

State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 1771

01/24/2012 Authored by Nornes

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

1.1 A bill for an act
1.2 relating to liquor; modifying requirements for a wine tasting conducted by a
1.3 nonprofit; amending Minnesota Statutes 2010, section 340A.418, subdivision 2.

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

1.5 Section 1. Minnesota Statutes 2010, section 340A.418, subdivision 2, is amended to
1.6 read:

1.7 Subd. 2. **Tastings authorized.** (a) A charitable, religious, or other nonprofit
1.8 organization may conduct a wine tasting of not more than four hours duration on premises
1.9 the organization owns or leases or has use donated to it, or on the licensed premises
1.10 of a holder of an on-sale intoxicating liquor license that is not a temporary license, if
1.11 the organization ~~holds a temporary on-sale intoxicating liquor license under section~~
1.12 ~~340A.404, subdivision 10, and~~ otherwise complies with the requirements of this section.

1.13 An organization holding a temporary on-sale intoxicating liquor license under section
1.14 304A.404, subdivision 10, may be assisted in conducting ~~the~~ a wine tasting by another
1.15 nonprofit organization.

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

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

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

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

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

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

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

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

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