

HOUSE BILL NO. HB0111

Resort liquor licenses.

Sponsored by: Representative(s) Petroff and Halverson and
Senator(s) Driskill

A BILL

for

1 AN ACT relating to alcoholic beverages; amending the
2 requirements for obtaining a resort retail liquor license;
3 specifying the permissible use of resort retail liquor
4 licenses; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 12-4-103(a)(iii), 12-4-401(a),
9 (b)(ii), (iii)(intro) and by creating new paragraph (iv)
10 and 12-4-403(b) are amended to read:

11

12 **12-4-103. Restrictions upon license or permit**
13 **applicants and holders; license limitation per person.**

14

1 (a) A license or permit authorized by this title
2 shall not be held by, issued or transferred to:

3
4 (iii) Any person who does not own the building
5 in which the sales room is located or hold a written lease
6 for the period for which the license will be effective
7 containing an agreement by the lessor that alcoholic or
8 malt beverages may be sold upon the leased premises, except
9 as provided by paragraph (iv) of this subsection. This
10 paragraph shall not be interpreted to prevent the use of a
11 resort liquor license by a contractor or subcontractor as
12 permitted by W.S. 12-4-401 and 12-4-403(b);

13
14 **12-4-401. Resort retail liquor licenses; authorized;**
15 **qualifications; provision for licenses issued prior to**
16 **January 1, 1980.**

17
18 (a) The appropriate licensing authority in a county,
19 city or town may issue resort retail liquor licenses to
20 applicants who are owners, ~~or~~ lessees, ~~of~~ contractors or
21 subcontractors of a commercial resort operation within a
22 resort complex ~~meeting~~ where the resort complex satisfies

1 the ~~qualifications~~requirements of subsection (b) of this
2 section.

3
4 (b) To qualify for a resort retail liquor license,
5 the appropriate licensing authority shall require the
6 resort complex to:

7
8 (ii) Include a restaurant and a convention
9 facility, both of which the applicant for a resort retail
10 liquor license shall own, lease or manage, and which
11 convention facility shall seat no less than one hundred
12 (100) persons; and

13
14 (iii) Include ~~either:~~ motel, hotel or privately
15 owned condominium, town house or home accommodations
16 approved for short term occupancy with a minimum of one
17 hundred (100) sleeping rooms; or

18
19 (iv) Without being required to meet the
20 standards of paragraphs (i) through (iii) of this
21 subsection, be a ski resort facility open to the general
22 public in which the applicant shall have committed or

1 expended on the facility not less than ten million dollars
2 (\$10,000,000.00).

3
4 **12-4-403. Population formula not applicable;**
5 **transfer.**

6
7 (b) No resort liquor license may be transferred to
8 another location. License ownership may be transferred to a
9 purchaser or licensee of the licensed premises with the
10 approval of the licensing authority. No transfer of a
11 resort liquor license shall be required where the license
12 is used by a person with whom the licensee has contracted
13 or subcontracted for the provision of food and beverage
14 services on the licensed premises. However, the resort
15 liquor licensee shall remain subject to all applicable
16 laws, rules, regulations and penalties including the
17 provisions of W.S. 12-2-306 and 12-7-103.

18
19 **Section 2.** W.S. 12-4-401(b)(iii)(A) and (B) is
20 repealed.

21

