

FIRST REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 450

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MEINERS.

Read 1st time February 3, 2005 and copies ordered printed.

Read 2nd time February 7, 2005 and referred to the Committee on Local Government February 10, 2005.

Reported from the Committee on Local Government March 10, 2005 with recommendation that House Committee Substitute for House Bill No. 450 Do Pass by Consent. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

Reported from the Committee on Rules March 14, 2005 with recommendation that House Committee Substitute for House Bill No. 450 Be Returned to the Committee of Origin.

Reported from the Committee on Local Government March 15, 2005 with recommendation that House Bill No. 450 Do Pass by Consent. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

Reported from the Committee on Rules March 17, 2005 with recommendation that House Bill No. 450 Do Pass by Consent with no time limit for debate.

Perfected by Consent April 1, 2005.

STEPHEN S. DAVIS, Chief Clerk

0929L.01P

AN ACT

To amend chapter 311, RSMo, by adding thereto one new section relating to wine.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 311, RSMo, is amended by adding thereto one new section, to be
2 known as section 311.101, to read as follows:

311.101. 1. Notwithstanding any other provision of law, it shall not be unlawful for
2 **the owner, operator, or employees of a restaurant bar, as defined in section 311.097, to**
3 **allow patrons to carry out one or more bottles of unfinished wine, nor shall it be unlawful**
4 **for patrons of such restaurant bar to carry out one or more bottles of unfinished wine**
5 **under the following conditions:**

6 (1) **The patron must have ordered a meal;**

7 (2) **The bottle or bottles of wine must have been at least partially consumed during**
8 **the meal;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

9 **(3) The restaurant bar must provide a dated receipt for the unfinished bottle or**
10 **bottles of wine; and**

11 **(4) The restaurant bar must securely reseal the bottle or bottles of wine and place**
12 **them in one or more one-time-use, tamper-proof, transparent bags and securely seal the**
13 **bags.**

14 **2. Notwithstanding any other provision of law, no person who transports one or**
15 **more bottles of unfinished wine which came from a restaurant bar under the circumstances**
16 **described in subsection 1 of this section, in a vehicle, shall be considered to have violated**
17 **any state law or local ordinance regarding open containers in vehicles so long as such**
18 **person has in his or her possession the dated receipt from the restaurant bar and the bottle**
19 **or bottles of wine remain in the restaurant bar furnished, one-time-use, tamper-proof,**
20 **transparent bags with the seals intact.**