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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. **2200**

02/25/2014 Authored by Hoppe and Atkins

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; expanding sales at microdistilleries; amending Minnesota
1.3 Statutes 2013 Supplement, section 340A.301, subdivision 6c; proposing coding
1.4 for new law in Minnesota Statutes, chapter 340A.

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

1.6 Section 1. **[340A.22] MICRODISTILLERIES.**

1.7 Subdivision 1. **Activities.** (a) A microdistillery licensed under section 340A.301,
1.8 subdivision 6c, may provide on its premises samples of distilled spirits manufactured on
1.9 its premises in an amount not to exceed 15 milliliters per variety per person. No more than
1.10 45 milliliters may be sampled under this paragraph by any person on any day.

1.11 (b) A microdistillery may sell any product manufactured on site to the public.

1.12 (c) A microdistillery may sell cocktails to the public pursuant to subdivision 2.

1.13 (d) A microdistillery may distribute its products directly to retailers or sell through
1.14 wholesalers.

1.15 Subd. 2. **Cocktail room license.** (a) A municipality, including a city with a
1.16 municipal liquor store, may issue the holder of a microdistillery license under section
1.17 340A.301, subdivision 6c, a microdistillery cocktail room license. A microdistillery
1.18 cocktail room license authorizes on-sale of distilled liquor produced by the distiller for
1.19 consumption on the premises of or adjacent to one distillery location owned by the
1.20 distiller. Nothing in this subdivision precludes the holder of a microdistillery cocktail
1.21 room license from also holding a license to operate a restaurant at the distillery. Section
1.22 340A.409 shall apply to a license issued under this subdivision. All provisions of this
1.23 chapter that apply to a retail liquor license shall apply to a license issued under this
1.24 subdivision unless the provision is explicitly inconsistent with this subdivision.

2.1 (b) A distiller may have only one cocktail room license under this subdivision,
 2.2 and may not have an ownership interest in a distillery licensed under section 340A.301,
 2.3 subdivision 6, paragraph (a).

2.4 (c) The municipality shall impose a licensing fee on a distiller holding a
 2.5 microdistillery cocktail room license under this subdivision, subject to limitations
 2.6 applicable to license fees under section 340A.408, subdivision 2, paragraph (a).

2.7 (d) A municipality shall, within ten days of the issuance of a license under this
 2.8 subdivision, inform the commissioner of the licensee's name and address and trade name,
 2.9 and the effective date and expiration date of the license. The municipality shall also
 2.10 inform the commissioner of a license transfer, cancellation, suspension, or revocation
 2.11 during the license period.

2.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.13 Sec. 2. Minnesota Statutes 2013 Supplement, section 340A.301, subdivision 6c,
 2.14 is amended to read:

2.15 Subd. 6c. **Microdistilleries.** ~~(a) A microdistillery may provide on its premises~~
 2.16 ~~samples of distilled spirits manufactured on its premises, in an amount not to exceed 15~~
 2.17 ~~milliliters per variety per person. No more than 45 milliliters may be sampled under~~
 2.18 ~~this paragraph by any person on any day.~~

2.19 (b) The commissioner shall establish a fee for licensing microdistilleries that
 2.20 adequately covers the cost of issuing the license and other inspection requirements. The
 2.21 fees shall be deposited in an account in the special revenue fund and are appropriated to
 2.22 the commissioner for the purposes of this subdivision.

2.23 **EFFECTIVE DATE.** This section is effective the day following final enactment.