

1 SB377  
2 158695-1  
3 By Senator Beasley  
4 RFD: Governmental Affairs  
5 First Read: 18-FEB-14

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8 SYNOPSIS: Currently, the Alcoholic Beverage Code  
9 allows a licensed distiller to manufacture, refine,  
10 mix, bottle, label, and package its product.

11 This bill would allow an ABC holder of a  
12 distiller's license to sell a single souvenir  
13 bottle of each of its distilled spirits brands to  
14 each distillery visitor.

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16 A BILL  
17 TO BE ENTITLED  
18 AN ACT

19  
20 Relating to alcoholic beverages; to allow Alcoholic  
21 Beverage Control Board holders of a distiller's license to  
22 sell souvenir bottles of distilled spirits.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. (a) (1) A distiller licensed by the  
25 Alcoholic Beverage Control Board (ABC Board or board), whose  
26 premises are located in an area in which the sale of distilled  
27 spirits is legal may sell souvenir bottles of distilled

1 spirits manufactured or bottled on the premises to ultimate  
2 consumers in unopened packages for off-premises consumption.

3 (2) A consumer may not purchase more than one  
4 souvenir bottle per visit of each brand of distilled spirits  
5 manufactured or bottled on the premises.

6 (3) A distiller licensed by the board may not sell  
7 more 50,000 gallons of distilled spirits under this subsection  
8 annually.

9 (4) All distilled spirits sold under this subsection  
10 shall be sold in container sizes that meet ABC Board rules and  
11 shall be labeled, stamped, or otherwise designed differently  
12 than the containers the licensee sells to wholesalers.

13 (5) Any person authorized to sell distilled spirits  
14 under this subsection is prohibited from selling a souvenir  
15 bottle of distilled spirits to a minor or to an obviously  
16 intoxicated person.

17 (b) (1) A distiller licensed by the board may ship  
18 souvenir bottles of distilled spirits manufactured or bottled  
19 on the premises to ultimate consumers in unopened packages for  
20 off-premises consumption as long as the ultimate consumer is  
21 not located within the State of Alabama and the shipment is  
22 made outside the State of Alabama.

23 (2) A licensed distiller may not sell more than  
24 50,000 gallons of distilled spirits under this subsection  
25 annually.

26 (3) All distilled spirits sold under this subsection  
27 shall be sold in container sizes that meet ABC Board rules and

1 shall be labeled, stamped, or otherwise designed differently  
2 than the containers the licensee sells to wholesalers.

3 (c) A licensed distiller shall comply with all other  
4 applicable ABC Board licensing and enforcement laws and  
5 administrative rules in effect in Alabama.

6 Section 2. The Alabama Alcoholic Beverage Control  
7 Board is authorized to promulgate rules necessary to implement  
8 and administer this act.

9 Section 3. This act shall become effective on the  
10 first day of the third month following its passage and  
11 approval by the Governor, or its otherwise becoming law.