



*Synopsis of Senate Committee Amendments**

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Legislative Service Commission

Sub. H.B. 371

124th General Assembly
(S. Agriculture)

Changes the definition of "beer" from meaning "beer, ale, porter, stout, and other similar fermented beverages, including sake or similar products, of any name or description, that contain one-half of one per cent or more, but not more than 12%, of alcohol by volume and that are brewed or produced from malt, wholly or in part, or from any product used as a substitute for malt" to including "all beverages brewed or fermented wholly or in part from malt products and containing one-half of one per cent or more, but not more than 12%, of alcohol by volume."

Adds wine and mixed beverages to the items that are excluded from the definition of "food" in the Sales Tax Law, thus subjecting them to the sales tax.

Adds a provision allowing a D-8 permit to be issued to the holder of a C-1, C-2, or C-2x permit only if the premises of the permit holder are located in a precinct, or at a particular location in a precinct, in which the sale of beer, wine, or mixed beverages is permitted for consumption off the premises where sold, and specifies that sales under a D-8 permit are not affected by whether sales for consumption on the premises where sold are permitted in the precinct or at the particular location where the D-8 premises are located.

Eliminates the quotas for D-5f permits that limit the total number of permits to 15 and the per-county number to two.

Requires suppliers of wine that is bottled outside Ohio and intended for sale in this state to furnish invoice information to the Tax Commissioner, requires the information to be open to public inspection, and exempts the information from the prohibition against the release of certain tax information by the Department of Taxation.

Adds to the D-5k permit created in the House-passed version, which allows for the sale by a botanical garden of beer and intoxicating liquor for consumption on the

* This synopsis does not address amendments that may have been adopted on the Senate floor.

premises where sold, a specification that the botanical garden must be recognized by the American Association of Botanical Gardens and Arboreta.

H0371.124/ss

06/18/02

