

HOUSE BILL No. 1291

DIGEST OF INTRODUCED BILL

Citations Affected: IC 7.1-3-14.

Synopsis: Self-service by wine retailer customer. Provides that a wine retailer whose wine sales represent at least 60% of the annual gross income from the premises may allow customers to obtain sealed bottles of wine by self-service for consumption off the licensed premises.

Effective: July 1, 2026.

Johnson B

January 6, 2026, read first time and referred to Committee on Public Policy.



Introduced

Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

HOUSE BILL No. 1291

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 7.1-3-14-4, AS AMENDED BY P.L.167-2024,
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 4. (a) The holder of a wine retailer's permit is
4 entitled to purchase wine only from a permittee entitled to sell to the
5 wine retailer under this title. A wine retailer is entitled to possess wine
6 and sell wine at retail to a customer for consumption on the licensed
7 premises. A wine retailer is also entitled to sell wine to a customer and
8 deliver wine in permissible containers to the customer on the licensed
9 premises or to the customer's house. **Except as provided in section 8**
10 **of this chapter**, this delivery may only be performed by the permit
11 holder or an employee who holds an employee permit. The permit
12 holder shall maintain a written record of each delivery for at least one
13 (1) year that shows the customer's name, location of delivery, and
14 quantity sold. Subject to subsection (g), a wine retailer also may
15 prepare and package wine in qualified containers for sale and delivery
16 to a customer on the licensed premises for consumption off the licensed
17 premises.

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(b) A wine retailer is not entitled to sell wine at wholesale. A wine retailer is not entitled to sell and deliver wine on the street or at the curb outside the licensed premises, nor is the wine retailer entitled to sell wine at a place other than the licensed premises. However, a wine retailer may offer food service (excluding alcoholic beverages) to a patron who is outside the licensed premises by transacting business through a window in the licensed premises.

(c) A wine retailer is entitled to sell and deliver wine for carry out, or for at-home delivery. A wine retailer that delivers wine to a customer's residence must require the customer to provide proof of age in accordance with IC 7.1-5-10-23.

19 (1) Alcoholic beverages that are in the sealed original containers
20 must be placed in a bag that is stamped, printed, or labeled on the
21 outside: "CONTAINS ALCOHOLIC BEVERAGES".

22 (2) Alcoholic beverages that are prepared by the wine retailer
23 must be packaged by the wine retailer in qualified containers that
24 are:

25 (A) stamped, printed, or labeled on the outside: "CONTAINS
26 ALCOHOLIC BEVERAGES"; or
27 (B) placed in a bag stamped, printed, or labeled on the outside:
28 "CONTAINS ALCOHOLIC BEVERAGES".

29 (3) Placed by an employee of the permittee who is at least
30 twenty-one (21) years of age:

34 A retailer permittee may only convey a customer's order of alcoholic
35 beverages to the customer, if the customer has also purchased a meal
36 from the retailer permittee that is conveyed to the customer at the same
37 time as the alcoholic beverages.

38 (e) The employee of the permittee that conveys the alcoholic
39 beverages to the customer must require the customer to provide proof
40 of age in accordance with IC 7.1-5-10-23.

41 (f) The parking lot or area where the alcoholic beverages are
42 conveyed to the customer must be:



- 1 (1) well lit; and
- 2 (2) within clear view of the main entrance to the building of the
- 3 retailer premises.

4 (g) If a wine retailer prepares and packages wine:
5 (1) for sale and delivery to a customer on the licensed premises
6 for consumption off the licensed premises; and
7 (2) in a container that is not in a qualified container;

8 the commission may revoke the wine retailer's privilege under this
9 section of preparing and packaging wine for sale and delivery to a
10 customer in a qualified container.

11 SECTION 2. IC 7.1-3-14-8 IS ADDED TO THE INDIANA CODE
12 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
13 1, 2026]: **Sec. 8. (a) A wine retailer may sell wine for consumption**
14 **off the licensed premises from a display in a room:**

