



2023-2024 General Assembly

SENATE BILL 527: ABC Omnibus 2023-24, Sec. 25: Authorize Home Maker Organizations to Give Samples at Events

Committee:
Introduced by:
Analysis of: Sec. 25 of S.L. 2024-41

Date: August 26, 2024
Prepared by: Chris Saunders
Staff Attorney

OVERVIEW: Section 25 of S.L. 2024-41 establishes a home maker special event permit, with a fee of \$50, that may be issued to a home maker club devoted to the home production of malt beverages or wine. The club must have a general liability insurance policy in the amount of at least \$1 million in order to qualify for a permit.

The permit authorizes the home maker club to offer free tastings of homemade malt beverages and wines on the premises of retail ABC establishments, at shopping malls, and at events such as trade shows, conventions, and street festivals. There are several limitations on consumer tastings of homemade products, including:

- The permit holder must provide the Commission a list of homemade products to be offered at the consumer tastings at least 24 hours before the start of the consumer tasting event. For a consumer tasting occurring on the premises of a retail ABC permittee, the home maker club must also provide this list to the permittee.
- Homemade products must be labeled with the maker's name and telephone number, the alcohol by volume, and the statement "Homemade product for consumer tasting."
- Each consumer is limited to six tasting samples containing one ounce of any homemade product made available for sampling at the consumer tasting, and the total amount of the tasting samples offered to and consumed by each consumer must not exceed six ounces in any calendar day.
- The permit holder or members of the permitted home maker club must not charge a consumer for any tasting sample or for entry to the consumer tasting.
- Each consumer participating in a consumer tasting must provide his or her name, telephone number, email address, and the date of the consumer tasting.

This section becomes effective October 1, 2024.

CURRENT LAW: Under current law, a permit is not required for an individual to make wine or malt beverages for the individual's own use, the use of the individual's family and guests, or use at organized exhibitions or competitions. At exhibitions and competitions, the judges must be members of a club dedicated to the home making of malt beverages and wine. These events may occur on the premises of a retail ABC permittee, but the area for consumption of homemade products must be segregated from the portion of the premises open to the general public. Homemade malt beverages and wine may not be offered for sale.

Kara McCraw
Director



Legislative Analysis
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