

2016 -- H 7705

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LC003106  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO ALCOHOLIC BEVERAGES -- MANUFACTURING AND WHOLESALE  
LICENSES

Introduced By: Representatives Solomon, Casey, Johnston, Barros, and Morin

Date Introduced: February 24, 2016

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Sections 3-6-1 and 3-6-1.2 of the General Laws in Chapter 3-6 entitled  
2 "Manufacturing and Wholesale Licenses" are hereby amended to read as follows:

3 **3-6-1. Manufacturer's license. --** (a) A manufacturer's license authorizes the holder to  
4 establish and operate a brewery, distillery, or winery at the place described in the license for the  
5 manufacture of beverages within this state. The license does not authorize more than one of the  
6 activities of operator of a brewery or distillery or winery and a separate license shall be required  
7 for each plant.

8 (b) The license also authorizes the sale at wholesale at the licensed place by the  
9 manufacturer of the product of the licensed plant to another license holder and the transportation  
10 and delivery from the place of sale to a licensed place or to a common carrier for that delivery.  
11 The license does ~~not~~ authorize the sale of beverages for consumption on premises where sold  
12 provided that the manufacturer does not sell an amount in excess of three hundred seventy-five  
13 milliliters (375 ml) per visitor of distilled spirits and seventy-two ounces (72 oz) per visitor for  
14 malt beverages per day. The license does authorize the sale of beverages produced on the  
15 premises by the half gallon bottle known as a "growler" to consumers for off-premises  
16 consumption to be sold pursuant to the laws governing retail Class A establishments. The sale of  
17 beverages for off-premises consumption shall be sealed in bottles or other sealed containers. The  
18 license does not authorize the sale of beverages in this state for delivery outside this state in

1 violation of the law of the place of delivery. The license holder may provide to visitors in  
2 conjunction with a tour and/or tasting, samples, clearly marked as samples, not to exceed three  
3 hundred seventy-five milliliters (375 ml) per visitor for distilled spirits and seventy-two ounces  
4 (72 oz) per visitor for malt beverages at the licensed plant by the manufacturer of the product of  
5 the licensed plant to visitors for off-premise consumption. The license does not authorize  
6 providing samples to a visitor of any alcoholic beverages for off-premise consumption that are  
7 not manufactured at the licensed plant.

8 (c) The annual fee for the license is three thousand dollars (\$3,000) for a distillery, five  
9 hundred dollars (\$500) for a brewery, and one thousand five hundred dollars (\$1,500) for a  
10 winery producing ~~more than~~ fifty thousand (50,000) gallons or more per year and five hundred  
11 dollars (\$500) per year for a winery producing ~~less than~~ fifty thousand (50,000) gallons or less  
12 per year. All those fees are prorated to the year ending December 1 in every calendar year and  
13 shall be paid to the division of taxation and be turned over to the general treasurer for the use of  
14 the state.

15 **3-6-1.2. Brewpub manufacturer's license.** -- (a) A brewpub manufacturer's license shall  
16 authorize the holder to establish and operate a brewpub within this state. The brewpub  
17 manufacturer's license shall authorize the retail sale of the beverages manufactured on the  
18 location for consumption on the premises. The license shall not authorize the retail sale of  
19 beverages from any location other than the location set forth in the license. A brewpub may sell at  
20 retail alcoholic beverages produced on the premises by the half-gallon bottle known as a  
21 "growler" to consumers for off the premises consumption to be sold pursuant to the laws  
22 governing retail Class A establishments.

23 (b) The license shall also authorize the sale at wholesale at the licensed place by the  
24 manufacturer of the product of his or her licensed plant as well as beverages produced for the  
25 brewpub and sold under the brewpub's name to a holder of a wholesaler's license and the  
26 transportation and delivery from the place of sale to the licensed wholesaler or to a common  
27 carrier for that delivery.

28 (c) The brewpub manufacturer's license further authorizes the sale of beverages  
29 manufactured on the premises to any person holding a valid wholesaler's and importer's license  
30 under § 3-6-9 or 3-6-11.

31 (d) The annual fee for the license is one thousand dollars (\$1,000) for a brewpub  
32 producing ~~more than~~ fifty thousand (50,000) gallons or more per year and five hundred dollars  
33 (\$500) per year for a brewpub producing ~~less than~~ fifty thousand (50,000) gallons or less per year.  
34 The annual fee is prorated to the year ending December 1 in every calendar year and paid to the

1 division of taxation and turned over to the general treasurer for the use of the state.

2 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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1           This act would allow for the sale of alcoholic beverages on the premises of a  
2 manufacturer of said beverages and would allow the sale of said beverages for off-premises  
3 consumption. It would also amend the fee schedule for these licenses.

4           This act would take effect upon passage.

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