

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 786
97TH GENERAL ASSEMBLY

5119H.03C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 311.055 and 311.091, RSMo, and to enact in lieu thereof two new sections relating to intoxicating liquor.

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

Section A. Sections 311.055 and 311.091, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 311.055 and 311.091, to read as follows:

311.055. 1. No person at least twenty-one years of age shall be required to obtain a
2 license to manufacture intoxicating liquor, as defined in section 311.020, for personal or family
3 use. The aggregate amount of intoxicating liquor manufactured per household shall not exceed
4 two hundred gallons per calendar year if there are two or more persons over the age of
5 twenty-one years in such household, or one hundred gallons per calendar year if there is only one
6 person over the age of twenty-one years in such household. Any intoxicating liquor
7 manufactured under this section [may] **shall** not be **sold or** offered for sale.

8 2. Beer brewed under this section may be removed from the premises where brewed for
9 personal or family use, including use at organized [affairs] **events**, exhibitions, or competitions,
10 such as home brewer contests, tastings, or judging. The use may occur off licensed retail
11 premises, on any premises under a temporary retail license issued under sections 311.218,
12 311.482, 311.485, 311.486, or 311.487, or on any tax exempt organization's licensed premises
13 as described in section 311.090.

14 3. **Any beer brewed under this section used at an organized event where an**
15 **admission fee is paid for entry, at which the beer is available without a separate charge,**
16 **shall not be deemed a sale of beer, provided that the person who brewed the beer receives**
17 **none of the proceeds from the admission fee and all consumption is conducted off licensed**
18 **retail premises, under the premises of a temporary retail license issued under section**

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.

19 **311.218, 311.482, 311.485, 311.486, or 311.487, or on any tax exempt organization's licensed**
20 **premises as described in section 311.090.**

311.091. 1. Except as provided under subsection 2 of this section and notwithstanding
2 any other provisions of this chapter to the contrary, any person who possesses the qualifications
3 required by this chapter and who meets the requirements of and complies with the provisions of
4 this chapter may apply for and the supervisor of alcohol and tobacco control may issue a license
5 to sell intoxicating liquor, as defined in this chapter, by the drink at retail for consumption on the
6 premises of any boat, or other vessel licensed by the United States Coast Guard to carry [one
7 hundred] **thirty** or more passengers for hire on navigable waters in or adjacent to this state,
8 which has a regular place of mooring in a location in this state or within two hundred yards of
9 a location which would otherwise be licensable under this chapter. The license shall be valid
10 even though the boat, or other vessel, leaves its regular place of mooring during the course of its
11 operation.

12 2. [Any person who possesses the qualifications required by this chapter and who meets
13 the requirements of, and complies with the provisions of, this chapter may apply for, and the
14 supervisor of alcohol and tobacco control may issue, a license to sell intoxicating liquor by the
15 drink at retail for consumption on the premises of any boat or other vessel licensed by the United
16 States Coast Guard to carry forty-five to ninety-nine passengers for hire on a lake with a
17 shoreline that is in three counties, one of which is any county of the third classification without
18 a township form of government and with more than thirty-three thousand but fewer than
19 thirty-seven thousand inhabitants and with a city of the fourth classification with more than three
20 thousand but fewer than three thousand seven hundred inhabitants as the county seat, one of
21 which is any county of the third classification without a township form of government and with
22 more than twenty-nine thousand but fewer than thirty-three thousand inhabitants and with a city
23 of the fourth classification with more than four hundred but fewer than four hundred fifty
24 inhabitants as the county seat, and one of which is any county of the first classification with more
25 than fifty thousand but fewer than seventy thousand inhabitants. The boat must have a regular
26 place of mooring in a location in this state or within two hundred yards of a location which
27 would otherwise be licensable under this chapter. The license shall be valid even though the
28 boat, or other vessel, leaves its regular place of mooring during the course of its operation.

29 3.] For every license for sale of liquor by the drink at retail for consumption on the
30 premises of any boat or other vessel issued under the provisions of this section, the licensee shall
31 pay to the director of revenue the sum of three hundred dollars per year.

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