

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on General, Housing, and Military Affairs to which was  
3 referred House Bill No. 313 entitled “An act relating to miscellaneous  
4 amendments to alcoholic beverage laws” respectfully reports that it has  
5 considered the same and recommends that the bill be amended by striking out  
6 all after the enacting clause and inserting in lieu thereof the following:

7 Sec. 1. 7 V.S.A. § 204 is amended to read:

8 § 204. APPLICATION AND RENEWAL FEES FOR LICENSES AND  
9 PERMITS; DISPOSITION OF FEES

10 (a) The following fees shall be paid when applying for a new license or  
11 permit or to renew a license or permit:

12 \* \* \*

13 (6) For a third-class license, \$1,095.00 for an annual license and  
14 \$550.00 for a six-month license. For a stand-alone third-class license, the  
15 issuing municipality may assess an additional \$50.00 local processing fee.

16 \* \* \*

17 (b) Except for fees collected for first-, second-, and third-class licenses, the  
18 fees collected pursuant to subsection (a) of this section shall be deposited in the  
19 Liquor Control Enterprise Fund. The other fees shall be distributed as follows:

20 (1) Third-class license fees: 55 percent shall go to the Liquor Control  
21 Enterprise Fund, and 45 percent shall go to the General Fund and shall fund

1 alcohol abuse prevention and treatment programs. The local processing fee for  
2 stand-alone third-class licenses shall be retained by the issuing municipality.

3 \* \* \*

4 Sec. 2. 7 V.S.A. § 221 is amended to read:

5 § 221. FIRST-CLASS LICENSES

6 \* \* \*

7 (b)(1) A first-class license permits the holder to sell malt and vinous  
8 beverages for consumption only on those premises.

9 (2) Except as otherwise provided pursuant to sections 271 and 278 of  
10 this title, a first-class license holder shall purchase all malt beverages and  
11 vinous beverages sold pursuant to the license from Vermont wholesale dealers  
12 or packagers. A first-class license holder may use a credit card to purchase  
13 malt beverages and vinous beverages from Vermont wholesale dealers or  
14 packagers.

15 \* \* \*

16 Sec. 3. 7 V.S.A. § 230 is added to read:

17 § 230. SALE OF ALCOHOLIC BEVERAGES FOR OFF-PREMISES

18 CONSUMPTION

19 (a) The Board of Liquor and Lottery and the local control commissioners  
20 may approve the following:

1           (1) Authorize first- and third-class licensees to sell malt beverages,  
2           vinous beverages, and spirits-based prepared drinks for off-premises  
3           consumption. All sales of alcoholic beverages for off-premises consumption  
4           must be accompanied by a food order.

5           (2) Authorize second- and fourth-class licensees to provide curbside  
6           pickup of unopened containers of spirits, spirits-based products, malt  
7           beverages, and vinous beverages.

8           (b) For any alcoholic beverage sold pursuant to subdivision (a)(1) of this  
9           section, the first- or third-class licensee shall provide the alcoholic beverage in  
10           a container:

11                     (1) with a securely affixed tamper-evident seal; and

12                     (2) bearing a label that:

13                             (A) states that the beverage contains alcohol; and

14                             (B) lists the ingredients and serving size.

15           (c) A licensee may sell alcoholic beverages pursuant to this section  
16           between 10:00 a.m. and 11:00 p.m.

17           Sec. 4. 7 V.S.A. § 253 is amended to read:

18           § 253. FESTIVAL PERMITS

19                             \* \* \*

1           (b)(4) A festival required to be permitted under this section is any event  
2           that is open to the public for which the primary purpose is to serve one or more  
3           of the following: malt beverages, vinous beverages, fortified wines, or spirits.

4           (c) A festival permit holder is permitted to conduct an event that is open to  
5           the public at which one or more of the following are served: malt beverages,  
6           vinous beverages, fortified wines, or spirits.

7           (d) The permit holder shall ensure the following:

8                 (1) Attendees at the festival shall be required to pay an entry fee of not  
9                 less than \$5.00.

10                (2)(A) Malt beverages for sampling shall be offered in glasses that  
11                contain not more than 12 ounces with not more than 60 ounces served to any  
12                patron at one event.

13                (B) Vinous beverages for sampling shall be offered in glasses that  
14                contain not more than five ounces with not more than 25 ounces served to any  
15                patron at one event.

16                (C) Fortified wines for sampling shall be offered in glasses that  
17                contain not more than three ounces with not more than 15 ounces served to any  
18                patron at one event.

19                (D) Spirits for sampling shall be offered in glasses that contain not  
20                more than one ounce with not more than five ounces served to any patron at  
21                one event.

1           (E) Patrons attending a festival where combinations of malt, vinous,  
2           fortified wines, or spirits are mutually sampled shall not be served more than a  
3           combined total of six U.S. standard drinks containing 3.6 fluid ounces or  
4           84 grams of pure ethyl alcohol.

5           (3) The event shall be conducted in compliance with all the  
6           requirements of this title.

7           (e)(1) A festival permit holder may purchase invoiced volumes of malt or  
8           vinous beverages directly from a manufacturer or packager licensed in  
9           Vermont; or a manufacturer or packager that holds a federal Basic Permit or  
10          Brewers Notice or evidence of licensure in a foreign country that is satisfactory  
11          to the Board.

12          (2) The invoiced volumes of malt or vinous beverages may be  
13          transported to the site and sold by the glass to the public by the permit holder  
14          or its employees and volunteers only during the event.

15          ~~(e)~~(f) A festival permit holder shall be subject to the provisions of this title,  
16          including section 214 of this title, and the rules of the Board regarding the sale  
17          of the alcoholic beverages and shall pay the tax on the malt or vinous  
18          beverages pursuant to section 421 of this title.

19          ~~(d)~~(g) A person shall be granted ~~no~~ not more than four festival permits per  
20          year, and each permit shall be valid for ~~no~~ not more than four consecutive  
21          days.

1 Sec. 5. 7 V.S.A. § 256 is amended to read:

2 § 256. PROMOTIONAL TASTINGS FOR LICENSEES

3 (a)(1) At the request of a first- or second-class licensee, a holder of a  
4 manufacturer's, rectifier's, or wholesale dealer's license may distribute without  
5 charge to the first- or second-class licensee's management and staff, provided  
6 they are of legal age ~~and are off duty for the rest of the day~~, two ounces per  
7 person of vinous or malt beverages for the purpose of promoting the beverage.

8 (2) At the request of a holder of a third-class license, a manufacturer or  
9 rectifier of spirits or fortified wines may distribute without charge to the third-  
10 class licensee's management and staff, provided they are of legal age ~~and are~~  
11 ~~off duty for the rest of the day~~, one-quarter ounce of each beverage and ~~no~~ not  
12 more than a total of one ounce to each individual for the purpose of promoting  
13 the beverage.

14 (3) No permit is required for a tasting pursuant to this subsection, ~~but~~  
15 ~~written notice of the event shall be provided to the Division of Liquor Control~~  
16 ~~at least two days prior to the date of the tasting.~~

17 \* \* \*

18 Sec. 6. REPEAL

19 7 V.S.A. § 230 is repealed on July 1, 2023.

20 Sec. 7. EFFECTIVE DATE

21 This act shall take effect on July 1, 2021.

1 (Committee vote: \_\_\_\_\_)

2

\_\_\_\_\_

3

Representative \_\_\_\_\_

4

FOR THE COMMITTEE