
Commerce & Gaming Committee

HB 1198

Brief Description: Concerning the sale of beer and cider by grocery store licensees.

Sponsors: Representatives Vick, Kirby and Hayes.

Brief Summary of Bill

- Authorizes the Liquor Control Board to issue an endorsement to a grocery store licensee allowing the sale of beer and cider in a sanitary container brought to the premises by the purchaser, or provided by the licensee or manufacturer, and filled at the tap by the licensee at the time of sale.

Hearing Date: 1/20/15

Staff: Thamas Osborn (786-7129).

Background:

The Liquor Control Board (LCB) issues various types of licenses for the sale of alcoholic beverages at retail, including those for beer and/or wine specialty shops, wineries, microbreweries, domestic breweries, restaurants, grocery stores, and nightclubs. Under certain circumstances, the LCB may impose conditions or restrictions on a license, or include special endorsements authorizing the sale of certain types of alcoholic beverages subject to specified conditions.

Certain categories of retail licensees are permitted to sell beer in a "growler," which is a sanitary container brought to the premises by the purchaser or furnished by the licensee and filled at the tap at the time of sale. Licensees authorized to sell growlers of beer include: (1) domestic breweries and microbreweries holding a spirits, beer, and wine restaurant license (may only sell beer of their own production); (2) a beer and wine specialty shop licensee with an endorsement to sell growlers; and (3) a spirits, beer, and wine restaurant licensee authorized to sell for off-premises consumption.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.

Only certain domestic wineries may sell wines of their own production in kegs or growlers in accordance with requirements of federal law. The sale of such kegs or growlers must be for off-premises consumption. The growlers may be brought to the premises by the customer or supplied by the licensee and filled at the tap at the time of sale.

Grocery store licensees are not authorized to sell either beer, wine, or cider in containers brought to the store by a customer and filled at the store by the licensee.

Cider is defined as "table wine that contains not less than 0.5 percent of alcohol by volume and not more than 7 percent of alcohol by volume and is made from the normal alcoholic fermentation of the juice of sound, ripe apples or pears." Because cider is defined not as beer but as a separate category, cider cannot be sold in growlers.

Summary of Bill:

The LCB is authorized to issue an endorsement to a grocery store licensee allowing the sale of beer and cider in a sanitary container brought to the premises by the purchaser, or provided by the licensee or manufacturer, and filled at the tap by the licensee at the time of sale. Grocery store employees that participate in filling the containers must have an alcohol server permit.

Appropriation: None.

Fiscal Note: Requested on 1/15/2015.

Effective Date: The bill takes effect 90 days after adjournment of the session in which the bill is passed.