

STATE OF TENNESSEE

PUBLIC CHAPTER NO. 395

HOUSE BILL NO. 1583

By Representatives Fraley, Matheny, Odom

Substituted for: Senate Bill No. 1307

By Senator Tracy

AN ACT to amend Tennessee Code Annotated, Title 57, Chapter 2 and Title 57, Chapter 3, relative to alcoholic beverages.

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

SECTION 1. Tennessee Code Annotated, Section 57-3-101(a), is amended by adding the following as a new, appropriately designated subdivision:

() "Gift" means and includes the unauthorized distribution of alcoholic beverages by a licensee for which no payment is expected or received; provided, however, that it does not include any such transaction between a licensee and its employee(s) in the normal course of employment or depletions from a licensee's inventory related to routine business or marketing purposes where all applicable taxes have been paid;

SECTION 2. Tennessee Code Annotated, Section 57-3-101(a)(16), is amended by adding the following language at the end of the subdivision:

provided, however, that it does not include any transaction between a licensee and its employee(s) in the normal course of employment for which no payment is expected or received or depletions from a licensee's inventory related to routine business or marketing purposes where all applicable taxes have been paid;

SECTION 3. Tennessee Code Annotated, Section 57-3-204(g), is amended by changing the period at the end of the first sentence of subsection (g) to a semi-colon and adding the following language:

provided, however, that where such alcoholic beverages are not intended for resale a manufacturer may make complimentary distributions as allowed by § 57-3-404 and on a periodic basis to its employee(s) in the normal course of employment and to others not licensed under this chapter for routine business or marketing purposes.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 26, 2009



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 9th day of June 2009



PHIL BREDESEN, GOVERNOR