

Subject Open wholesaling law
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Overview

H.F. 2767 would make changes to Minnesota's open wholesaling law, which requires importers to make imported intoxicating liquor available to all wholesalers and manufacturers in the state on an equal basis. Wine and malt liquor, and certain distilled spirits are currently exempted from this requirement. This bill would effectively impose the open wholesaling requirement on all importers and in-state producers of distilled spirits.

Summary

| Section | Description |
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| 1 | Nondiscriminatory sales. Imposes the requirement that only importers must make intoxicating liquor available for sale to wholesalers and manufacturers by imposing the requirement on in-state producers of intoxicating liquor. |
| 2 | Prohibited practices. Makes conforming changes to the provision of law describing practices that are failures to offer liquor for sale on an equal basis due to the change in section 1. |
| 3 | Exceptions. Removes the exceptions to the open wholesaling law for all distilled spirits. Under the proposed change, only wine and malt liquor would qualify for the exception. Under current law, both wine and malt liquor qualify, but certain distilled spirits also qualify if the imported spirits are either (1) further distilled, refined, rectified, or blended in Minnesota, and bottled and labeled in Minnesota with the importer's own labels, or (2) only offered for sale in Minnesota. |