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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1799

02/27/2019 Authored by Nash
The bill was read for the first time and referred to the Committee on Commerce

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.