

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0515/P1dn  
ARG:amn

October 31, 2018

Please review the attached draft carefully to ensure that it is consistent with your intent.

This draft incorporates a definition of “cider” contained in s. 125.51 (2) (e) 1. This definition matches a definition of “cider” for tax purposes under s. 139.01 (2m). Since these provisions were created, there have been changes in federal law to expand application of the reduced federal tax rate for hard cider, in particular to define cider to allow the reduced federal tax rate for products with an alcohol content of up to 8.5 percent alcohol by volume (ABV) rather than 7.0 percent ABV. See 26 USC 5041 (b) (6) and (g) and 27 CFR 24.270 (c) (6), 24.331, and 24.332.

Do you want to modify the provisions in this draft to apply to cider with an alcohol content of up to 8.5 percent ABV? If so, do you also want to amend ss. 125.51 (2) (e) 1. and 139.01 (2m) to apply to cider with an alcohol content of up to 8.5 percent ABV?

Please let me know if you would like any changes made to the attached draft or if you have any questions.

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