

804 KAR 14:010. Malt beverage and wine for personal use.

RELATES TO: KRS 241.060, 26 U.S.C. 5042, 5053, 27 C.F.R. 24.75

STATUTORY AUTHORITY: KRS 241.060(1), 26 U.S.C. 5042, 5053, 27 C.F.R. 24.75

NECESSITY, FUNCTION, AND CONFORMITY: KRS 241.060(1) authorizes the Alcoholic Beverage Control Board to regulate the use and manufacture of alcoholic beverages. This administrative regulation allows individuals to produce malt beverages and wine for personal use.

Section 1.

- (1) A person twenty-one (21) years of age or older may produce malt beverages for personal or family use.
- (2) Malt beverage produced for personal use shall not be sold.
- (3) Malt beverage produced for personal use shall not be given to any public facility to give or sell to patrons.
- (4) The aggregate amount of malt beverage produced for personal use shall not exceed:
 - (a) 100 gallons per calendar year if there is only one (1) adult who is legally allowed to consume alcoholic beverages in the household; or
 - (b) 200 gallons per calendar year if there are two (2) or more adults who are legally permitted to consume alcoholic beverages in the household.

Section 2.

- (1) A person twenty-one (21) years of age or older may produce wine for personal use.
- (2) Wine produced for personal use shall not be sold.
- (3) Wine produced for personal use shall not be given to any public facility to give or sell to patrons.
- (4) The aggregate amount of wine produced for personal or family use shall not exceed:
 - (a) 100 gallons per calendar year if there is only one (1) adult who is legally allowed to consume alcoholic beverages in the household; or
 - (b) 200 gallons per calendar year if there are two (2) or more adults who are legally permitted to consume alcoholic beverages in the household.

Section 3. Malt beverages and wine produced for household consumption may be entered into competitions at regularly organized fairs for prizes.

- (1) Competitions may be held at a licensed or unlicensed premise.
- (2) Malt beverages and wine produced for household consumption may be transported or mailed from the producer's home to the site of the competition or to the competition's designee.
- (3) Judges of the competition shall be at least twenty-one (21) years of age, and may only consume for judging purposes.
- (4) Malt beverages or wine entered into a competition shall not be sold to, sampled by, or tasted by the general public.

(41 Ky.R. 342; Am. 763; eff. 10-31-2014.)