

1 [Resolution supporting the reclassification of "Alcopop" type flavored malt beverages from a
2 beer/wine product to a distilled spirit product.]

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4 **Resolution supporting the reclassification of "Alcopop" type flavored malt beverages**
5 **from a beer/wine product to a distilled spirit product.**

6 WHEREAS, The San Francisco Board of Supervisors acknowledges that the epidemic
7 of underage drinking kills more youth than all other drugs combined; and

8 WHEREAS, Alcopops ("Flavored Malt Beverages") are packaged and marketed in a
9 way that encourages underage youth to drink them and thus increase the likelihood that
10 underage youth, their families and community will suffer from the consequences of underage
11 drinking and

12 WHEREAS, Alcopops are produced with a process that includes distilled spirits and
13 thus should be classified as a distilled spirit rather than as beer, and

14 WHEREAS, the state beer/wine tax is \$0.20 a gallon compared to \$3.30 a gallon for
15 distilled spirits and the proper tax rate on Alcopops would raise its price, thereby reducing
16 appeal to young people, and

17 WHEREAS, Marin Institute and the California Youth Council is requesting the
18 California Board of Equalization to apply their Alcoholic Beverage Tax Annotation 7111-2204-
19 1 to Alcopops and reclassify Alcopops from a beer/wine product to a distilled product, now
20 therefore, be it

21 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
22 fully supports the efforts of Marin Institute, the California Youth Council, and youth activists
23 working to reduce underage drinking and the availability of alcohol to youth in California and
24 the City and County of San Francisco, and, be it
25

1 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San
2 Francisco supports the California State Board of Equalization applying Alcoholic Beverage
3 Tax Annotation 7111-2004-1 to alcopops (Flavored "Malt" Beverages) as these beverages
4 contain distilled spirits and should not be classified as beer under Revenue and Taxation
5 Code, section 32151 but should be taxed as distilled sprits under Regulation 32201, and be it

6 FURTHER RESOLVED, That the Clerk of the Board is hereby directed to forward a
7 fully conformed copy of this resolution to the Chairperson of the California State Board of
8 Equalization.



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails
Resolution

File Number: 071061

Date Passed:

Resolution supporting the reclassification of "Alcopop" type flavored malt beverages from a beer/wine product to a distilled spirit product.

July 24, 2007 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick,
Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

File No. 071061

I hereby certify that the foregoing Resolution was ADOPTED on July 24, 2007 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Date Approved

Mayor Gavin Newsom