

As Introduced

132nd General Assembly

Regular Session

2017-2018

H. B. No. 23

Representatives Patterson, Boggs

**Cosponsors: Representatives Ramos, Lepore-Hagan, Stein, West, Brenner,
O'Brien, Rogers, Ashford**

A BILL

To amend section 4303.05 of the Revised Code to 1
allow A-4 liquor permit holders to manufacture 2
and sell ice cream containing between one-half 3
of one per cent and six per cent of alcohol by 4
volume. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4303.05 of the Revised Code be 6
amended to read as follows: 7

Sec. 4303.05. (A) Permit A-4 may be issued to ~~a~~ either of 8
the following: 9

(1) A manufacturer to manufacture prepared highballs, 10
cocktails, cordials, and other mixed ~~drinks~~ beverages containing 11
not less than ~~four~~ one-half of one per cent of alcohol by volume 12
and not more than twenty-one per cent of alcohol by volume, and 13
to sell such products to wholesale and retail permit holders in 14
sealed containers only under such rules as are adopted by the 15
division of liquor control. The holder of such permit may import 16
into the state spirituous liquor and wine only for blending or 17

other manufacturing purposes under such rules as are prescribed 18
by the division. 19

(2) A manufacturer to manufacture ice cream containing not 20
less than one-half of one per cent of alcohol by volume but not 21
more than six per cent of alcohol by volume, and to sell those 22
products either for consumption on the premises where 23
manufactured or in sealed containers for consumption off the 24
premises where manufactured. For off-premises consumption 25
purposes, a manufacturer shall not knowingly sell more than four 26
pints of such ice cream to a customer in any calendar day. 27

No A-4 permit shall be issued to a manufacturer to sell 28
ice cream under division (A) (2) of this section unless the sale 29
of mixed beverages for both on- and off-premises consumption is 30
authorized in the election precinct in which the A-4 permit is 31
proposed to be located. 32

(B) The holder of ~~such an~~ A-4 permit may also purchase 33
spirituous liquor for manufacturing and blending purposes from 34
the holder of an A-3 permit issued by the division. The fee for 35
an A-4 permit is three thousand nine hundred six dollars for 36
each plant. 37

Section 2. That existing section 4303.05 of the Revised 38
Code is hereby repealed. 39