

**HOUSE . . . . . No. 79**

Accompanying the fourteenth recommendation of the State Treasurer and Receiver General (House, No. 65). Consumer Protection and Professional Licensure.

**The Commonwealth of Massachusetts**

In the Year Two Thousand and Nine.

AN ACT FURTHER DEFINING TYPES OF ALCOHOLIC BEVERAGES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 1 of chapter 138 of the General Laws, as appearing in the 2000 Official  
2 Edition, is hereby amended by inserting after the definition of "Farmer-winery" the following  
3 definition:—

4 "Flavored malt beverages", any malt beverages that contain natural flavoring materials  
5 containing fruits, flowers, herbs, vegetables, plants or pure juices therefrom, or containing  
6 extracts derived from infusions, percolations, or maceration of such materials, that contain  
7 alcohol primarily obtained as the result of fermentation and that derive not more than one-half of  
8 one per cent of their overall alcohol content by weight from alcohol added through the use of  
9 such flavoring materials.

10 SECTION 2. Section 1 of chapter 138 of the General Laws, as appearing in the 2000 Official  
11 Edition, is hereby amended by inserting in the definition of "Malt beverages" after the word  
12 "weight" the following words:— and shall include flavored malt beverages as defined in this  
13 section.