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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 186

01/28/2013 Authored by Davnie, Hoppe, Kieffer, Atkins, Lillie and others

The bill was read for the first time and referred to the Committee on Commerce and Consumer Protection Finance and Policy

1.1 A bill for an act
1.2 relating to alcohol; amending wine tasting statute to permit the consumption of
1.3 beer; amending Minnesota Statutes 2012, section 340A.418.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2012, section 340A.418, is amended to read:

1.6 **340A.418 WINE ALCOHOLIC BEVERAGE TASTINGS.**

1.7 Subdivision 1. **Definition.** For purposes of this section, a an "wine alcoholic
1.8 beverage tasting" is or "tasting" means an event at which persons pay a fee or donation to
1.9 participate, and are allowed to consume wine, beer, or both, by the glass without paying
1.10 a separate charge for each glass.

1.11 Subd. 2. **Tastings authorized.** (a) A charitable, religious, or other nonprofit
1.12 organization may conduct a ~~wine~~ tasting of not more than four hours duration on premises
1.13 the organization owns or leases or has use donated to it, or on the licensed premises of a
1.14 holder of an on-sale intoxicating liquor license that is not a temporary license, if the
1.15 organization holds a temporary on-sale intoxicating liquor license under section 340A.404,
1.16 subdivision 10, and complies with this section. An organization holding a temporary
1.17 license may be assisted in conducting the ~~wine~~ tasting by another nonprofit organization.

1.18 (b) An organization that conducts a ~~wine~~ tasting under this section may use the net
1.19 proceeds from the ~~wine~~ tasting only for:

1.20 (1) the organization's primary nonprofit purpose; or

1.21 (2) donation to another nonprofit organization assisting in the ~~wine~~ tasting, if the
1.22 other nonprofit organization uses the donation only for that organization's primary
1.23 nonprofit purpose.

2.1 (c) No wine or beer at a ~~wine~~ tasting under this section may be sold, or orders
2.2 taken, for off-premises consumption.

2.3 (d) Notwithstanding any other law, an organization may purchase or otherwise
2.4 obtain wine or beer for a ~~wine~~ tasting conducted under this section from a wholesaler
2.5 licensed to sell wine or beer, and the wholesaler may sell or give wine or beer to an
2.6 organization for a ~~wine~~ tasting conducted under this section and may provide personnel to
2.7 assist in the ~~wine~~ tasting. A wholesaler who sells or gives wine or beer to an organization
2.8 for a ~~wine~~ tasting under this section must deliver the wine or beer directly to the location
2.9 where the ~~wine~~ tasting is conducted.

2.10 (e) This section does not prohibit or restrict a ~~wine~~ tasting that is:

2.11 (1) located on on-sale premises where no charitable organization is participating; or

2.12 (2) located on on-sale premises where the proceeds are for a designated charity but
2.13 where the tasting is primarily for educational purposes.

2.14 (f) The four-hour limitation specified in paragraph (a) shall not apply to a ~~wine~~
2.15 tasting at a convention of fine wine, beer, and gourmet food exhibitors, provided the
2.16 convention has at least 100 exhibitors and takes place over not more than three days.

2.17 **EFFECTIVE DATE.** This section is effective on July 1, 2013.