

This Week at the State House

March 3 – 7, 2008

SC Beer Wholesalers Association

March 7, 2008

New Alcohol Introductions: Industry-Related Legislation

No new alcohol bills introduced.

Actions on Alcohol Bills:

H.4348 – Rep. Hagood's Firefly Vodka Bill passed the House this week. Lobbyists for the liquor wholesalers and retail liquor stores agreed to an amendment to change the definition and delete the second location for the tastings and sale of spirits under this bill. The House adopted the bill, as amended, and the bill will be sent to the Senate where it will be referred to Sen. McConnell's Judiciary Committee.

The bill **DELETES from the current law: No manufacturer may own or operate more than one plant, establishment, or place of business for the manufacture of alcoholic liquors in any one county of this State, nor may he permit the drinking of alcoholic liquors on his premises.**

The bill **ADDS:**

A holder of a valid manufacturer's license issued by the State may:

- (1) manufacture, distill, rectify, blend, brew, ferment, and bottle alcoholic liquors with an alcohol content greater than seventeen percent;
- (2) sell these alcoholic liquors produced pursuant to item (1) to a wholesaler licensed by the State and **transport these alcoholic liquors produced pursuant to item (1) out of state for sale outside of the State;**
- (3) **permit tasting of the alcoholic liquors produced pursuant to item (1) and offered for retail sale at the onsite-licensed premises."**

There are NO restrictions on the amount to be tasted, the hours for tastings, and no requirement that the liquor must be produced at that location. There are no provisions for collecting excise taxes either.

SALE OF LIQUOR ON ELECTION DAY – The House Judiciary Committee gave a favorable report to **H. 4585** – that will allow the retail sale of liquor on statewide election days. Currently, beer and wine are sold at on-premises and off-premises locations on general election days, but liquor is only sold at on-premises locations. This bill would allow liquor stores to sell liquor on general election days. The bill is on the House calendar.

A Senate Judiciary Subcommittee gave a favorable report to the companion bill, **S.1069** to allow liquor sales on election days. The bill will be on the next Senate Judiciary full Committee agenda.

DUI – H.3496 The House Conferees were appointed today: Reps. GM Smith, Weeks and Talley. The Senate will appoint their Conferees next week.

IMMIGRATION REFORM – S.392 is in Conference Committee. The Conferees met once this week and are scheduled to meet again Tuesday morning prior to Session.

See *Capitol Columbia* for other legislative activities and actions this week.

*****BEER WHOLESALERS IMPORTANT DATES TO REMEMBER*****

SCBWA Board of Directors Meeting – March 12, 2008 – 10:00, SCBWA Office – Columbia

Legislative Dinner for House LCI Committee - April 15, 2008 - SCBWA, Columbia

ALSO, ...don't forget the ANNUAL SCBWA LEGISLATIVE RECEPTION: May 6, 2008

SCBWA ANNUAL CONVENTION: JULY 27 – 29, at the Sanctuary at Kiawah

Please mark your calendars and plan to attend.

Please note the following lists show the legislation that we are working in behalf of the S.C. Beer Wholesalers Association.

Senate Bill Status Report as of Thursday, March 6, 2008 Prepared For SC Beer Wholesalers Association

-----|----- Senate Action -----|----- House Action -----|

Bill	Relating To	1st Read	Comm	2nd Read	3rd Read	1st Read	Comm	2nd Read	3rd Read	Comments
S.0024	Const Amd - Initiative Petition	1/9/2007								SJud
S.0027	Truth In Advertising	1/9/2007								SLCI
S.0028	Right to Work/Labor Union Member	1/9/2007								SLCI
S.0031	Federal Defense Facility Redevelopment Authority	1/9/2007								SFC
S.0035	Suspend Motor Fuels User Fees Thru 9/30/07	1/9/2007								SFC
S.0050	Scale of Alcohol/Local Ordinances	1/9/2007								SJud
S.0055	Replace 5% POS Tax w/ 66/Liter Wholesale Tax	1/9/2007								SJud
S.0057	Municipality/Initiative Petition	1/9/2007								SJud
S.0066	Prohibit Sale of Alcohol to Minors	1/9/2007				2/20/2007		2/21/2007	2/22/2007	HJud
S.0096	Prohibit Sale, Possession of Alcohol Vapor Devices	1/9/2007				2/8/2007		2/13/2007	2/14/2007	HJud
S.0119	State Spending Limit/5% Annual Increase	1/9/2007								SJud
S.0121	Sale of Lottery Tickets on Election Days	1/9/2007				3/6/2007		3/7/2007	3/8/2007	W&M
S.0122	Fatal Vehicle Crash/Mandatory BAC Test	1/9/2007								SJud
S.0156	Ratify Const Amd/Legislative Session	1/9/2007				1/18/2007		1/23/2007		HJud 4/18/2007 4/19/2007 Act No. 13
S.0179	Move Workers Comp To Ins Commission	1/9/2007								SJud
S.0211	Watercraft Gambling Act	1/9/2007								STrans
S.0213	Prevention of Underage Drinking/Access Alc Act	1/9/2007				3/8/2007		3/8/2007		HJud 5/31/2007 6/1/2007 Act No. 103
S.0219	DUI-2/Publish Photograph	1/9/2007				3/8/2007				SJud
S.0249	Sunday Liquor License Fee Study Com	1/9/2007								SJud
S.0332	Workers Comp Claim Restrictions	1/24/2007				4/5/2007		4/10/2007		HLCI 5/16/2007 5/17/2007 Act No. 111
S.0333	Req Monitoring Devices/Second Alc Offenses	1/24/2007				3/5/2008				SJud
S.0344	Req Wkrs Comp Ins File LCM w/DOI	1/25/2007				SBI 4/4/2007		4/5/2007	4/10/2007	HLCI
S.0382	Wkrs Comp/Perm Disabled Empl/Life Benefits	1/31/2007								SJud
S.0383	Wkrs Comp/Weekly Pymts During Appeal	1/31/2007								SJud
S.0384	Wkrs Comp/Right To Select Physician	1/31/2007								SJud
S.0385	Wkrs Comp Award/2-Year Review	1/31/2007								SJud
S.0386	Wkrs Comp/Actions Against Employers	1/31/2007								SJud
S.0387	Wkrs Comp Avg Weekly Wage Inclusions	1/31/2007								SJud
S.0388	Wkrs Comp/Voc Rehab Due To Radiation Exposure	1/31/2007								SJud
S.0390	Wkrs Comp/Employees Rights & Remedies	2/1/2007								SJud
S.0410	Wkrs Comp/Lower-Tier Contractors	2/7/2007								SJud
S.0412	SC Ins Accountability, Reorg & Relief Act	2/7/2007								SBI
S.0432	Beer Brand Transfers	2/13/2007								SJud

S.0453 Fin Identity Fraud & Identity Theft Protection Act 2/15/2007 SW/O R 2/21/2007 2/22/2007 2/27/2007 HJud
 2/7/2008 2/8/2008 Recalled 5/3/2007
 S.0472 Ignition Interlock Devices/Impaired Driving Viol 2/21/2007 STrans 2/20/2008 Sent to S-Jud 3/27/2007
 S.0485 DUI Reform 2/22/2007 SJud
 S.0509 Cap Ins Co/Self-Fund Wkrs Comp 2/28/2007 SBI
 S.0521 Qlty Production of Mfd Products Inspection Prog 3/1/2007 SLCI
 S.0541 Hatley's Law/Motor Vehicle Immobilization 3/7/2007 SJud
 S.0550 B/W/L Permits/Applications, Protests, Defs 3/7/2007 SJud
 S.0563 Fraudulent Checks/Payments - Dismiss Charges 3/13/2007 SBI
 S.0569 DUI/DUS Habitual Offenders 3/13/2007 SJud
 S.0570 Ban Scanbacks 3/13/2007 SJud
 S.0578 DOR Protest Beer/Wine/Liquor Permit 3/14/2007 SW/O R 3/15/2007 3/20/2007 3/21/2007 HJud
 S.0582 SC Wkrs Comp Guaranty Assn/Cap Ins Act 3/15/2007 SBI
 S.0640 Hold Agencies Harmless/Liquor Tax Rev Shortfall 4/4/2007 SFC
 S.0656 Unprepared Food Sales Tax Phase-Down 4/5/2007 SFC 4/26/20 5/1/2007 W&M 6/6/2007 6/7/2007 Act No. 115
 S.0745 Allow Some Selling Of Nonalc Items W/ Alc Liq 5/9/2007 SJud
 S.0784 Continuing Budget Resolution 5/23/2007 SFC 5/24/2007 5/25/2007 5/29/2007 HW/O 5/31/2007 6/1/07 Act 120
 S.0880 Commercial Drivers/Alc Confirmation Test 1/8/2008 STrans
 S.0921 Req Fire Sprinklers In All Commercial Bldgs 1/8/2008 SLCI
 S.0951 Rev Distr Basis/Alc Liq Sales Tax Revenue 1/8/2008 SFC 2/7/2008 2/12/2008 2/12/2008 W&M
 S.0975 Cigarette Tax Increase/Health Care Fund 1/10/2008 SFC
 S.0987 Boating Code Revision/BUI's 1/15/2008 SFGF
 S.1014 State Budget & Control Board Reform Act 1/22/2008 SJud
 S.1048 Sunday Sales Of Wine/Exceptions 1/30/2008 SJud
 S.1069 Allow Liquor Sales On Election Days 2/5/2008 SJud
 S.1073 Allow Alc Purchase/Military Under 21 2/5/2008 SJud
 S.1159 Alcohol Underage Compliance Testing 2/27/2008 SJud
 S.1162 Set State Appropriation Spending Limit 2/27/2008 SFC

House Bill Status Report as of Thursday, March 6, 2008 Prepared For SC Beer Wholesalers Association

-----|----- House Action -----|----- Senate Action -----|

Bill Relating To 1st Read Comm 2nd Read 3rd Read 1st Read Comm 2nd Read 3rd Read Comments
 H.3012 LOP Sales Tax/Exempt Groceries 1/9/2007 W&M
 H.3018 Transfer of Alcohol to Minor 1/9/2007 HJud
 H.3046 SC Common Sense Consumption Act 1/9/2007 HJud
 H.3051 Abby's Law 1/9/2007 HJud
 H.3064 Ratify Const Amd/Property Tax Assessment 1/9/2007 W&M
 H.3088 Alcohol Offense/PTI/SCDL Suspension 1/9/2007 HJud
 H.3105 School Start Date 1/9/2007 ED&PW
 H.3119 Clean Indoor Act Revision/Ban Smoking 1/9/2007 HJud
 H.3138 Prvntn of Underage Drinking/Access to Alc Act 1/9/2007 HJud
 H.3148 SC Immigration Compliance Act of 2008 1/9/2007 HJud
 H.3151 Create/Head & Spinal Cord Injury Trust 1/9/2007 3M
 H.3152 Sm Business Hlth Ins Premium Assistance Act 1/9/2007 W&M
 H.3163 Establish a State Minimum Wage 1/9/2007 W&M
 H.3165 Gross Intoxication/Penalty Increases 1/9/2007 HJud
 H.3176 Alc On-Premise/Allow 1 All-Day Happy Hour 1/9/2007 HJud 5/22/2007 5/23/2007 5/23/2007 SJud
 H.3193 Const Amd/Initiative Petition 1/9/2007 HJud
 H.3196 Vidoe Tape DUI Suspect 1/9/2007 HJud
 H.3199 ATM Safety Act 1/9/2007 HJud 2/8/2007 2/13/2007 2/14/2007 SJud 3/29/2007 4/3/2007 Act No. 72
 H.3201 Poker as Recreational Activity 1/9/2007 HJud
 H.3218 Beer Brand Transfers 1/11/2007 HLCI 3/8/2007 3/9/2007 3/13/2007 SJud 4/5/2007 4/6/2007 Act. No. 14
 H.3249 Procedures for Promulgating Regulations 1/16/2007 HJud 3/7/2007 3/8/07 SJud 5/24/2007 5/29/2007 Act No. 104
 H.3250 Incr Penalty/Providing Tobacco Products to Minors 1/16/2007 W&M
 H.3253 Illegal to Smoke in Car w/Child 1/16/2007 HJud

H.3277 Ignition Interlock Devices 1/17/2007 HJud
 H.3295 Limit On Gen Fund Approp 1/17/2007 W&M 2/15/2007 2/16/2007 2/20/2007 SFC
 H.3297 House Rules Changes 1/17/2007 HW/O R 1/17/2007 1/17/2007
 H.3301 Establish/Crimes of Vehicular Homicide 1/17/2007 HJud
 H.3314 Addt'l Motor Fuels User Fee & Road Tax 1/18/2007 W&M
 H.3344 DUI 1st Offense/Ignition Breath Analyzer Rqmt 1/24/2007 HJud
 H.3372 BAT Bill 1/30/2007 W&M 4/24/2007 4/25/2007 4/25/2007 SFC
 H.3389 Const Amd/General Reserve Fund Deposits 1/30/2007 W&M
 H.3435 Confiscate MV/DUI Conviction 2/6/2007 HJud
 H.3457 Revocation & Suspension of Beer & Wine Permits 2/7/2007 HJud 5/3/2007 SJud 6/6/2007 6/7/2007 Act No. 107
 H.3483 No Temp B/W Permits/HS Events 2/8/2007 HJud
 H.3490 Create Alcohol Education Program Act 2/8/2007 HJud 2/28/2007 3/1/207 SJud 5/17/2007 5/22/2007 Act No. 35
H.3496 DUI Code Revision 2/13/2007 HJud 5/16/2007 5/17/20 SJud 2/20/2008 2/21/2008 Conference Committee
 H.3524 Prohibit Scan-Back Rebates/Alc Bev 2/14/2007 HJud
 H.3529 Req Ins Verif/ABL Permits 2/14/2007 HJud
 H.3562 Health Communities Capacity Act 2/21/2007 W&M
 H.3567 Cigarette Tax Increase 2/21/2007 W&M 4/25/2007 5/1/2007 5/2/2007 SFC
 H.3574 Def/Index of Taxpaying Ability 2/22/2007 W&M
 H.3615 Loc Gov't Fiscal Accountability & Fairness Act 3/1/2007 W&M
 H.3616 Crim Penalties/Firing For Wkrs Comp Claim 3/1/2007 HJud
 H.3624 Increase Alcohol Content of Beer To 14% 3/1/2007 HJud 4/18/2007 4/19/2007 4/19/2007
 H.3634 Kelli's Law/Breathalyzer in HP Vehicle 3/6/2007 HJud
 H.3639 County or Municipality Prohibit Smoking 3/6/2007 HJud
 H.3648 Allow Counties Impose MV Fuel User Fee 3/6/2007 W&M
 H.3659 DAODAS Funding/Liquor Rev Shortfall 3/7/2007 W&M 4/207 4/25/2007 SFC 5/22/2007 5/23/2007 Act No. 36
 H.3670 Repeal Corporate Inc Tax 3/8/2007 W&M
 H.3671 Repeal Corporate License Tax 3/8/2007 W&M
 H.3673 Sub Cigarette Tax Incr For Food Tax 3/8/2007 W&M
 H.3679 Change Adult Business Regulation Method 3/8/2007 HJud
 H.3703 Alcohol Monitoring Device/DUI 2 or More 3/13/2007 HJud
 H.3709 State Hwy Fund/Appropriate Funds 3/14/2007 W&M
 H.3747 Temporary B/W/L On-Premise License 3/20/2007 HJud
 H.3783 Reduce Biennial License Fee/Mfrs Of Alc Liquors 3/27/20/2007 5/1/2007 SFC 5/23/2007 5/24/2007 Act No. 96
 H.3799 Workers Compensation Reform 3/27/2007 HLCI
 H.3801 Biennial State Budgets/Zero-Base Budgeting 3/27/2007 W&M
 H.3827 Allow Sale Of Alcoholic Liquors/Election Days 3/29/2007 HJud
 H.3896 Fee in Lieu of Property Taxes 4/17/2007 W&M
 H.3961 Wkrs Comp/Appeals & Awards 4/24/2007 HJud
 H.3962 Wkrs Comp/Change Definitions 4/24/2007 HJud
 H.3963 Wkrs Comp/Employee Rights & Remedies 4/24/2007 HJud
 H.3965 Wkrs Comp/Award For Change In Condition 4/24/2007 HJud
 H.3966 Wkrs Comp/Right to Compensation 4/24/2007 HJud
 H.4060 Req DOR Hold Local Hearings/B/W/L Permits 5/9/2007 HJud
 H.4274 Active Duty Military /Underage Drinking Exemption 6/20/2007 HJud
 H.4345 State Revenue Appeals Procedure 1/8/2008 HJud 3/4/2008 3/5/2008 3/5/2008 SFC
H.4348 Liquor Manufacturers/Tastings/Retail Sales 1/8/2008 HJud 3/6/2008 3/7/2008
 H.4363 DMV Revisions 1/8/2008 HJud 2/12/2008 2/13/2008 2/13/2008 SJud
 H.4373 DUI Per Se 1/8/2008 HJud
 H.4410 Allow Drive-Thru B/W/L Sales 1/8/2008 HJud
 H.4487 Appropriations/Spending Limits 1/16/2008 W&M
 H.4488 Budget Amendments/Funding 1/16/2008 W&M
 H.4490 Budget Amendments/Offset Appro 1/16/2008 HRules
 H.4540 Reinstatement Of Permanently Revoked DL's 1/23/2008 HJud
 H.4585 Allow Liquor Sales On Election Day 1/29/2008 HJud Favorable Report 3/5/2008
 H.4623 Est Zero-Base Budget & Agency Evaluation Com 1/31/2008 W&M

H.4627 Alc Liq Excise Tax/Amt To St Agencies 1/31/2008 W&M
H.4660 Bldg Inspections/B & W Retail Locations 2/6/2008 HJud
H.4675 Allow >17% Alc Beer Sales/Tasting/Brewing 2/12/2008 HJud
H.4782 Repeal B/W Wholesaler Territory Restrictions 2/28/2008 HJud
H.4784 Increase Sales Tax 1-Cent/Offset Prop Taxes 2/28/2008 W&M
H.4800 2008-2009 State Appropriations Bill 3/4/2008 HW/O R
H.4801 2008-2009 Capital Reserve Fund Appropriations 3/4/2008 HW/O R

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