

H.238 Section by Section Roadmap

1. 7 V.S.A. § 1 – Construction. Technical and style changes.
2. 7 V.S.A. § 2 – Definitions. Technical and style changes, definitions reorganized in alphabetical order, licensing provisions repealed and moved to new licensing sections, definitions from other provisions in Title 7 added.
3. 7 V.S.A. § 3 – Culinary arts student exemption. Technical change.
4. 7 V.S.A. § 4 – Nonprofit organizations; wine and beer auctions. Technical and style changes.
5. Redesignates 7 V.S.A. chapter 3 as “Restrictions and Prohibited Acts”
6. 7 V.S.A. § 61 – Restrictions, exceptions. Technical and style changes, designates paragraphs, repeals exemption for sale of cider in 32+ gallon barrels.
7. 7 V.S.A. § 62 – Hours of sale. Technical and style changes, adds fourth-class licenses, and festival, special event, and educational sampling event permits.
8. 7 V.S.A. § 63 – Importation of alcohol; prohibitions and limits. Technical and style changes, updates cross-references, amendments for consistency between types of beverages and to conform to existing practice.
9. 7 V.S.A. § 64 – Sale of kegs. Technical and style changes, updates provision to reflect sales by manufacturers, definition of keg moved to 7 V.S.A. § 2, updates identification requirements for consistency.
10. Repeals 7 V.S.A. § 66 (Malt and vinous shipping license, replaced by 7 V.S.A. §§ 277–282); 7 V.S.A. § 67 (Alcoholic beverage tastings, replaced by 7 V.S.A. §§ 255-257, 259)
11. 7 V.S.A. § 65 – Home fermented beverages. Redesignated as 7 V.S.A. § 66, technical changes.
12. 7 V.S.A. § 69 – Powdered alcohol products. Redesignated as 7 V.S.A. § 67, style changes.
13. 7 V.S.A. chapter 5 – Department of Liquor Control. Technical and style changes, repeals requirement that beverages be purchased through Department of Buildings and General Services to reflect current practice, repeals section related to wines bearing the Vermont Seal of Quality, and codifies session law governing the transfer of a local agency store in conjunction with the sale of the property or business.
14. 7 V.S.A. chapter 7 – Municipal control. Technical and style changes.
15. 7 V.S.A. chapter 9 – Adds Licensing subchapter 1: General Provisions.
16. 7 V.S.A. chapter 9 – Adds Licensing subchapter 2: Retail Licenses and Permits.
17. 7 V.S.A. chapter 9 – Adds Licensing subchapter 3: Catering Licenses and Permits.
18. 7 V.S.A. chapter 9 – Adds Licensing subchapter 4: Tasting and Event Permits.
19. 7 V.S.A. chapter 9 – Adds Licensing subchapter 5: Manufacturing and Distribution of Alcohol.

20. 7 V.S.A. § 221 – Licenses contingent on town vote. Redesignated as 7 V.S.A. § 201. Technical and style changes, repeals provision related to dancing pavilions.
21. 7 V.S.A. § 223 – Licenses to enforcement officer or control commissioner. Redesignated as 7 V.S.A. § 202. Technical and style changes.
22. 7 V.S.A. § 230 – Restrictions; Financial Interests. Redesignated as 7 V.S.A. § 203. Technical and style changes, display of license provision moved to new 7 V.S.A. § 208.
23. 7 V.S.A. § 231 – Fees. Redesignated as 7 V.S.A. § 204. Technical changes.
24. 7 V.S.A. § 232 – Term of permits, licenses, and certificates. Redesignated as 7 V.S.A. § 205. Amended to reflect different renewal processes for first- or second-class licenses and other licenses.
25. 7 V.S.A. § 233 – Disposal of fees. Redesignated as 7 V.S.A. § 206. Technical changes and amendment to correspond to provisions of 7 V.S.A. § 204(b).
26. 7 V.S.A. § 234 – Change of location. Redesignated as 7 V.S.A. § 207. Technical and style changes.
27. 7 V.S.A. § 208 – Display of license. New provision derived from 7 V.S.A. § 230.
28. 7 V.S.A. § 235 – Bankruptcy, death, revocation. Redesignated as 7 V.S.A. § 209. Technical and style changes.
29. 7 V.S.A. § 236 – Suspension or revocation of license. Redesignated as 7 V.S.A. § 210. Technical and style changes.
30. 7 V.S.A. § 236a – Hearing officer. Redesignated as 7 V.S.A. § 211. Technical changes, clarifies hearing notice provision.
31. 7 V.S.A. § 237 – Complaints and prosecutions. Redesignated as 7 V.S.A. § 212. Technical and style changes.
32. 7 V.S.A. § 239 – Licensee education. Redesignated as 7 V.S.A. § 213. Deleted references to “farmers’ market license,” replaced “art gallery, bookstore, museum, and library permit” with “special venue serving permit,” and technical and style changes.
33. 7 V.S.A. § 240 – Proof of financial responsibility. Redesignated as 7 V.S.A. § 214. Technical and style changes.
34. 7 V.S.A. § 221 – First-class licenses. New section derived from 7 V.S.A. § 222, incorporates provisions from 7 V.S.A. §§ 2, 67, 224, and 228.
35. 7 V.S.A. § 222 – Second-class licenses. First-class license provisions moved to 7 V.S.A. § 221, fortified wine permit moved to 7 V.S.A. § 225, retail delivery permit moved to 7 V.S.A. § 226, technical and style changes, incorporates notice of applications provision from 7 V.S.A. § 67.
36. 7 V.S.A. § 224 – Third-class licenses. Redesignated as 7 V.S.A. § 223. Technical and style changes, incorporates provisions from 7 V.S.A. § 222 and 228.

37. 7 V.S.A. § 241 – Fourth-class license. Redesignated as 7 V.S.A. § 224. Technical and style changes, adds new language to reflect existing licensing procedure, and incorporates provisions from 7 V.S.A. § 2.
38. 7 V.S.A. § 225 – Educational sampling event permit. Redesignated as 7 V.S.A. § 251. Technical and style changes, amendments for consistency of sample sizes with tasting provisions and for consistency with tax rate on retail sales of specialty malt beverages.
39. 7 V.S.A. § 225 – Fortified wine permits. New provision derived from 7 V.S.A. § 222.
40. 7 V.S.A. § 226. Packagers' license (formerly bottlers' license). Redesignated as 7 V.S.A. § 272, technical and style changes, adds cross-reference to requirements related to purchase of beverages from certificate of approval holders.
41. 7 V.S.A. § 226 – Retail delivery permit. New provision derived from 7 V.S.A. § 222.
42. 7 V.S.A. § 227 – Wholesale Dealer's License. Redesignated as 7 V.S.A. § 273. Technical and style changes, adds cross-reference to requirements related to purchase of beverages from certificate of approval holders.
43. 7 V.S.A. § 228 – Promotional railroad tasting permit. Redesignated as 7 V.S.A. § 258. Technical changes, licensing provision moved to 7 V.S.A. §§ 221 and 223, proposed amendment to tasting provision to avoid potential conflict with Commerce Clause.
44. 7 V.S.A. § 238a – Outside consumption permits. Redesignated as 7 V.S.A. § 227. Technical and style changes, amendment to reflect current permitting practices.
45. 7 V.S.A. § 228 – Sampler flights. New section derived from 7 V.S.A. § 222.
46. 7 V.S.A. § 229 – Clubs (formerly number of licenses allowed). Replaces old section being repealed as obsolete. Derived from 7 V.S.A. § 2.
47. 7 V.S.A. § 238 – Caterer's and commercial catering license. Redesignated as 7 V.S.A. § 241. Technical and style changes, licensing provisions consolidated for brevity.
48. 7 V.S.A. § 243 – Request to cater permit. New provision setting out permitting process and activity allowed by request to cater permit, derived from 7 V.S.A. § 2.
49. 7 V.S.A. § 252 – Special events permit. New provision derived from 7 V.S.A. § 2.
50. 7 V.S.A. § 253 – Festival permits. New section derived from 7 V.S.A. § 2.
51. 7 V.S.A. § 254 – Special venue serving permits. New section derived from former art gallery and bookstore permit and public library and museum permit in 7 V.S.A. § 2.
52. 7 V.S.A. § 255 – Retail alcoholic beverage tasting permits. New section derived from 7 V.S.A. § 67, proposed amendment to reflect current practices related to promotional tastings by wholesale dealers.
53. 7 V.S.A. § 256 – Promotional tastings for licensees. New section derived from 7 V.S.A. § 67.
54. 7 V.S.A. § 257 – Tastings for product quality assurance. New section derived from 7 V.S.A. § 67.

55. 7 V.S.A. § 259 – Tasting events; age and training of servers. New section derived from 7 V.S.A. § 67.
56. 7 V.S.A. § 271 – Manufacturer’s or rectifier’s license. New section derived from 7 V.S.A. § 2.
57. Repeals 7 V.S.A. chapter 11 (certificates of approval).
58. 7 V.S.A. § 274 – Certificate of approval for distribution of malt and vinous beverages. New section derived from 7 V.S.A. chapter 11.
59. Repeals 7 V.S.A. chapter 13 (solicitor’s license).
60. 7 V.S.A. § 275 – Solicitor’s license. New section derived from 7 V.S.A. chapter 13.
61. 7 V.S.A. § 276 – Industrial alcohol distributor’s license. New section derived from 7 V.S.A. § 2.
62. 7 V.S.A. § 277 – Malt and vinous beverage consumer shipping license. New section derived from 7 V.S.A. § 66.
63. 7 V.S.A. § 278 – Vinous beverage retail shipping license. New section derived from 7 V.S.A. § 66.
64. 7 V.S.A. § 279 – Consumer and retail shipping licenses, general requirements. New section derived from 7 V.S.A. § 66.
65. 7 V.S.A. § 280 – Common carriers; requirements. New section derived from 7 V.S.A. § 66.
66. 7 V.S.A. § 281 – Prohibitions. New section derived from 7 V.S.A. § 66.
67. 7 V.S.A. § 282 – Rulemaking. New section derived from 7 V.S.A. § 66.
68. 7 V.S.A. § 68 – Vinous beverage storage and shipping license. Redesignated as 7 V.S.A. § 283, technical and style changes.
69. 7 V.S.A. § 421 – Tax on malt and vinous beverages. Technical and style changes.
70. 7 V.S.A. § 423 – Rules. Style changes.
71. 7 V.S.A. § 425 – Taxes a personal debt. Technical and style changes.
72. Redesignates 7 V.S.A. chapter 17 as “Sale to Intoxicated Persons.”
73. 7 V.S.A. § 501 – Unlawful sale of alcoholic beverages. Technical and style changes.
74. 7 V.S.A. § 502 – Minors; payment of damages recovered. Technical and style changes.
75. 7 V.S.A. § 503 – Satisfaction of judgment. Technical and style changes.
76. 7 V.S.A. § 504 – Action founded on tort. Repealed as obsolete because law permitting close jail execution was repealed.
77. 7 V.S.A. § 505 – Notice to prohibit sales to certain persons. Repealed as obsolete and because of Constitutional concerns.

78. 7 V.S.A. § 506 – Record of notices. Repealed as obsolete and because of Constitutional concerns.
79. 7 V.S.A. § 561 – Authority of liquor control investigators. Technical and style changes.
80. 7 V.S.A. § 563 – Search warrants. Redesignated as 7 V.S.A. § 562, technical and style changes.
81. 7 V.S.A. § 564 – Search of premises without warrant. Redesignated as 7 V.S.A. § 563, technical and style changes.
82. 7 V.S.A. § 565 – Notice of seizure. Redesignated as 7 V.S.A. § 564, technical and style changes.
83. 7 V.S.A. § 566 – Arrest of owner of seized property. Redesignated as 7 V.S.A. § 565, technical and style changes.
84. 7 V.S.A. § 567 – Arrest of owner of building. Redesignated as 7 V.S.A. § 566, technical and style changes.
85. 7 V.S.A. § 568 – Forfeiture of seized property. Redesignated as 7 V.S.A. § 567, technical and style changes.
86. 7 V.S.A. § 569 – Costs of forfeiture and condemnation proceedings. Redesignated as 7 V.S.A. § 568, technical and style changes.
87. 7 V.S.A. § 570 – Execution for costs. Redesignated as 7 V.S.A. § 569, technical and style changes, provision relating to execution against the body repealed because law permitting close jail execution was repealed.
88. 7 V.S.A. § 571 – Search of vehicle or craft without warrant. Repealed because of constitutional concerns.
89. 7 V.S.A. § 572 – Forfeiture and condemnation of seized vehicle or craft. Redesignated as 7 V.S.A. § 570, technical and style changes.
90. 7 V.S.A. § 573 – Proceeds of sale of condemned vehicle or craft. Redesignated as 7 V.S.A. § 572, technical and style changes.
91. 7 V.S.A. § 574 – Rights of owner. Redesignated as 7 V.S.A. § 573, technical and style changes.
92. 7 V.S.A. § 575 – Reopening of forfeiture proceeding. Redesignated as 7 V.S.A. § 574, technical and style changes, amended bond requirement to avoid potential conflict with Constitutional Due Process and Equal Protection requirements.
93. 7 V.S.A. § 576 – Claim by owner, keeper, or possessor for seized goods or apparatus. Redesignated as 7 V.S.A. § 575, technical and style changes, amended bond requirement to avoid potential conflict with Constitutional Due Process and Equal Protection requirements.
94. 7 V.S.A. § 577 – Appeal; bond. Redesignated as 7 V.S.A. § 576, technical and style changes, amended bond requirement to avoid potential conflict with Constitutional Due Process and Equal Protection requirements.

95. 7 V.S.A. § 578 – Judgment against claimant. Redesignated as 7 V.S.A. § 577, technical and style changes.
96. 7 V.S.A. § 579 – Disposition of liquor condemned on appeal. Redesignated as 7 V.S.A. § 578, technical and style changes.
97. 7 V.S.A. § 580 – Seized property taken by writ of replevin. Redesignated as 7 V.S.A. § 579, technical and style changes.
98. 7 V.S.A. § 581 – Seizure proceedings without delay by replevin. Redesignated as 7 V.S.A. § 580, technical and style changes.
99. 7 V.S.A. § 582 – Costs against owner or keeper. Redesignated as 7 V.S.A. § 581, technical and style changes.
100. 7 V.S.A. § 584 – Sale of liquor taken by attachment or on execution. Redesignated as 7 V.S.A. § 582, technical and style changes.
101. 7 V.S.A. § 585 – Enforcement as State expense. Redesignated as 7 V.S.A. § 583, technical change.
102. 7 V.S.A. § 586 – Notice to federal government. Repealed because the federal Special Tax on Alcohol Occupations was repealed in 2005.
103. 7 V.S.A. § 588 – Sufficiency of specification. Redesignated as 7 V.S.A. § 584, technical and style changes.
104. 7 V.S.A. § 589 – Alcohol dealer registration as evidence. Redesignated as 7 V.S.A. § 585, technical and style changes, amended because the federal Special Tax on Alcohol Occupations was repealed in 2005.
105. 7 V.S.A. § 590 – Fines and costs. Redesignated as 7 V.S.A. § 587, style changes.
106. 7 V.S.A. § 598 – Form of notice to federal government. Repealed because the federal Special Tax on Alcohol Occupations was repealed in 2005.
107. 7 V.S.A. § 600 – Fees of sheriff, constable, or police officer. Redesignated as 7 V.S.A. § 588, amended to update mileage and fees to current amount and places approval of costs with Commissioner of Liquor Control.
108. 7 V.S.A. § 602 – Exhibition of card. Redesignated as 7 V.S.A. § 589.
109. 7 V.S.A. § 603 – Liquor Control Board; rules. Redesignated as 7 V.S.A. § 590, technical and style changes.
110. 7 V.S.A. § 651 – Soliciting orders. Style change.
111. 7 V.S.A. § 652 – Transportation. Technical and style changes.
112. 7 V.S.A. § 654 – Tampering with samples. Repealed as obsolete.
113. 7 V.S.A. § 655 – Barter. Technical and style changes.
114. 7 V.S.A. § 658 – Sale or furnishing to minors. Technical and style changes.
115. 7 V.S.A. § 659 – Refusal or neglect of officer to perform duties. Technical and style changes.

116. 7 V.S.A. § 665 – Prescription for other than medical use. Repealed as obsolete.
117. 7 V.S.A. § 666 – Advertising. Redesignated as 7 V.S.A. § 660, technical and style changes, amended to reflect existing advertising practices.
118. 7 V.S.A. § 667 – Violations of title. Redesignated as 7 V.S.A. § 661, technical and style changes.
119. 7 V.S.A. § 668 – Limit of sentence. Redesignated as 7 V.S.A. § 662, amended because law permitting close jail execution was repealed.
120. 7 V.S.A. § 671 – Purchase of kegs. Redesignated as 7 V.S.A. § 65, technical and style changes.
121. 7 V.S.A. § 701 – Definitions. Technical and style changes.
122. 7 V.S.A. § 702 – Prohibited acts by manufacturer. Technical and style changes.
123. 7 V.S.A. § 703 – Cancellation of franchise. Style change.
124. 7 V.S.A. § 704 – 120 days’ for cancellation. Technical and style changes.
125. 7 V.S.A. § 705 – Exclusive territories. Technical and style changes.
126. 7 V.S.A. § 706 – Sale to retailers by franchisees. Technical and style changes.
127. 7 V.S.A. § 707 – Sale or transfer; purchase by manufacturer. Technical and style changes.
128. 7 V.S.A. § 709 – Merger of franchisor. Redesignated as 7 V.S.A. § 708.
129. 7 V.S.A. § 710 – Heirs, successors, and assigns. Redesignated as 7 V.S.A. § 709.
130. Repeals 7 V.S.A. chapter 25 (rathskellars) as obsolete.
131. 7 V.S.A. § 1002 – License required. Technical and style changes, repeals vending machine language because tobacco vending machines are prohibited in Vermont.
132. 7 V.S.A. § 1002a – Licensee education. Style changes.
133. 7 V.S.A. § 1003 – Sale of tobacco products. Technical changes, amends vending machine provisions to reflect changes to federal law.
134. 7 V.S.A. § 1004 – Proof of age for sale of tobacco products. Style changes, amendment for uniformity in identification requirements.
135. 7 V.S.A. § 1005 – Persons under 18 years of age; possession of tobacco products. Style changes.
136. 7 V.S.A. § 1006 – Posting of signs. Style change.
137. 7 V.S.A. § 1007 – Furnishing of tobacco to persons under 18 years of age. Style changes.
138. 7 V.S.A. § 1008 – Rulemaking. Style change.
139. 7 V.S.A. § 1009 – Contraband and seizure. Technical and style changes.
140. 7 V.S.A. § 1010 – Internet sales. Style changes.
141. 7 V.S.A. § 1011 – Commercial cigarette rolling machine. Style change.

142. 7 V.S.A. § 1012 – Liquid nicotine; packaging. Style changes.
143. 10 V.S.A. § 1522 – Beverage containers; deposit. Technical change.
144. 10 V.S.A. § 6605f – Waste management personnel background review. Technical change.
145. 12 V.S.A. § 7156 – Effect of emancipation. Technical and style changes.
146. 13 V.S.A. § 6505 – Payment. Technical and style changes.
147. 18 V.S.A. § 4249 – Transportation of alcohol, tobacco, or regulated drugs into places of detention. Technical changes.
148. 18 V.S.A. § 4254 – Immunity from liability. Technical and style changes.
149. 20 V.S.A. § 1817 – Reports of law enforcement officer; accidents involving alcohol. Technical and style changes.
150. 20 V.S.A. § 2358 – Minimum training standards. Technical change.
151. 23 V.S.A. § 1134 – Motor vehicle operator; consumption or possession of alcohol. Technical change.
152. 23 V.S.A. § 1134a – Motor vehicle passenger; consumption or possession of alcohol. Technical change.
153. 23 V.S.A. § 1200 – Definitions. Technical and style changes.
154. 23 V.S.A. § 3207a – Operating under the influence of alcohol or drugs; SWI. Technical changes.
155. 23 V.S.A. § 3323 – Operating under the influence of alcohol or drugs; BWI. Technical changes.
156. 23 V.S.A. § 3506 – Operation. Technical change.
157. 24 V.S.A. § 301 – Penalty or refusal to assist. Technical and style changes.
158. 29 V.S.A. § 902 – Duties of Commissioner of Buildings and General Services. Style change, amendment to reflect that the Liquor Control Board does not currently purchase spirits and fortified wines through the Department of Buildings and General Services.
159. 32 V.S.A. § 10203 – Distribution; retail purchase and sale. Technical and style changes.
160. 33 V.S.A. § 5102 – Definitions and provisions of general application. Technical and style changes.
161. Replacements.
162. Review of Fines and Penalties; Report. Directs Commissioner to review and report on which fines and penalties in Title 7 may require an amendment.
163. Effective date.