

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Bill No. 2155, Page 1, Section A, Line 2, by inserting after all of said line the  
2 following:

3  
4 "311.201. 1. Any person who is licensed to sell intoxicating liquor [~~in the original package~~]  
5 at retail [~~as provided in subsection 1 of section 311.200~~] may sell from thirty-two to one hundred  
6 twenty-eight fluid ounces of draft beer to customers in containers filled by any employee of the  
7 retailer on the premises for consumption off such premises. Any employee of the licensee shall be  
8 at least twenty-one years of age to fill containers with draft beer.

9 2. No provision of law, rule, or regulation of the supervisor of alcohol and tobacco control  
10 shall be interpreted to allow any wholesaler, distributor, or manufacturer of intoxicating liquor to  
11 furnish dispensing or cooling equipment, or containers that are filled or refilled under subsection 1  
12 of this section, to any person who is licensed to sell intoxicating liquor in the original package at  
13 retail as provided in subsection 1 of section 311.200.

14 3. (1) Containers that are filled or refilled under subsection 1 of this section shall be affixed  
15 with a label or a tag that shall contain the following information in type not smaller than three  
16 millimeters in height and not more than twelve characters per inch:

17 (a) Brand name of the product dispensed;  
18 (b) Name of brewer or bottler;  
19 (c) Class of product, such as beer, ale, lager, bock, stout, or other brewed or fermented  
20 beverage;

21 (d) Net contents;  
22 (e) Name and address of the business that filled or refilled the container;

23 (f) Date of fill or refill;

24 (g) The following statement: "This product may be unfiltered and unpasteurized. Keep  
25 refrigerated at all times."

26 (2) Containers that are filled or refilled under subsection 1 of this section shall be affixed  
27 with the alcoholic beverage health warning statement as required by the Federal Alcohol  
28 Administration Act, 27 CFR Sections 16.20 to 16.22.

29 4. (1) The filling and refilling of containers shall only occur on demand by a customer and  
30 containers shall not be refilled by the retailer or its employee.

31 (2) Containers shall only be filled or refilled by an employee of the retailer.

32 (3) Containers shall be filled or refilled as follows:

33 (a) Containers shall be filled or refilled with a tube as described in subdivision (4) of this  
34 subsection and:

35 a. Food grade sanitizer shall be used in accordance with the Environmental Protection  
36 Agency registered label use instructions;

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1           b. A container of liquid food-grade sanitizer shall be maintained for no more than ten malt  
2 beverage taps that will be used for filling and refilling containers;

3           c. Each container shall contain no less than five tubes that will be used only for filling and  
4 refilling containers;

5           d. The container shall be inspected visually for contamination;

6           e. After each filling or refilling of a container, the tube shall be immersed in the container  
7 with the liquid food-grade sanitizer; and

8           f. A different tube from the container shall be used for each filling or refilling of a  
9 container; or

10          (b) Containers shall be filled or refilled with a contamination-free process and:

11           a. The container shall be inspected visually for contamination;

12           b. The container shall only be filled or refilled by the retailer's employee; and

13           c. The filling or refilling shall be in compliance with the Food and Drug Administration  
14 Code 2009, Section 3-304.17(c).

15          (4) Containers shall be filled or refilled from the bottom of the container to the top with a  
16 tube that is attached to the malt beverage faucet and extends to the bottom of the container or with a  
17 commercial filling machine.

18          (5) When not in use, tubes to fill or refill shall be immersed and stored in a container with  
19 liquid food-grade sanitizer.

20          (6) After filling or refilling a container, the container shall be sealed as set forth in  
21 subsection 1 of this section."; and

22  
23 Further amend said bill by amending the title, enacting clause, and intersectional references  
24 accordingly.