

2020 -- H 7890

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2020

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A N A C T

RELATING TO ALCOHOLIC BEVERAGES-MANUFACTURING AND WHOLESALE
LICENSES

Introduced By: Representative Robert B. Jacquard

Date Introduced: February 26, 2020

Referred To: House Small Business

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.**

4 (a) A manufacturer's license authorizes the holder to establish and operate a brewery,
5 distillery, or winery at the place described in the license for the manufacture of beverages within
6 this state. The license does not authorize more than one of the activities of operator of a brewery or
7 distillery or winery and a separate license shall be required 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 (c) The license does authorize the sale of beverages for consumption on premises where
12 sold; provided that the manufacturer:

13 (1) ~~does~~ **Does** not sell an amount in excess of thirty-six ounces (36 oz.) of malt beverage
14 or four and one-half ounces (4.5 oz.) of distilled spirits per visitor, per day, or a combination not
15 greater than three (3) drinks where a drink is defined as twelve ounces (12 oz.) of beer or one and
16 one-half ounces (1.5 oz.) of spirits, for consumption on the premises.:

17 (2) Maintains liquor liability insurance in accordance with § 3-7-29;

18 (3) Demonstrates that it is in compliance with the alcohol server training regulations, as

1 [promulgated by the department of business regulation; and](#)

2 [\(4\) Maintains compliance with regulation 216-RICR-50-10-1, subject to enforcement by](#)
3 [the Rhode Island department of health.](#)

4 [\(d\)](#) The license also authorizes the sale of beverages produced on the premises in an amount
5 not in excess of twenty-four (24) twelve-ounce (12 oz.) bottles or cans or twenty-four (24) sixteen-
6 ounce (16 oz.) bottles or cans of malt beverages, or seven hundred fifty milliliters (750 ml) of
7 distilled spirits per visitor, per day, to be sold in containers that may hold no more than seventy-
8 two ounces (72 oz.) each. These beverages may be sold to the consumers for off-premises
9 consumption, and shall be sold pursuant to the laws governing retail Class A establishments. The
10 containers for the sale of beverages for off-premises consumption shall be sealed. The license does
11 not authorize the sale of beverages in this state for delivery outside this state in violation of the law
12 of the place of delivery.

13 [\(e\)](#) The license holder may provide to visitors, in conjunction with a tour or tasting,
14 samples, clearly marked as samples, not to exceed three hundred seventy-five milliliters (375 ml)
15 per visitor for distilled spirits and seventy-two ounces (72 oz.) per visitor for malt beverages at the
16 licensed plant by the manufacturer of the product of the licensed plant to visitors for off-premises
17 consumption. The license does not authorize providing samples to a visitor of any alcoholic
18 beverages for off-premises consumption that are not manufactured at the licensed plant.

19 ~~(e)~~[\(f\)](#) The annual fee for the license is three thousand dollars (\$3,000) for a distillery
20 producing more than fifty thousand (50,000) gallons per year and five hundred dollars (\$500) for a
21 distillery producing less than or equal to fifty thousand (50,000) gallons per year; five hundred
22 dollars (\$500) for a brewery; and one thousand five hundred dollars (\$1,500) for a winery
23 producing more than fifty thousand (50,000) gallons per year and five hundred dollars (\$500) per
24 year for a winery producing less than fifty thousand (50,000) gallons per year. All those fees are
25 prorated to the year ending December 1 in every calendar year and shall be paid to the general
26 treasurer for the use of the state.

27 SECTION 2. This act shall take effect on January 1, 2021.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO ALCOHOLIC BEVERAGES-MANUFACTURING AND WHOLESALE
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1 This act would require that manufacturers of alcoholic beverages offering beverages for
2 consumption on the premises maintain liquor liability insurance, comply with alcohol server
3 training regulations and comply with all applicable health regulations.

4 This act would take effect on January 1, 2021.

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