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H.260

Introduced by Representatives Stevens of Waterbury and Lanpher of
Vergennes

Referred to Committee on

Date:

Subject: Alcoholic beverages; prohibited acts; flavored malt beverages

Statement of purpose: This bill proposes to prohibit the sale of flavored malt
beverages in containers exceeding a capacity of 12 fluid ounces.

An act relating to flavored malt beverages

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 7 V.S.A. § 69 is added to read:

§ 69. FLAVORED MALT BEVERAGES; PROHIBITION ON SALE IN
CONTAINERS EXCEEDING A CAPACITY OF 12 FLUID OUNCES

(a) No person shall offer for sale a flavored malt beverage in a container
exceeding 12 fluid ounces.

(b) For purposes of this section, “flavored malt beverage” means a
beverage that complies with all of the following:

(1) The beverage contains at least 0.5 percent alcohol.

1 (2) The beverage is processed by filtration or other method of
2 manufacture that is not generally recognized as a traditional process in the
3 production of beer as defined in 27 C.F.R. Sec. 25.55.

4 (3) A flavoring or other ingredient additive other than a hop extract that
5 contains alcohol has been added to the beverage.

6 (4) The producer is required to file a formula for approval with the U.S.
7 Alcohol and Tobacco Trade and Tax Bureau pursuant to 27 C.F.R. Sec. 25.55,
8 or the beverage is not exempt under 27 C.F.R. Sec. 25.55(f).

9 (c) A person who violates this section shall be subject to a penalty of not
10 more than \$1,000.00.