

SENATE  
STATE OF MINNESOTA  
EIGHTY-SEVENTH LEGISLATURE

S.F. No. 1089

(SENATE AUTHORS: LIMMER, Sparks, Vandever and Scheid)

DATE	D-PG	OFFICIAL STATUS
04/04/2011	1156	Introduction and first reading Referred to Commerce and Consumer Protection
04/18/2011	1393	Chief author stricken, shown as co-author Sparks Chief author added Limmer

A bill for an act  
relating to alcohol; creating a primary source law for distilled spirits; amending  
Minnesota Statutes 2010, section 340A.311.  
BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2010, section 340A.311, is amended to read:

**340A.311 BRAND REGISTRATION.**

(a) A brand of intoxicating liquor or 3.2 percent malt liquor may not be  
manufactured, imported into, or sold in the state unless the brand label has been registered  
with and approved by the commissioner. A brand registration must be renewed every three  
years in order to remain in effect. The fee for an initial brand registration is \$40. The fee  
for brand registration renewal is \$30. The brand label of a brand of intoxicating liquor  
or 3.2 percent malt liquor for which the brand registration has expired, is conclusively  
deemed abandoned by the manufacturer or importer.

(b) In this section "brand" and "brand label" include trademarks and designs used in  
connection with labels.

(c) The label of any brand of wine, distilled spirits, or intoxicating or nonintoxicating  
malt beverage may be registered only by the brand owner or authorized agent. No such  
brand may be imported into the state for sale without the consent of the brand owner or  
authorized agent. This section does not limit the provisions of section 340A.307.

(d) The commissioner shall refuse to register a malt liquor brand label, and shall  
revoke the registration of a malt liquor brand label already registered, if the brand label  
states or implies in a false or misleading manner a connection with an actual living or dead  
American Indian leader. This paragraph does not apply to a brand label registered for the  
first time in Minnesota before January 1, 1992.

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