

SENATE BILL NO. 130—SENATOR SETTELMEYER

PREFILED FEBRUARY 13, 2017

Referred to Committee on Commerce, Labor and Energy

SUMMARY—Revises provisions relating to brew pubs.
(BDR 52-520)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to alcoholic beverages; increasing the limit on the number of barrels of malt beverages that an operator of one or more brew pubs may manufacture in any calendar year; limiting the number of barrels of malt beverages manufactured on the premises of a brew pub that the operator of the brew pub may sell at retail in any calendar year; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law prohibits a person who operates one or more brew pubs in a
2 county from manufacturing more than 15,000 barrels of malt beverages for all the
3 brew pubs the person operates in that county in any calendar year. (NRS 597.230)
4 This bill increases the number of barrels of malt beverages that such a person may
5 manufacture during a calendar year to 30,000 barrels. This bill also prohibits such a
6 person from selling at retail more than 10,000 barrels of malt beverages
7 manufactured on the premises of a brew pub operated by that person during any
8 calendar year.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 597.230 is hereby amended to read as follows:
2 597.230 1. In any county, a person may operate a brew pub:
3 (a) In any redevelopment area established in that county
4 pursuant to chapter 279 of NRS;



1 (b) In any historic district established in that county pursuant to
2 NRS 384.005;

3 (c) In any retail liquor store as that term is defined in NRS
4 369.090; or

5 (d) In any other area in the county designated by the board of
6 county commissioners for the operation of brew pubs. In a city
7 which is located in that county, a person may operate a brew pub in
8 any area in the city designated by the governing body of that city for
9 the operation of brew pubs.

10 ↪ A person who operates one or more brew pubs may not
11 manufacture more than ~~15,000~~ 30,000 barrels of malt beverages
12 for all the brew pubs he or she operates in that county in any
13 calendar year ~~H~~ *and may not sell at retail for consumption on or*
14 *off the premises of a brew pub he or she operates more than*
15 *10,000 barrels of malt beverages for all the brew pubs he or she*
16 *operates in that county in any calendar year.*

17 2. The premises of any brew pub operated pursuant to this
18 section must be conspicuously identified as a "brew pub."

19 3. A person who operates a brew pub pursuant to this section
20 may, upon obtaining a license pursuant to chapter 369 of NRS and
21 complying with any other applicable governmental requirements:

22 (a) Manufacture and store malt beverages on the premises of the
23 brew pub and:

24 (1) Sell and transport the malt beverages manufactured on
25 the premises to a person holding a valid wholesale wine and liquor
26 dealer's license or wholesale beer dealer's license issued pursuant to
27 chapter 369 of NRS.

28 (2) Donate for charitable or nonprofit purposes and transport
29 the malt beverages manufactured on the premises in accordance
30 with the terms and conditions of a special permit for the
31 transportation of the malt beverages obtained from the Department
32 of Taxation pursuant to subsection 4 of NRS 369.450.

33 (b) Sell at retail malt beverages manufactured on or off the
34 premises of the brew pub for consumption on the premises.

35 (c) Sell at retail in packages sealed on the premises of the brew
36 pub, malt beverages, including malt beverages in unpasteurized
37 form, manufactured on the premises for consumption off the
38 premises.

