

2016 -- H 7303

=====  
LC003045  
=====

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

—————  
A N A C T

RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES

Introduced By: Representatives Shekarchi, McEntee, Diaz, and Kennedy

Date Introduced: January 22, 2016

Referred To: House Corporations

(by request)

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 sell an amount in excess of three hundred seventy-five (375)  
13 milliliters per visitor of distilled spirits and seventy-two (72) ounces per visitor for malt beverages  
14 per day. The license does authorize the sale of beverages produced on the premises by the half-  
15 gallon bottle known as a "growler" to consumers for off-premise consumption to be sold pursuant  
16 to the laws governing retail Class A establishments. Sale of beverages for off-premise  
17 consumption shall be sealed in bottles or other sealed containers; provided, that such  
18 manufacturer shall not sell to any one consumer more than one-half (.5) liters of alcoholic liquor  
19 per day, nor more than five (5) gallons of alcoholic liquor in any two (2) month period. The

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

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

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

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

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

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

1 The annual fee is prorated to the year ending December 1 in every calendar year and paid to the  
2 division of taxation and turned over to the general treasurer for the use of the state.

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

=====  
LC003045  
=====

EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO ALCOHOLIC BEVERAGES -- REGULATION OF SALES

\*\*\*

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-premise  
3 consumption. It would also amend the fee schedule for licenses.

4           This act would take effect upon passage.

=====  
LC003045  
=====