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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2011

A N A C T

RELATING TO ALCOHOLIC BEVERAGES - MANUFACTURING AND WHOLESALE
LICENSES

Introduced By: Senators DiPalma, Lynch, Algieri, Bates, and Felag

Date Introduced: March 24, 2011

Referred To: Senate Special Legislation and Veterans Affairs

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 3-6-1 of the General Laws in Chapter 3-6 entitled "Manufacturing
2 and Wholesale Licenses" is 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 also authorizes the sale to visitors of quantities not to exceed three hundred seventy-
12 five milliliters (375 ml) per visitor for distilled spirits and seventy-two ounces (72 oz) per visitor
13 for malt beverages at the licensed place by the manufacturer of the product of the licensed plant
14 to visitors for off-premise consumption only in conjunction with a tour and/or tasting. In addition,
15 any package of distilled spirit or malt beverage that is available for purchase and resale by Rhode
16 Island licensed retailers or wholesalers may not be sold for off-premise consumption at the
17 licensed plant. The license does not authorize the sale of beverages for consumption off-premise
18 where sold not in conjunction with a tour and/or tasting or in quantities that exceed three hundred

1 seventy-five milliliters (375 ml) per visitor for distilled spirits and seventy-two ounces (72 oz) per
2 visitor for malt beverages. The license does not authorize the sale to visitors of any alcoholic
3 beverages for off-premise consumption that are not made at the licensed plant. The license does
4 not authorize the sale of beverages for consumption on premises where sold. The license does not
5 authorize the sale of beverages in this state for delivery outside this state in violation of the law of
6 the place of delivery.

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

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
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1 This act would allow the holder of a manufacturer's license to sell not to exceed 375 ml
2 per visitor of distilled spirits and 72 oz per visitor of malt beverages at the licensed place of the
3 manufacturer to visitors for off-premise consumption only in conjunction with a tour and/or
4 tasting.

5 This act would take effect upon passage.

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