

2022 -- H 7727 SUBSTITUTE A

LC005381/SUB A/2

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO ALCOHOLIC BEVERAGES - MANUFACTURING AND WHOLESALE
LICENSES

Introduced By: Representatives McEntee, Caldwell, Cortvriend, and O'Brien

Date Introduced: March 02, 2022

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. The
11 license does authorize the sale of beverages for consumption on premises where sold; provided that
12 the manufacturer does not sell an amount in excess of ~~thirty-six~~ forty-eight ounces (~~36 oz.~~) (48 oz.)
13 of malt beverage or four and one-half ounces (4.5 oz.) of distilled spirits per visitor, per day, or a
14 combination not greater than three (3) drinks where a drink is defined as ~~twelve~~ up to sixteen ounces
15 (~~12 oz.~~) (16 oz.) of beer or one and one-half ounces (1.5 oz.) of spirits, for consumption on the
16 premises. The license also authorizes the sale of beverages produced on the premises in an amount
17 not in excess of forty-eight (48) twelve-ounce (12 oz.) bottles or cans or forty-eight (48) sixteen-
18 ounce (16 oz.) bottles or cans of malt beverages, or one thousand five hundred milliliters (1,500

1 ml) of distilled spirits per visitor, per day, to be sold in containers that may hold no more than
2 seventy-two ounces (72 oz.) each. These beverages may be sold to the consumers for off-premises
3 consumption, and shall be sold pursuant to the laws governing retail Class A establishments. The
4 containers for the sale of beverages for off-premises consumption shall be sealed. The license does
5 not authorize the sale of beverages in this state for delivery outside this state in violation of the law
6 of the place of delivery. The license holder may provide to visitors, in conjunction with a tour or
7 tasting, samples, clearly marked as samples, not to exceed three hundred seventy-five milliliters
8 (375 ml) per visitor for distilled spirits and seventy-two ounces (72 oz.) per visitor for malt
9 beverages at the licensed plant by the manufacturer of the product of the licensed plant to visitors
10 for off-premises consumption. The license does not authorize providing samples to a visitor of any
11 alcoholic beverages for off-premises consumption that are not manufactured at the licensed plant.
12 All manufacturer licenses conducting retail sales or providing samples shall be subject to
13 compliance with alcohol server training and liquor liability insurance requirements set forth in §§
14 3-7-6.1 and 3-7-29 and the regulations promulgated thereunder.

15 (c) The annual fee for the license is three thousand dollars (\$3,000) for a distillery
16 producing more than fifty thousand gallons (50,000 gal.) per year and five hundred dollars (\$500)
17 for a distillery producing less than or equal to fifty thousand gallons (50,000 gal.) per year; five
18 hundred dollars (\$500) for a brewery; and one thousand five hundred dollars (\$1,500) for a winery
19 producing more than fifty thousand gallons (50,000 gal.) per year and five hundred dollars (\$500)
20 per year for a winery producing less than fifty thousand gallons (50,000 gal.) per year. All those
21 fees are prorated to the year ending December 1 in every calendar year and shall be paid to the
22 general treasurer for the use of the state.

23 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 authorize manufacturer-breweries to sell up to three (3) drinks on premises
2 per visitor per day, where a drink is defined as up to sixteen ounces (16 oz.) of beer or one and one-
3 half ounces (1.5 oz.) of spirits. This act would also authorize the manufacturer-breweries to sell up
4 to forty-eight ounces (48 oz.) of malt beverages per visitor, per day, for consumption on the
5 premises.

6 This act would take effect upon passage.

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