

State of Arkansas

83rd General Assembly

Regular Session, 2001

A Bill

HOUSE BILL 1995

By: Representative Ledbetter

By: Senator D. Malone

For An Act To Be Entitled

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

Subtitle

AN ACT TO REMOVE THE PROHIBITION ON
MICROBREWERY RESTAURANT DISTRIBUTORS
SELLING MICROBEERS FOR OFF PREMISES
CONSUMPTION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 3-5-1204(b), concerning the scope of and
restrictions on licenses for microbreweries, is amended to read as follows:

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

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

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