoma ABC Act.	30 Days	\$2,500 3,000	30 Days	\$2,500 3,000	Revocation (Maximum, per statute.) (No license to revoke.)

3A §406	45:50-11-2	Conviction of Charity Games Distributor or Manufacturer licensee, partner, officer or stockholder for felony, or licensee not a U.S. citizen.	Revocation						
3A §407	45:50-11-2	Violation of tax laws, failure to pay fine, or violation of Charity Games Act, Rules, etc., by Charity Games licensee.	Revocation						
3A §426	45:50-11-2	Violation of Charity Games contraband prohibitions.	Revocation						
	45:10-3-15 (Moved here for proper order of references to Rules alone.)	Unauthorized replacement of wine or spirit.	10 Days	\$1,000	20 Days	\$2,000	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	60 Days	\$6,000	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	60 Days	\$6,000	Revocation		
	45:30-5-26	Unauthorized replacement of beer product (Rule does not exist.)	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation
	45:10-3-15	Unauthorized replacement of wine or spirit (Moved above for proper order.)	10 Days	\$1,000	20 Days	\$2,000	30 Days	\$3,000	Revocation

45:50-11-2	Violation of any provision of the Charity Games Act for which mandatory revocation is not required.	30 Days	\$3,000	60 Days	\$6,000	90 Days	\$9,000	Revocation
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