

**HOUSE . . . . . No. 2701**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***William Smitty Pignatelli***

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*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 adoption of the accompanying bill:

An act regulating the sale of malt liquor.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>William Smitty Pignatelli</i>	<i>4th Berkshire</i>	<i>1/21/2011</i>

**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**

**In the Year Two Thousand Eleven**

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:*

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

3 (a) Notwithstanding any general or special law to the contrary, any licensee with or  
4 without an onsite brewery and holding a valid license for on- or off-premise consumption of malt  
5 beverages shall have the right to sell malt beverages for off-premise consumption, provided  
6 however, that all malt liquor shall be dispensed in bottles from 32 ounces to 64 ounces in  
7 volume; provided further that a deposit may be charged per bottle; and provided, further, that the  
8 bottle in which the malt liquor is dispensed shall be sealed by the licensee and shall abide by all  
9 federal and state standards for appropriate warnings and labels; and provided, further, that all  
10 sales of malt liquor from the vendor for off-premise consumption shall be accompanied by a  
11 sales receipt with a time stamp that indicates time of purchase; and provided, further, that malt  
12 liquor dispensed in accordance with this subsection must be consumed off the premises; and  
13 provided, further, that sales of malt liquor in accordance with this subsection may be made

14 during normal business hours but not be made after 10:00pm and shall be limited to two per  
15 customer.