

H.B. 51

EXEMPTION FOR ALCOHOLIC BEVERAGE MANUFACTURING LICENSE

SENATE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 19, 2009 11:24 AM

Senator **John L. Valentine** proposes the following amendments:

1. Page 4, Lines 92 through 106:

92 (iii) the fermented alcoholic beverage is manufactured and used for ~~{~~

93 ~~(A)}~~ personal or family use and consumption ~~{~~~~or~~

94 ~~(B)}~~ , including use at an organized event where fermented alcoholic beverages are judged as to taste and

95 quality; and

96 (iv) the fermented alcoholic beverage is not for:

97 (A) sale or offering for sale; or

98 (B) consumption on a premise licensed by the commission.

99 (c) An individual may store a fermented alcoholic beverage manufactured as provided

100 in Subsection (6)(b) in the individual's personal residence.

101 (d) A fermented alcoholic beverage manufactured in accordance with Subsection (6)(b)

102 may be removed from the premises where it is manufactured:

103 (i) for personal or family use, including use at an organized event where fermented

104 alcoholic beverages are judged as to taste and quality; ~~{and}~~

105 (ii) if the fermented alcoholic beverage is transported in compliance with Section

106 41-6a-526 ; and

(iii) if the fermented alcoholic beverage is removed only in the following quantities:

(A) during a calendar year for personal and family use unrelated to an organized event where fermented alcoholic beverages are judged as to taste and quality:

(I) one liter of wine for each individual who is 21 years of age or older residing in the household;

(II) 72 ounces of heavy beer for each individual who is 21 years of age or older residing in the household;

or

(III) 72 ounces of beer for each individual who is 21 years of age or older residing in the household; and

(B) for on-premise consumption at an organized event where fermented alcoholic beverages are judged as to taste and quality, for each individual who will act as a judge at the event:

(I) one ounce of wine by volume;

(II) two ounces of heavy beer; or

(III) two ounces of beer.

(e) A partnership, corporation, or association may not manufacture a fermented alcoholic beverage under this Subsection (6) for personal or family use and consumption without obtaining a license under this chapter, except that an individual who operates a brewery under this chapter as an individual owner

or in partnership with others, may remove beer from the brewery for personal or family use in the amounts described in Subsection (6)(b)(ii) .