

HOUSE BILL NO. HB0212

Alcoholic beverages-business flexibility.

Sponsored by: Representative(s) Duncan, Blake, Hunt, Sweeney
and Zwonitzer and Senator(s) Coe, Gierau and
Nethercott

A BILL

for

1 AN ACT relating to alcoholic beverages; allowing microbrewery
2 or winery permit holders to hold manufacturer's licenses as
3 specified; making conforming amendments; 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. 12-4-412 by creating a new subsection
9 (j) and 12-5-401 are amended to read:

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11 **12-4-412. Microbrewery and winery permits; authorized;**
12 **conditions; dual permits and licenses; satellite winery**
13 **permits; direct shipment of wine; fees.**

14

1 (j) In addition to the one (1) additional license or
2 permit authorized under paragraph (b)(iii) of this section,
3 the holder of a microbrewery or winery permit under this
4 section may also hold a manufacturer's license under W.S.
5 12-2-203(a).

6
7 **12-5-401. Interests in licenses or permits to sell.**

8
9 (a) No industry representative shall hold any interest,
10 stock or ownership directly or indirectly, in any license to
11 sell products of the industry at retail under privileges of
12 a license or permit to sell any beverage or liquor in Wyoming
13 or in any premises so licensed. This section shall not apply
14 to any person holding a microbrewery or winery permit pursuant
15 to W.S. 12-4-412. This section shall also not apply to a
16 person holding a manufacturer's license under W.S.
17 12-2-203(a) when the license is held under the complete
18 ownership of a retail business and to the extent he may be
19 permitted one (1) satellite manufacturer's permit pursuant to
20 W.S. 12-2-203(g).

21
22 (b) As used in subsection (a) of this section:
23

1 (i) "Complete ownership" means that all officers,
2 owners or members are identical for all licenses and permits
3 held;

4

5 (ii) "Retail business" means the holder of a
6 microbrewery or winery permit who also holds a license or
7 permit enumerated under W.S. 12-4-412(b)(iii) or (j).

8

9 **Section 2.** This act is effective immediately upon
10 completion of all acts necessary for a bill to become law as
11 provided by Article 4, Section 8 of the Wyoming Constitution.

12

13

(END)