

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 805 of 2001
HOUSE BILL 1995

5 By: Representative Ledbetter
6 By: Senator D. Malone
7

For An Act To Be Entitled

10 AN ACT TO REMOVE THE PROHIBITION ON MICROBREWERY
11 RESTAURANT DISTRIBUTORS SELLING MICROBEERS FOR OFF
12 PREMISES CONSUMPTION; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT TO REMOVE THE PROHIBITION ON
15 MICROBREWERY RESTAURANT DISTRIBUTORS
16 SELLING MICROBEERS FOR OFF PREMISES
17 CONSUMPTION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code 3-5-1204(b), concerning the scope of and
24 restrictions on licenses for microbreweries, is amended to read as follows:

25 (b) The director may additionally issue a microbrewery-restaurant
26 distribution permit to a microbrewery-restaurant licensee.

27 (1) This permit will allow the microbrewery-restaurant licensee
28 to:

29 (A) Sell beer or malt beverage of its own manufacture to a
30 wholesale dealer licensed by this state for the purpose of resale to other
31 retail license holders as set forth by § 3-4-605 and § 3-5-101, dealing with
32 wholesale distribution of beer and malt beverage. ~~Any microbrewery-restaurant~~
33 ~~licensee who also holds a microbrewery-restaurant distribution permit will be~~
34 ~~prohibited from selling for off-premises consumption, as allowed in~~
35 ~~subdivision (a)(3) of this section, except for those sales to a licensed~~
36 ~~wholesaler as provided for in this subdivision; and~~

1 (B) Maintain a separate brewing facility as needed to meet
2 demand, except that all facilities utilized by the microbrewery-restaurant
3 licensee shall not in the aggregate produce over five thousand (5,000)
4 barrels of beer and malt beverage per year, and all products produced by any
5 separate facility must be sold to a licensed wholesaler. At no time does this
6 allow any product produced by any separate facility to be transported to the
7 restaurant location for retail sale for consumption on or off the licensed
8 premises.

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11 **APPROVED: BECAME LAW ON 3/16/2001, WITHOUT THE GOVERNOR'S SIGNATURE.**
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