

HOUSE BILL 2987

By Haynes

AN ACT to amend Tennessee Code Annotated, Section 57-1-111; Title 57, Chapter 3; Section 57-2-101; Section 57-4-101 and Section 57-4-203, relative to alcoholic beverages.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-2-101(a), is amended by deleting the language "with alcohol content of five percent (5%) or less" and substituting instead the language "with alcohol content of five percent (5%) by weight or less".

SECTION 2. Tennessee Code Annotated, Section 57-3-604(1), is amended by deleting the language "57-3-203".

SECTION 3. Tennessee Code Annotated, Title 57, Chapter 3, Part 2, is amended by adding the following as a new section thereto:

57-3-220.

(a) Any individual who has been stationed outside the United States while serving as a member of the armed forces of the United States or a member of a reserve or Tennessee national guard unit may apply to the commission for a one-time license allowing such individual to ship any wine such individual has purchased while residing outside the United States to this state.

(b) Each individual applying for a license under this section shall pay to the commission a one-time nonrefundable fee of one hundred dollars (\$100). Each individual shall also pay the appropriate taxes required pursuant to § 57-3-302.

(c) The commission shall create a form for issuing a license under this section. The form shall contain any information the commission deems necessary for allowing shipment under this section and for ensuring the individual pays the appropriate taxes.

(d) Any individual who ships wine pursuant to this section is prohibited from reselling any wine shipped to this state.

SECTION 4. Tennessee Code Annotated, Section 57-3-608, is amended by deleting such section in its entirety.

SECTION 5. Tennessee Code Annotated, Section 57-3-202, is amended by deleting subsection (e).

SECTION 6. Tennessee Code Annotated, Section 57-1-111, is amended by deleting subsection (a).

SECTION 7. Tennessee Code Annotated, Section 57-4-203(i)(1)(A), is amended by deleting the word "It" and by substituting instead the language "Except with respect to a caterer licensed under this chapter, it".

SECTION 8. Tennessee Code Annotated, Section 57-4-203(i)(3), is amended by adding the following language at the end of the subdivision:

Nothing in this subdivision or chapter shall be interpreted to require a person who holds a valid caterer license under this chapter to also be licensed as a restaurant or hotel.

SECTION 9. This act shall take effect upon becoming a law, the public welfare requiring it.