

HCS HB 121 -- LIQUOR REQUIREMENTS FOR BREW ON PREMISES

SPONSOR: Gosen

COMMITTEE ACTION: Voted "Do Pass" by the Standing Committee on Professional Registration and Licensing by a vote of 14 to 0. Voted "Do Pass" by the Select Committee on General Laws by a vote of 8 to 0.

This bill requires a brew-on-premises facility to obtain a license from the Division of Alcohol and Tobacco Control within the Department of Public Safety. The license application must be accompanied by an initial fee of \$50 or the annual renewal fee of \$25. Licensing will be subject to federal regulation.

The licensee is required to keep a record of all persons using the premises for manufacturing beer or malt beverages, including the name, address, age of the manufacturing individual, number of adults residing in the household, and the quantity of beer or malt beverages produced by that individual during each calendar year. The records must be available for inspection by the division.

Limitations are placed on the licensee's physical assistance to individuals in the production and bottling of beer and malt beverages. The limitations are specified in the bill.

Any individual using the licensee's premises for personal brewing is responsible for the brewing, handling, or transporting the beer and malt beverages produced and must be at least 21 years old. The individual cannot transport more than 20 gallons per day and cannot sell the beer or malt beverages he or she produces. A person using a licensee's premises for personal brewing is subject to the following limitations:

- (1) Any beer or malt beverages produced on the premises must not exceed the alcohol volume limits for beer as defined by Missouri law;
- (2) Production cannot exceed 200 gallons per calendar year for households with two or more adults 21 years of age or older and 100 gallons per calendar year for households with one adult 21 years of age or older;
- (3) Partnerships, corporations, associations, or any entity other than an individual person cannot use the brew-on premises;
- (4) Brewed beer or malt beverage must be transported from the premises at the time of bottling and a brew-on premises facility cannot allow more than 20 cases to remain on the premises at any

given time; and

(5) Allows for special festival permits to be issued to out-of-state manufacturers who are not licensed by the state. Permits are valid for 72 hours, limited to 200 gallons of intoxicating liquor, and each permit must be accompanied by a fee of \$25.

PROPONENTS: Supporters say that this bill allows home brewers to go to an independent facility and lease their on-site equipment to brew beer.

Testifying for the bill was Representative Gosen.

OPPONENTS: Those who oppose the bill say that placing licensing restrictions on these facilities stifles innovation. These facilities are allowing individuals to brew beer for personal consumption and therefore should not be regulated by the state.

Testifying against the bill was Wes Powell.