

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on General, Housing and Military Affairs to which was
3 referred Senate Bill No. 250 entitled “An act relating to alcoholic beverages”
4 respectfully reports that it has considered the same and recommends that the
5 House propose to the Senate that the bill be amended as follows:

6 First: In Sec. 1, 7 V.S.A. § 2, after subdivision (15) and before the ellipsis,
7 by inserting a subdivision (16) to read as follows:

8 (16) “Person;”: as applied to licensees, means ~~individuals~~ an individual
9 ~~who are citizens~~ is a citizen or a lawful permanent resident of the United
10 States, ~~partnerships; a partnership~~ composed of individuals, a majority of
11 ~~whom are citizens~~ or lawful permanent residents of the United States, ~~and~~
12 ~~corporations; a corporation~~ organized under the laws of this State or another
13 state in which a majority of the directors are citizens or lawful permanent
14 residents of the United States ~~and to; or a limited liability companies~~ company
15 organized under the laws of this State or another state in which a majority of
16 the members or managers are citizens or lawful permanent residents of the
17 United States.

18 Second: In Sec. 1, 7 V.S.A. § 2, by striking out subdivision (40) and
19 inserting in lieu thereof a new subdivision (40) to read as follows:

20 (40) “Retail delivery permit”: a permit granted by the Liquor Control
21 Board that permits a second-class licensee to deliver malt beverages or vinous

1 beverages sold from the licensed premises for consumption off the premises to
2 the purchaser at a location in Vermont.

3 Third: In Sec. 1, 7 V.S.A. § 2, in subdivision (41), in the second sentence,
4 after “and has related sports and recreational facilities for the convenience and
5 enjoyment of its guests.” by inserting the following: “Destination resort” does
6 not include the University of Vermont, the Vermont State Colleges, or any
7 other university, college, or postsecondary school.”

8 Fourth: In Sec. 5, 7 V.S.A. § 222, by striking out subdivision (7) and
9 inserting in lieu thereof a new subdivision (7) to read as follows:

10 (7)(A)(i) The Liquor Control Board may grant a retail delivery permit to
11 a second-class licensee if the licensee files an application accompanied by the
12 fee provided in section 231 of this title.

13 (ii) Notwithstanding subdivision (i) of this subdivision (7)(A), the
14 Liquor Control Board shall not grant a retail delivery permit in relation to a
15 second-class license issued to a licensed manufacturer or rectifier for the
16 manufacturer’s or rectifier’s premises.

17 (B) A retail delivery permit holder may deliver malt beverages or
18 vinous beverages sold from the licensed premises for consumption off the
19 premises to the purchaser at a location in Vermont subject to the following
20 requirements:

1 (i) Deliveries shall only be made by the permit holder or an
2 employee of the permit holder.

3 (ii) Deliveries shall only occur between the hours of 9:00 a.m. and
4 5:00 p.m.

5 (iii) An employee of a retail delivery permit holder shall not be
6 permitted to make deliveries of malt beverages or vinous beverages pursuant to
7 the permit unless he or she has completed a training program approved by the
8 Department as required pursuant to section 239 of this chapter.

9 (iv) Malt beverages and vinous beverages delivered pursuant to a
10 retail delivery permit shall be for personal use and not for resale.

11 (C) The Liquor Control Board shall adopt rules to implement this
12 subdivision (7).

13 Fifth: In Sec. 7, 7 V.S.A. § 242, in subsection (c), in the first sentence, after
14 the words “an event within the resort boundaries that will be catered pursuant
15 to the master” by striking out the word “licenses” and inserting in lieu thereof
16 the word “license”

17 Sixth: By striking out Sec. 14, Legislative Council; Draft Legislation, in its
18 entirety and inserting in lieu thereof a new Sec. 14 to read as follows:

19 Sec. 14. LEGISLATIVE COUNCIL; DRAFT LEGISLATION

20 On or before January 15, 2017, the Office of Legislative Council shall
21 prepare and submit a draft bill to the House Committee on General, Housing

1 and Military Affairs and the Senate Committee on Economic Development,
2 Housing and General Affairs that makes statutory amendments of a technical
3 nature to improve the clarity of Title 7 through the reorganization of its
4 provisions and the modernization of its statutory language. The draft bill shall
5 also identify provisions of Title 7 that may require amendment in order to
6 remove out-of-date and obsolete provisions or to reflect more accurately the
7 current practices and programs of the Liquor Control Board and the
8 Department of Liquor Control. The Office of Legislative Council shall consult
9 with the Commissioner of Liquor Control, the Liquor Control Board, and the
10 Office of the Attorney General to identify language requiring modernization,
11 and provisions that are out-of-date, obsolete, or do not reflect accurately the
12 current practices and programs of the Liquor Control Board and the
13 Department of Liquor Control.

14 Seventh: By striking out Sec. 16, Effective Date, in its entirety and
15 inserting in lieu thereof a new Sec. 16 to read as follows:

16 Sec. 16. EFFECTIVE DATES

17 This act shall take effect on July 1, 2016, except that in Sec. 4, 7 V.S.A.
18 § 231, subdivisions (a)(1) (manufacturer's or rectifier's license) and (a)(11)
19 (fourth-class license) shall take effect on July 2, 2016.

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(Committee vote: _____)

Representative _____

FOR THE COMMITTEE

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