

SENATE FILE NO. SF0087

Boutique hotel liquor licenses.

Sponsored by: Senator(s) Gierau and Representative(s)  
Brown, Walters, Yin and Zwonitzer, Dn

A BILL

for

1 AN ACT relating to alcoholic beverages; authorizing  
2 boutique hotel liquor licenses; specifying requirements for  
3 the boutique hotel liquor license and licensees; making  
4 conforming amendments; providing and amending definitions;  
5 and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 12-4-416 is created to read:

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11 **12-4-416. Boutique hotel liquor licenses; authorized;**  
12 **requirements.**

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14 (a) The appropriate licensing authority in a county,  
15 city or town may issue boutique hotel liquor licenses to

1 applicants who are owners or lessees of a boutique hotel  
2 that satisfies all requirements specified in subsection (b)  
3 of this section.

4

5 (b) To qualify for a boutique hotel liquor license  
6 under this section, the appropriate licensing authority  
7 shall require the boutique hotel to:

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9 (i) Have an actual valuation of, or the  
10 applicant shall commit to expend or have actually expended  
11 on the boutique hotel, not less than ten million dollars  
12 (\$10,000,000.00). Any valuation under this paragraph shall  
13 include the value of the land on which the boutique hotel  
14 is located;

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16 (ii) Include a restaurant as defined by W.S.  
17 12-1-101(a)(xiv);

18

19 (iii) Include within the boutique hotel not less  
20 than thirty-five (35) sleeping rooms for short-term  
21 occupancy;

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1           (iv) Provide dining services to guest rooms for  
2 not less than twelve (12) hours each day; and

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4           (v) Provide facilities for business meetings  
5 that can accommodate not less than fifty (50) participants.

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7           **Section 2.** W.S. 12-1-101(a)(viii)(intro), (T) and by  
8 creating a new subparagraph (W), 12-4-103(a)(iii), 12-4-403  
9 through 12-4-405, 12-4-414(b)(iv), 12-4-415(b)(iv) and  
10 12-5-201(f) are amended to read:

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12           **12-1-101. Definitions.**

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14           (a) As used in this title:

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16           (viii) "Licensee" means a person holding ~~a~~any  
17 one (1) or more of the following:

18

19           (T) Special malt beverage permit issued  
20 under W.S. 12-4-504; ~~or~~

21

22           (W) Boutique hotel liquor license.

23

1           **12-4-103. Restrictions upon license or permit**  
2 **applicants and holders; license limitation per person.**

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

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

16  
17           **12-4-403. Population formula not applicable;**  
18 **contracting for services.**

19  
20           (a) The provisions authorizing resort liquor licenses  
21 and boutique hotel liquor licenses shall have no  
22 application to the population formula limiting retail  
23 liquor licenses as provided by W.S. 12-4-201.

1

2 (b) A resort liquor licensee or a boutique hotel  
3 liquor licensee may contract or subcontract for the  
4 provision of food and beverage services on the licensed  
5 premises. However, the ~~resort liquor~~ licensee shall remain  
6 subject to all applicable laws, rules, regulations and  
7 penalties including the provisions of W.S. 12-2-306 and  
8 12-7-103.

9

10 **12-4-404. Sale of beverages for off-premises**  
11 **consumption prohibited.**

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13 Resort liquor licensees and boutique hotel liquor licensees  
14 shall not sell alcoholic or malt beverages for consumption  
15 off the premises owned or leased by the licensee, except  
16 pursuant to a catering permit. The dispensing of alcoholic  
17 or malt beverages licensed to be sold hereunder shall be  
18 controlled by W.S. 12-5-201 and, if a catering permit has  
19 been issued, by W.S. 12-4-502(b).

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21 **12-4-405. Annual fee.**

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1 The annual fee for a resort liquor license and a boutique  
2 hotel liquor license shall be not less than five hundred  
3 dollars (\$500.00) nor more than three thousand dollars  
4 (\$3,000.00).

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6 **12-4-414. Winery permits; authorized; conditions;**  
7 **satellite winery permits; direct shipment of wine; fees;**  
8 **off-premises permits.**

9

10 (b) The local licensing authority:

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12 (iv) Shall assess a fee of not less than three  
13 hundred dollars (\$300.00) nor more than five hundred  
14 dollars (\$500.00) payable annually in advance for each  
15 winery permit. When dual ownership of a winery permit and a  
16 liquor license exists no additional fee shall be assessed  
17 other than the retail, restaurant, bar and grill, boutique  
18 hotel or resort license fee.

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20 **12-4-415. Microbrewery permits; authorized;**  
21 **conditions; fees.**

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23 (b) The local licensing authority:

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2 (iv) Shall assess a fee of not less than three  
3 hundred dollars (\$300.00) nor more than five hundred  
4 dollars (\$500.00) payable annually in advance for each  
5 microbrewery permit. When dual ownership of a microbrewery  
6 permit and a liquor license exists no additional fee shall  
7 be assessed other than the retail, restaurant, bar and  
8 grill, boutique hotel or resort license fee.

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10 **12-5-201. Location, regulation and restrictions as to**  
11 **place of sale; inspections.**

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13 (f) A holder of a boutique hotel liquor license, a  
14 resort retail liquor license, a golf club that holds a  
15 retail liquor license, a restaurant liquor license or a  
16 club limited retail liquor license or a holder of a retail  
17 liquor license or restaurant liquor license operating on a  
18 guest ranch may dispense alcoholic beverages from any  
19 location within the boundaries of the licensee's premises.

20 Any holder of a boutique hotel liquor license may sell an  
21 unopened bottle of liquor or wine to a registered guest not  
22 less than twenty-one (21) years of age for consumption on  
23 the holder's premises. The premises shall be a single

1 property within a contiguous boundary upon which the  
2 licensee is located and which shall be identified in the  
3 license. Any location on the premises where alcoholic  
4 beverages are dispensed as approved by the licensing  
5 authority shall comply with applicable sanitation and fire  
6 hazard requirements and other applicable laws. The  
7 licensing authority shall, as often as necessary, inspect  
8 the licensed location where alcoholic beverages are  
9 dispensed to ensure that the licensee is in compliance with  
10 sanitation and fire hazard requirements.

11

12 **Section 3.** This act is effective July 1, 2024.

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14

(END)