

HOUSE BILL NO. HB0216

Distillery manufacturers-two satellite locations.

Sponsored by: Representative(s) Duncan, Clausen, Hunt and
Olsen and Senator(s) Pappas

A BILL

for

1 AN ACT relating to alcoholic beverages; increasing the
2 number of satellite locations allowed to liquor
3 manufacturers; conforming provisions; and providing for an
4 effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 12-2-203(g)(i), 12-2-303(d) and
9 12-5-401(a) are amended to read:

10

11 **12-2-203. Manufacturing and rectifying; importing and**
12 **industry representatives; licensing; fees.**

13

14 (g) The local licensing authority may issue to the
15 holder of a manufacturer's license granted under subsection

1 (a) of this section who is a federally licensed distiller
2 or rectifier:

3

4 (i) A satellite manufacturer's permit which
5 allows the permittee to sell product manufactured at the
6 site identified on the manufacturer's license at not more
7 than ~~one (1) satellite location~~ two (2) satellite locations
8 within Wyoming separate from its manufacturing site under
9 the original permit. Products sold at a manufacturer's
10 satellite location may be obtained through the division as
11 provided by W.S. 12-2-303(a). If ~~the a~~ satellite location
12 is situated within the property boundary of the
13 manufacturing site, the product may be distributed directly
14 from the permit holder's manufacturing site subject to W.S.
15 12-2-303(d). The satellite manufacturer's permit may be
16 issued on application to the appropriate licensing
17 authority. The local licensing authority may require a
18 public hearing and the payment of an additional permit fee
19 not to exceed one hundred dollars (\$100.00) per satellite
20 location. The satellite manufacturer's permit shall be
21 subject to the terms and conditions of W.S. 12-4-106, the
22 schedule of operating hours set pursuant to W.S. 12-5-101

1 and the licensed building provisions pursuant to W.S.
2 12-5-201;

3

4 **12-2-303. Purchase and sale of alcoholic liquors;**
5 **shortages.**

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7 (d) The holder of a manufacturer's license under W.S.
8 12-2-203(a) that sells alcoholic liquor not obtained
9 through the division as provided in W.S. 12-2-203(g) shall,
10 before the transfer of the product to ~~the~~^a satellite
11 location, remit to the division an assessment in an amount
12 equal to the profit allowed under subsection (a) of this
13 section and the associated excise tax assessed under W.S.
14 12-3-101 that would have been received by the division had
15 the holder of a manufacturer's license first obtained the
16 alcoholic liquor from the division as provided in
17 subsection (a) of this section. The department shall by
18 rule define the procedure under which a holder of a
19 manufacturer's license shall report and remit the
20 assessment under this subsection.

21

22 **12-5-401. Interests in licenses or permits to sell.**

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1 (a) No industry representative shall hold any
2 interest, stock or ownership directly or indirectly, in any
3 license to sell products of the industry at retail under
4 privileges of a license or permit to sell any beverage or
5 liquor in Wyoming or in any premises so licensed. This
6 section shall not apply to any person holding a
7 microbrewery or winery permit pursuant to W.S. 12-4-412.
8 This section shall also not apply to a person holding a
9 manufacturer's license under W.S. 12-2-203(a) when the
10 license is held under the complete ownership of a retail
11 business and to the extent he may be permitted ~~one (1) two~~
12 ~~(2)~~ satellite manufacturer's ~~permit~~ ~~permits~~ pursuant to
13 W.S. 12-2-203(g)(i) or an off-premises permit pursuant to
14 W.S. 12-2-203(g)(ii).

15

16 **Section 2.** This act is effective July 1, 2021.

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(END)