

# HOUSE BILL NO. 2147

## 100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BONDON.

4801H.011

DANA RADEMAN MILLER, Chief Clerk

### AN ACT

To repeal section 311.540, RSMo, and to enact in lieu thereof one new section relating to alcohol.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 311.540, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 311.540, to read as follows:

311.540. 1. Every person~~, persons~~ or corporation who ~~shall manufacture~~ **manufactures** or ~~distill~~ **distills** spirituous liquors, including brandy, rum, whiskey, and gin, and other spirituous liquors, within this state, and **every** wholesale or retail ~~dealers~~ **dealer** or any other person who ~~shall import~~ **imports** such intoxicating liquors into this state, for the purpose of sale or offering the same for sale in this state, shall, before offering the same for sale, cause the same to be inspected and gauged by the supervisor of ~~liquor~~ **alcohol and tobacco** control, or his or her designee. It shall be the duty of the supervisor of ~~liquor~~ **alcohol and tobacco** control, or his or her designee, to inspect and gauge such character of intoxicating liquor referred to in this section and to ascertain whether the same is correctly labeled.

2. Notwithstanding the provisions of subsection 1 of this section, the supervisor of ~~liquor~~ **alcohol and tobacco** control, or his or her designee, shall not require product samples and shall not require the testing of product samples to determine alcohol content prior to granting approval for the sale of any such spirituous liquors product in the state if the supervisor of ~~liquor~~ **alcohol and tobacco** control, or his or her designee, is provided with a copy of a certificate of label approval issued by the ~~Federal~~ **federal** Bureau of Alcohol, Tobacco, ~~and~~ **Firearms and Explosives** which verifies the alcohol content of the product.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           **3. Upon receipt of shipment and prior to any sale to a licensed retailer, the**  
18 **appointed wholesaler of any wine or spiritous liquor shall verify the quantity of products**  
19 **received, that the products are authorized to be shipped into the state under section**  
20 **311.275, and that the products are in proper condition for distribution. Appointed**  
21 **wholesalers of any wine or spiritous liquor shall furnish, upon request, copies of all**  
22 **receiving and shipping invoices to the state supervisor of alcohol and tobacco control, or**  
23 **his or her designee. The provisions of this subsection shall not apply to sales made under**  
24 **subsection 4 of section 311.190.**

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