

Do Good. Drink Well. Pinckney Bend Distillery's Charitable Donation Policy

As a socially responsible liquor manufacturer, we adhere to strict guidelines regarding donation requests. Your request will be automatically rejected if it violates Missouri State or Federal Liquor Law regulation. The donation of alcohol is illegal except under certain circumstances. We have included the most recent guidance from MOATC in this document. For more information you can find Missouri Liquor laws at www.atc.dps.mo.gov and for Federal Law you can visit www.ttb.gov

General Guidelines:

1. You must be a U.S. Based IRS 501(c)3 qualified charitable or educational organization. We must receive a copy for your Federal Determination letter. (***Please note State letters do not qualify your organization***). We cannot donate to any organization that is not defined as a federally qualified charitable organization.
2. We cannot contribute to individuals, families, political candidates, for-profit organizations, labor/fraternal organizations, athletic events or athletic group sponsorships. If you are interested in purchases wholesale or at case discount, please contact accounts@pinckneybend.com
3. We do not consider organizations that discriminate by race, creed, gender, ethnicity, sexual orientation, disability, age or any other legal basis protected by law.
4. We will not advertise or donate to/with any event, group or publication where the participants or targeted group is not at least 21 years old. **Requests benefiting youth groups, schools or other causes that benefit underage individuals are not permitted with our policy.**
5. We do not consider applications by phone or mail solicitations. All donation requests MUST be submitted and filled out in person. We cannot mail donations of any kind.
6. We cannot pour samples at a business, event or group that does not hold a liquor license.
7. Requests are limited to one per year. The organization must not have received another donation from us during a calendar year.
8. Donation requests must be received and/or picked up at least TWO WEEKS before the event.
9. We cannot donate items to be sold by the package or the drink, nor can we donate to non-for-profits that hold a liquor license. As a manufacturer, we are not allowed to donate to events for resale. If you are interested in purchases wholesale liquor or in need of case-discounted prices, please contact us at accounts@pinckneybend.com or call 573-237-5559.
- 10. We cannot donate or sell cocktail tanks or anything outside of an approved liquor package as deemed acceptable by the TTB. Beer & Wine containers and laws are different than Spirits.**

Requesting Organizations verify that all applicable liquor laws have been complied with and that all necessary licensing and permitting are in place as needed. Recipient agrees to defend, protect and save harmless Artisan Spirits INC dba Pinckney bend Distillery against any and all claims or any loss or liability resulting therefrom at own expense. Should Recipient fail to so defend and/or indemnify any hold harmless, then, in such case, Artisan Spirits shall have full rights to defend, pay or settle said claim on their own behalf without notice to Recipient of all fees, costs and payments made or agreed to be paid to discharge said claim. Recipient agrees to pay all reasonable attorney's fees necessary to enforce said indemnification. This agreement shall be unlimited as to amount or duration and it shall be binding upon and inure to the benefit of the parties, their successors, assigns and personal agents and representatives.

DIVISION OF ALCOHOL AND TOBACCO CONTROL

Michael L. Parson
Governor

Sandra K. Karsten
Director, Public Safety



Dorothy E. Taylor
State Supervisor

INDUSTRY CIRCULAR

Reminders for the Holiday Season

Issued: December 13, 2021

The holiday season is a busy time for many of our licensees. As such, the Missouri Division of Alcohol and Tobacco Control would like to take a moment to cover a few Missouri statutes and regulations that are especially pertinent this time of year.

Charitable Donations

The holiday season is a time of giving to our loved ones and our communities. Many of our licensees give to their communities by donating to charitable or religious organizations or educational institutions.

When it comes to donating intoxicating liquor, Sections 311.332.2 and 311.332.3, RSMo, describe the proper procedures. Under Section 311.332.2, RSMo, manufacturers and wholesalers may donate only beer, wine, or brandy for non-resale purposes—all other forms of intoxicating liquor and spirits are excluded—to any unlicensed person or any licensed retailer who qualifies as a charitable or religious organization or educational institution under Missouri law. If the recipient of the donation is a qualifying licensed retailer, the donation must be unrelated to the organization's or institution's licensed retail operation.

Similarly, Section 311.332.3, RSMo, authorizes any person—licensed or unlicensed—to donate wine in the original package to any charitable or religious organizations or educational institutions for the sole purpose of being auctioned for fund-raising purposes. Said auctions must occur on the premises of a licensed retailer, and all proceeds must go to a charitable or religious organization or educational institution that is unrelated to any licensed retailer.

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Sponsoring or Allowing Promotional Games

In addition to donating to charitable, religious, and education organizations, many of our licensees give to their communities by sponsoring or allowing promotional games, raffles, and similar contests on their licensed premises. Any licensees desiring to sponsor or allow these events on their licensed premises should review state regulation 11 CSR 70-2.140(9) beforehand, to ensure that the event complies with Missouri Liquor Law.

In addition to reviewing state regulation 11 CSR 70-2.140(9), manufacturers and wholesalers should review Section 311.070, RSMo, to ensure that their sponsorship of any promotional game does not violate Missouri's three-tier system.

For more information about sponsoring promotional games, please see our recent industry circular: [Promotional Games and Contests Where Liquor is a Prize - Prohibited](#).

Selling Retailer-Packaged Alcohol for Off-Premise Consumption

With the passage of Senate Bill 126 (2021), retailers are now able to sell retail-packaged intoxicating liquor prepared on-premise to consumers for off-premise consumption, subject to certain requirements. These requirements are laid out in detail in Section 311.202, RSMo.

For more information about the requirements in Section 311.202, RSMo, please see our recent industry circular: [Senate Bill 26 and Senate Bill 126](#).

We appreciate the commitment from our licensees to ensure that their conduct follows all applicable state laws and regulations. If you have questions specific to the content of this circular, please contact your ATC district office. For a full directory, please visit the directory on our website: [Contact Us](#).