

As Introduced

**135th General Assembly
Regular Session
2023-2024**

S. B. No. 13

Senator Hoagland

A BILL

To enact section 4301.202 of the Revised Code to
allow a person to distill, serve, and ship
homemade spirituous liquor without a liquor
permit. 1
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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4301.202 of the Revised Code be
enacted to read as follows: 5
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Sec. 4301.202. (A) As used in this section: 7

(1) "Home distiller" means a person who distills homemade
spirituous liquor using a still. 8
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(2) "Homemade spirituous liquor" means spirituous liquor
that is distilled by an individual's own efforts via the use of
a still and not for commercial purposes. 10
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(3) "Sell" does not include giving away homemade
spirituous liquor free of charge in accordance with division (C)
of this section. 13
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(4) "Still" means an apparatus used for, or which is
capable of, distilling spirituous liquor. 16
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(B) A home distiller may distill homemade spirituous liquor without a permit issued under Chapter 4303. of the Revised Code if both of the following apply: 18
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(1) The home distiller does not sell homemade spirituous liquor or offer homemade spirituous liquor for sale. 21
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(2) The home distiller annually distills homemade spirituous liquor in either of the following amounts: 23
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(a) Not more than one hundred gallons if the home distiller's household has only one person who is twenty-one years of age or older; 25
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(b) Not more than two hundred gallons if the home distiller's household has two or more persons who are twenty-one years of age or older. 28
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(C) A home distiller may do all of the following: 31

(1) Use homemade spirituous liquor distilled by the home distiller for personal consumption; 32
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(2) Serve homemade spirituous liquor without a permit issued under Chapter 4303. of the Revised Code to the home distiller's family, neighbors, co-workers, and friends on private property located in this state; 34
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(3) Ship homemade spirituous liquor without a permit issued under Chapter 4303. of the Revised Code to the primary residence of the home distiller's family, neighbors, co-workers, and friends, provided such primary residence is located in this state. 38
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(D) Notwithstanding any provision of the Revised Code to the contrary, a home distiller may possess a still or any items used to operate a still to distill homemade spirituous liquor in 43
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accordance with this section.