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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. 546

February 5, 2009
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The bill was read for the first time and referred to the Committee on Commerce and Labor

1.1A bill for an act

1.2relating to alcohol; creating a new class of brewer and establishing a license fee;

1.3amending Minnesota Statutes 2008, section 340A.301, subdivision 6.

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

1.5Section 1. Minnesota Statutes 2008, section 340A.301, subdivision 6, is amended to

1.6read:

1.7Subd. 6. **Fees.** The annual fees for licenses under this section are as follows:

1.8(a) Manufacturers (except as provided in clauses (b)

1.9and (c))\$ 30,000

1.10Duplicates\$ 3,000

1.11(b) Manufacturers of wines of not more than 25 percent

1.12alcohol by volume\$ 500

1.13(c) Brewers who manufacture more than 3,500 barrels

1.14of malt liquor in a year\$ 4,000

1.15(d) Brewers who manufacture more than 3,500 and

1.16less than 7,000 barrels in a year, who hold one or

1.17more retail on-sale licenses, who comply with all

1.18limits under paragraph (e), and who also brew beer

1.19for wholesale sales, as regulated under paragraph

1.20(c), provided that at the end of a two-year period

1.21of holding this transitional license, the holder must

1.22either revert to a regular brew-pub license under

1.23paragraph (e) or transition fully to a brewer's license

1.24under paragraph (c).\$ 1,000

2.1	(d) <u>(e)</u>	Brewers who also hold one or more retail on-sale	
2.2		licenses and who manufacture fewer than 3,500	
2.3		barrels of malt liquor in a year, at any one licensed	
2.4		premises, the entire production of which is solely for	
2.5		consumption on tap on any licensed premises owned	
2.6		by the brewer, or for off-sale from those licensed	
2.7		premises as permitted in subdivision 7. A brewer	
2.8		licensed under this clause must obtain a separate	
2.9		license for each licensed premises where the brewer	
2.10		brews malt liquor. A brewer licensed under this	
2.11		clause may not be licensed as an importer under this	
2.12		chapter	\$ 500
2.13	(e) <u>(f)</u>	Wholesalers (except as provided in clauses (f), (g),	
2.14		and (h))	\$ 15,000
2.15		Duplicates	\$ 3,000
2.16	(f) <u>(g)</u>	Wholesalers of wines of not more than 25 percent	
2.17		alcohol by volume	\$ 3,750
2.18	(g) <u>(h)</u>	Wholesalers of intoxicating malt liquor	\$ 1,000
2.19		Duplicates	\$ 25
2.20	(h) <u>(i)</u>	Wholesalers of 3.2 percent malt liquor	\$ 10
2.21	(i) <u>(j)</u>	Brewers who manufacture fewer than 2,000 barrels	
2.22		of malt liquor in a year	\$ 150
2.23	(j) <u>(k)</u>	Brewers who manufacture 2,000 to 3,500 barrels of	
2.24		malt liquor in a year	\$ 500

2.25 If a business licensed under this section is destroyed, or damaged to the extent that
 2.26 it cannot be carried on, or if it ceases because of the death or illness of the licensee, the
 2.27 commissioner may refund the license fee for the balance of the license period to the
 2.28 licensee or to the licensee's estate.

2.29 **EFFECTIVE DATE.** This section is effective January 1, 2009.