

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 1849

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DATE
02/28/2019

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Introduction and first reading
Referred to Commerce and Consumer Protection Finance and Policy

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to commerce; expanding allowable container sizes for purposes of brewer
1.3 off-sales; amending Minnesota Statutes 2018, section 340A.285.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2018, section 340A.285, is amended to read:

1.6 **340A.285 GROWLERS CONTAINERS.**

1.7 (a) Malt liquor authorized for off-sale pursuant to section 340A.24 or 340A.28 shall be
1.8 packaged in 64-ounce containers commonly known as "growlers" or in ~~750 milliliter bottles~~
1.9 any container sized between 350 milliliters and two liters. The containers ~~or bottles~~ shall
1.10 bear a twist-type closure, cork, stopper, or plug. At the time of sale, a paper or plastic
1.11 adhesive band, strip, or sleeve shall be applied to the container ~~or bottle~~ and extended over
1.12 the top of the twist-type closure, cork, stopper, or plug forming a seal that must be broken
1.13 upon opening the container ~~or bottle~~. The adhesive band, strip, or sleeve shall bear the name
1.14 and address of the brewer. The containers ~~or bottles~~ shall be identified as malt liquor, contain
1.15 the name of the malt liquor, bear the name and address of the brew pub or brewer selling
1.16 the malt liquor, and shall be considered intoxicating liquor unless the alcoholic content is
1.17 labeled as otherwise in accordance with the provisions of Minnesota Rules, part 7515.1100.

1.18 (b) A brew pub or brewer may, but is not required to, refill any container ~~or bottle~~ with
1.19 malt liquor for off-sale at the request of the customer. A brew pub or brewer refilling a
1.20 container ~~or bottle~~ must do so at its licensed premises and the container ~~or bottle~~ must be
1.21 filled at the tap at the time of sale. A container ~~or bottle~~ refilled under this paragraph must
1.22 be sealed and labeled in the manner described in paragraph (a).

2.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.