

AMENDED IN SENATE MAY 28, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 893

Introduced by Assembly Member Mark Stone
(Coauthors: Assembly Members Levine, Maienschein, and McCarty)

February 26, 2015

An act to add Section 25203.5 to the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

AB 893, as amended, Mark Stone. Beer: labels.

The Alcoholic Beverage Control Act imposes various requirements relating to the labels and containers of alcoholic beverages sold within the state, including a requirement that every manufacturer or bottler of beer whose beer is sold within the state file with the Department of Alcoholic Beverage Control the brand name or names under which the beer is sold or labeled, as provided. The act provides that a violation of its provisions is a misdemeanor if not otherwise specified.

This bill would prohibit beer from being imported into, or sold within, this state unless the label for that beer is first filed with the department, in accordance with any rules and regulations of the department, and would provide that a violation of this provision does not subject the licensee to civil or criminal provisions pursuant to the act.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 25203.5 is added to the Business and
2 Professions Code, to read:

3 25203.5. (a) Beer shall not be imported into, or sold within,
4 this state unless the label for that beer is first filed with the
5 department, in accordance with any rules and regulations of the
6 department.

7 (b) The department may accept the filing of labels by any means
8 it determines are appropriate, including filing by mail or electronic
9 filing. ~~For the purpose of insuring~~ *To ensure* consistency in the
10 filings, the department may promulgate guidelines by rules and
11 regulations establishing the label information it deems necessary.
12 The adoption of these rules and regulations shall not be subject to
13 Chapter 3.5 (commencing with Section 11340) of Part 1 of Division
14 3 of Title 2 of the Government Code.

15 (c) The department may elect to waive all or part of any fees
16 paid or incurred by licensees in filing labels as required pursuant
17 to this part.

18 (d) A violation of this section shall not subject the licensee to
19 any civil or criminal penalties pursuant to this division.

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