

By: Simpson

To: Ways and Means

## HOUSE BILL NO. 1296

1 AN ACT TO AMEND SECTION 67-3-28, MISSISSIPPI CODE OF 1972, TO  
2 INCREASE FROM FOUR PERCENT TO FIVE PERCENT THE PERCENT OF ALCOHOL  
3 BY WEIGHT THAT CAN BE CONTAINED IN BEER AND LIGHT WINE  
4 MANUFACTURED AND SOLD BY BREWPUBS; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 SECTION 1. Section 67-3-28, Mississippi Code of 1972, is  
7 amended as follows:

8 67-3-28. (1) Any person desiring to engage in business as a  
9 brewpub shall file with the commissioner, along with the  
10 application required by Section 67-3-17, Mississippi Code of 1972,  
11 a certificate issued by a licensed testing laboratory indicating  
12 that such laboratory has tested a sample of the applicant's beer  
13 or light wine, or both, and that the alcohol content of such  
14 sample does not exceed five percent (5%) by weight.

15 (2) Every brewpub shall be required to submit to random  
16 testing by the commissioner to determine whether any beer or light  
17 wine being manufactured, sold, kept, stored or secreted by the  
18 license holder contains an alcohol content greater than five  
19 percent (5%) by weight. The commissioner shall establish and  
20 administer testing standards and procedures to be used in such  
21 random testing. The brewpub licensee shall be responsible for all  
22 costs incurred by the commissioner in conducting random testing  
23 under this section.

24 SECTION 2. This act shall take effect and be in force from  
25 and after July 1, 2000.