

H. B. No. 160
As Passed by the House

_____ moved to amend as follows:

In line 1 of the title, delete "section" and insert "sections 4303.041 and" 1
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In line 2 of the title, after "cream" insert "and increase the number of spirituous liquor bottles that a micro-distillery may sell to a customer" 3
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In line 3, delete "section" and insert "sections 4303.041 and" 6

After line 4, insert: 7

"Sec. 4303.041. (A) An A-3a permit may be issued to a distiller that manufactures less than one hundred thousand gallons of spirituous liquor per year. An A-3a permit holder may sell to a personal consumer, in sealed containers for consumption off the premises where manufactured, spirituous liquor that the permit holder manufactures, but sales to the personal consumer may occur only by an in-person transaction at the permit premises. The A-3a permit holder shall not ship, send, or use an H permit holder to deliver spirituous liquor to the personal consumer. 8
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"Distiller" means a person in this state who mashes, 18
ferments, distills, and ages spirituous liquor. 19

(B) (1) Except as otherwise provided in this section, no A- 20
3a permit shall be issued unless the sale of spirituous liquor 21
by the glass for consumption on the premises or by the package 22
for consumption off the premises is authorized in the election 23
precinct in which the A-3a permit is proposed to be located. 24

(2) Division (B) (1) of this section does not prohibit the 25
issuance of an A-3a permit to an applicant for such a permit who 26
has filed an application with the division of liquor control 27
before March 22, 2012. 28

(C) (1) An A-3a permit holder may offer for sale tasting 29
samples of spirituous liquor. The A-3a permit holder shall not 30
serve more than four tasting samples of spirituous liquor per 31
person per day. A tasting sample shall not exceed a quarter 32
ounce. Tasting samples shall be only for the purpose of allowing 33
a purchaser to determine, by tasting only, the quality and 34
character of the spirituous liquor. The tasting samples shall be 35
offered for sale in accordance with rules adopted by the 36
division of liquor control. 37

(2) An A-3a permit holder shall sell not more than ~~one and~~ 38
~~one half~~ three liters of spirituous liquor per day from the 39
permit premises to the same personal consumer. 40

An A-3a permit holder may sell spirituous liquor in sealed 41
containers for consumption off the premises where manufactured 42
as an independent contractor under agreement, by virtue of the 43
permit, with the division of liquor control. The price at which 44
the A-3a permit holder shall sell each spirituous liquor product 45
to a personal consumer is to be determined by the division of 46

liquor control. For an A-3a permit holder to purchase and then offer spirituous liquor for retail sale, the spirituous liquor need not first leave the physical possession of the A-3a permit holder to be so registered. The spirituous liquor that the A-3a permit holder buys from the division of liquor control shall be maintained in a separate area of the permit premises for sale to personal consumers. The A-3a permit holder shall sell such spirituous liquor in sealed containers for consumption off the premises where manufactured as an independent contractor by virtue of the permit issued by the division of liquor control, but the permit holder shall not be compensated as provided in division (A) (1) of section 4301.17 of the Revised Code. Each A-3a permit holder shall be subject to audit by the division of liquor control.

(D) The fee for the A-3a permit is two dollars per fifty-gallon barrel.

(E) The holder of an A-3a permit may also exercise the same privileges as the holder of an A-3 permit."

In line 73, delete "section" and insert "sections 4303.041 and"

In line 74, delete "is" and insert "are"

The motion was _____ agreed to.

SYNOPSIS 67

Bottle limits for micro-distilleries 68

R.C. 4303.041 69

Increases from two to four the number of 750 ml spirituous	70
liquor bottles that a micro-distillery may sell to a customer	71
per day.	72