

HOUSE BILL NO. HB0144

Beer keg registration.

Sponsored by: Representative(s) Gingery and Senator(s)
Aullman

A BILL

for

1 AN ACT relating to alcoholic beverages; providing standards
2 for identification of beer kegs; requiring licensees to
3 maintain records of sales of beer kegs; providing for
4 criminal offenses and for penalties; and providing for an
5 effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 12-2-501 through 12-2-505 are created
10 to read:

11

12 ARTICLE 5

13 BEER KEG REGISTRATION

14

15 **12-2-501. Definition.**

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1 As used in this article "beer keg" means any brewery
2 sealed, single container that contains not less than seven
3 (7) gallons of malt beverage.

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5 **12-2-502. Sale of beer kegs.**

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7 No licensee shall sell beer kegs unless that licensee
8 affixes an identification label or tag to each beer keg.
9 An identification label or tag shall consist of paper,
10 plastic, metal or another durable material that is not
11 easily damaged or destroyed. Identification labels may
12 contain a nonpermanent adhesive material in order to apply
13 the label directly to an outside surface of a beer keg at
14 the time of sale. Identification tags shall be attached to
15 beer kegs at the time of sale with nylon ties or cording,
16 wire ties or other metal attachment devices, or another
17 durable means of tying or attaching the tag to the beer
18 keg. The identification information contained on the label
19 or tag shall include the licensee's name, address and
20 telephone number, and a unique beer keg number assigned by
21 the licensee. A prominently visible warning that
22 intentional removal or alteration of the label or tag is a
23 criminal offense shall be placed on the tag. Upon return
24 of a beer keg to the licensee that sold the beer keg and

1 attached the identification label or tag, the licensee
2 shall be responsible for the complete and thorough removal
3 of the entire identification label or tag, and any adhesive
4 or attachment devices on the label or tag. The
5 identification label or tag shall be kept on file with the
6 licensee for not less than ninety (90) days after the date
7 of return.

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9 **12-2-503. Licensee to keep records.**

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11 (a) A licensee at the time of selling any beer keg
12 shall record:

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14 (i) The number on the purchaser's:

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16 (A) Motor vehicle driver's license issued
17 by any state, territory or possession of the United States,
18 the District of Columbia, the Commonwealth of Puerto Rico
19 or by an official governmental agency of Canada or Mexico;

20

21 (B) Permanent resident card issued by the
22 United States citizenship and immigration services;

23

1 (C) An identification card issued to a
2 member of the armed forces;

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4 (D) An internationally accepted passport
5 document with a discernible date of birth and photograph;
6 or

7

8 (E) An identification card issued by the
9 department of transportation.

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11 (ii) The date and time of the purchase;

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13 (iii) The beer keg identification number; and

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15 (iv) The purchaser's signature.

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17 (b) The record shall be retained for not less than
18 ninety (90) days after the date of the sale.

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20 **12-2-504. Access to records.**

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22 A licensee required to retain records under W.S. 12-2-502
23 or 12-2-503(b) shall make the records available during

1 regular business hours for inspection by a peace officer or
2 the commission.

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4 **12-2-505. Violation.**

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6 (a) A person who is required to record information
7 shall not knowingly make a materially false entry in the
8 book or register required under W.S. 12-2-503. Any person
9 who violates this subsection is guilty of a misdemeanor
10 punishable by a fine of not more than seven hundred fifty
11 dollars (\$750.00), imprisonment for not more than six (6)
12 months, or both.

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14 (b) Any person who removes or alters an
15 identification tag or label affixed to a beer keg as
16 required by W.S. 12-2-502, other than the licensee acting
17 in accordance with W.S. 12-2-502, is guilty of a
18 misdemeanor punishable by a fine of not more than seven
19 hundred fifty dollars (\$750.00), imprisonment for not more
20 than six (6) months, or both.

21

22 **Section 2.** This act is effective July 1, 2006.

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(END)