

RICHARD CLEMENT POST #299 OF POLO, SD  
P.O. BOX 152  
REE HEIGHTS, SD 57371

January 27, 2021

Dear RICHARD CLEMENT POST #299 OF POLO, SD

Below is your Retail On-Sale Liquor license. It shall be valid only for the person in whose name it is issued and for the transaction of business at the location approved. The license shall be available for inspection.

A list of the approved alcohol training programs may be found at: <https://dor.sd.gov/businesses/taxes/alcohol/>

**Website:** <http://dor.sd.gov>

**SD EPath:** <http://dor.sd.gov/EPath>



<http://dor.sd.gov>

ISSUE DATE: 01/25/2021

EXPIRATION DATE: 12/31/2021

LICENSE NUMBER: RL-26629

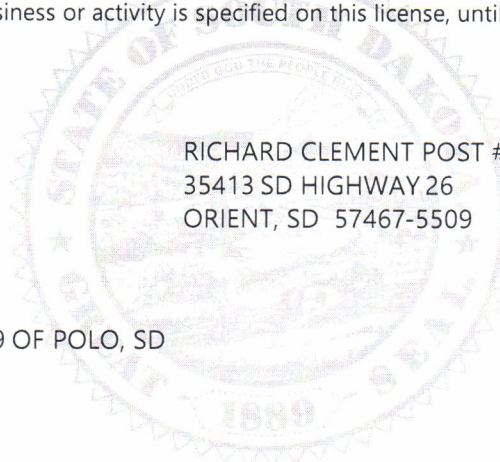
LICENSE TYPE: Retail On-Sale Liquor

ISSUED TO:

RICHARD CLEMENT POST #299 OF POLO, SD  
35413 SD HIGHWAY 26  
ORIENT, SD 57467-5509

COUNTY OF: Hand

Having made proper application therefore, and upon compliance with all applicable laws and regulations of the state of South Dakota, this license is hereby issued to the below named. This license remains the property of the state of South Dakota and while in possession of the person to whom issued, entitles the licensee to transact whatever business or activity is specified on this license, until this license expires or is cancelled.



RICHARD CLEMENT POST #299 OF POLO, SD  
35413 SD HIGHWAY 26  
ORIENT, SD 57467-5509

A handwritten signature in black ink that reads "Jim Terwilliger".

Jim Terwilliger  
Secretary of Revenue

# **REMINDERS FOR LIQUOR/BEER RETAILERS**

**Licensed retailers may only buy or receive alcoholic beverages from wholesalers properly licensed by the State of South Dakota.**

SDCL 35-4-60

Retail licensees must pay for malt beverages upon sale and delivery by a wholesaler.

ARSD 64:75:04:02

No person under the age of twenty-one (21) may purchase, attempt to purchase, possess or consume alcoholic beverages.

SDCL 35-9-2

**It is a Class 1 misdemeanor for any licensee to sell or give for use as a beverage any alcoholic beverage to any person under the age of eighteen years.**

SDCL 35-9-1

It is a Class 2 misdemeanor to sell or give for use as a beverage any alcoholic beverage to any person who is eighteen years of age or older but less than twenty-one years of age unless:

- It is done in the immediate presence of a parent or guardian or spouse over twenty-one years of age
- By prescription or direction of a duly licensed practitioner or nurse of the healing arts for medicinal purposes.

SDCL 35-9-1.1

Anyone making an underage sale of alcohol may be subject to a driver's license suspension.

SDCL 35-9-7

Anyone misrepresenting his/her age with the use of any type of document for the purpose of purchasing alcoholic beverages is guilty of a Class 2 misdemeanor.

SDCL 35-9-2

No one under the age of twenty-one years may sell, serve, dispense or consume alcoholic beverages.

If an alcoholic beverage licensee meets the following criteria, employees at least eighteen years of age may sell or serve alcoholic beverages if:

(1) less than 50% of the gross business transacted is from the sale of alcoholic beverages; or

(2) the licensee or an employee that is at least twenty-one years of age is on the premises when the alcoholic beverage is sold or served.

SDCL 35-4-79 & 35-4-79.4

It is a Class 2 misdemeanor for any person occupying a motor vehicle located upon a public highway or the right-of-way of a public highway to consume any alcoholic beverage or have a package or any receptacle containing an alcoholic beverage in that person's possession unless the seal of the original package remains unbroken or the alcoholic beverage is so removed from the passenger area of the motor vehicle that no occupant of the motor vehicle has access to it.

SDCL 35-1-9.1



No retailer with any type of off sale license may make any delivery of alcoholic beverages outside of the premises authorized by the license, unless they qualify for and have obtained an off-sale delivery license. SDCL 35-4-74, 35-4-127

No retailer with an on-sale license shall serve alcoholic beverages outside the premises authorized by the license. SDCL 35-4-75

The person named on the license must be the owner or actual lessee of the premises where the business is conducted and must be the sole owner of the business operated under the license SDCL 35-2-6.3

No license may be reissued or transferred until all municipal and state sales and use tax incurred by the licensee have been paid and all property taxes which the licensee is liable for have been paid or are not delinquent. All taxes must be current, including unemployment tax. SDCL 35-2-24

An alcohol licensee that violates any law or regulation governing licensees is subject to revocation or suspension of its alcohol license. SDCL 35-2-10, 35-2-21

An alcohol licensee whose agents or employees **sell or serve alcohol to a person under the legal age** is subject to a mandatory civil penalty. The civil penalty is \$500 for a first offense within 24 months and is \$1,000 for a second offense within 24 months. The civil penalty is doubled if the agent or employee making the illegal sale has not been certified by an alcohol training program approved by the Department of Revenue. A third or subsequent violation subjects the licensee to revocation or suspension. A list of the approved alcohol training programs can be found on Revenue's website at <https://dor.sd.gov/businesses/taxes/alcohol/> at the bottom of the page. SDCL 35-2-10.1

No retail licensee may allow alcoholic beverages to be sold, served, or consumed between the hours of 2:00 am and 7:00 am. Local ordinances may be more restrictive. SDCL 35-4-81.2

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**The sales tax license and any alcohol license MUST be in the same name.**

South Dakota Department of Revenue  
Special Tax Division  
445 E. Capitol Ave  
Pierre, SD 57501-3185

(605) 773-5424

<https://dor.sd.gov/>

Revised October 2020