



## 2020 South Dakota Legislature

# House Bill 1081

Introduced by: **Representative Reed**

1 **An Act to exempt from alcoholic beverage regulations certain uses of alcohol by**  
 2 **postsecondary institutions.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1.** That a NEW SECTION be added:

5 **35-1-14. Production and storage of alcoholic beverages--Postsecondary**  
 6 **institutions--Purposes--Exemptions--Prohibitions.**

7 As used in this section, the term, postsecondary institution, includes any  
 8 postsecondary institution, technical institute, or private college or university located within  
 9 this state.

10 A postsecondary institution may produce and securely store up to two hundred  
 11 gallons or less of distilled spirits, malt beverage, or wine each year for purposes of  
 12 research and offering bona fide educational courses instructing students in the production  
 13 and serving of distilled spirits, malt beverage, or wine. A postsecondary institution is not  
 14 deemed a manufacturer or retailer under this title.

15 The production and storage of alcohol under this section is exempt from any  
 16 licensing required by this title, or any tax or fee imposed by this title. Any distilled spirits,  
 17 malt beverage, or wine produced under this section may only be consumed for classroom  
 18 instruction or research and may not be donated, sold, or offered for sale.

19 No person under age twenty-one may be a student in a course offered under this  
 20 section, nor may any person under the age of twenty-one consume distilled spirits, malt  
 21 beverage, or wine produced under this section.