

HB 1856 -- INTOXICATING LIQUOR

SPONSOR: Gosen

The bill allows advertising for discount sales of intoxicating liquor so long as the cost is paid by a retailer and the advertised price is not below the retailer's cost. The Department of Public Safety is instructed to consider the requirements of the First and Twenty First Amendment to the federal constitution when promulgating a rule or regulation that is discretionary and not explicitly required by statute, or when deciding whether to repeal a rule or regulation where that repeal is authorized by statute.

The bill also specifies rules for the lease of refrigeration units by brewers to retail sales establishments. Any person who is licensed to sell intoxicating liquor in the original package at retail under Section 311.200, RSMo, to sell between 32 to 128 ounces of draft beer to customers in containers filled by an employee of the retailer on the premises for consumption off the retail premises. Specifications for the labeling and sealing of the containers, compliance with federal law, and health and safety regulations for filling and refilling containers are specified in the bill.

Any provision of law or rule of regulation of the Supervisor of Alcohol and Tobacco Control in the Department of Public Safety cannot be interpreted to allow any manufacturer, wholesaler, or distributor of intoxicating liquor to provide dispensing or cooling equipment or containers to any person who is licensed to sell intoxicating liquor in the original package at retail.