HOUSE DOCKET, NO. 3177 FILED ON: 1/21/2011

HOUSE . . . . . No. 2701

The Commonwealth of Massachusetts

PRESENTED BY:

William Smitty Pignatelli

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An act regulating the sale of malt liquor.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
William Smitty Pignatelli	*4th Berkshire*

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HOUSE . . . . . No. 2701

By Mr. Pignatelli of Lenox, a petition (accompanied by bill, House, No. 2701) of William Smitty Pignatelli relative to regulating the sale of malt liquor. Consumer Protection and Professional Licensure.

The Commonwealth of Massachusetts

An act regulating the sale of malt liquor.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Chapter 138 of the General Laws is hereby amended by inserting at the end of Section 15 the following subsection:-

(a) Notwithstanding any general or special law to the contrary, any licensee with or without an onsite brewery and holding a valid license for on- or off-premise consumption of malt beverages shall have the right to sell malt beverages for off-premise consumption, provided however, that all malt liquor shall be dispensed in bottles from 32 ounces to 64 ounces in volume; provided further that a deposit may be charged per bottle; and provided, further, that the bottle in which the malt liquor is dispensed shall be sealed by the licensee and shall abide by all federal and state standards for appropriate warnings and labels; and provided, further, that all sales of malt liquor from the vendor for off-premise consumption shall be accompanied by a sales receipt with a time stamp that indicates time of purchase; and provided, further, that malt liquor dispensed in accordance with this subsection must be consumed off the premises; and provided, further, that sales of malt liquor in accordance with this subsection may be made during normal business hours but not be made after 10:00pm and shall be limited to two per customer.