

HB0076 - Wyoming Beer Freedom Act.

The current version of the bill text is displayed below. To view all versions of the bill with page and line numbers, use the PDF documents located to the right, under "Bill Versions & Resources."

ORIGINAL HOUSE
BILL NO. HB0076

ENGROSSED

ENROLLED ACT NO. 41, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING
2019 GENERAL SESSION

AN ACT relating to alcoholic beverages; authorizing appropriate licensing authorities to issue twenty-four hour malt beverage permits to microbreweries; making conforming amendments; and providing for an effective date.

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

Section 1. W.S. 12-4-103(a) (vi) and 12-4-412 by creating a new subsection (j) are amended to read:

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

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

(vi) A manufacturer of alcoholic beverages or wholesaler of malt beverages, except as provided in W.S. 12-4-412(j);

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

(j) In addition to the one (1) additional license or permit authorized under paragraph (b)(iii) of this section, the holder of a microbrewery permit under this section may also hold a malt beverage permit under W.S. 12-4-502(a) for the purpose of selling its own brewed malt beverages.

Section 2. This act is effective July 1, 2019.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk

1







Sponsor:

Representative Pelkey

Co-Sponsor:

Representative(s) Barlow, Blake, Burlingame, Lindholm, Pownall
Senator(s) Rothfuss

Bill Versions and Resources:

- Introduced  Version initially introduced on the floor for debate.
 - Engrossed  Version that includes adopted amendments from first chamber.
 - Enrolled  Version passed in both chambers with all adopted amendments.
 - Fiscal note  Estimate of the fiscal and personnel impact to the state for the bill.
 - Digest  A summary of proceedings for the bill as it moves through the process.
 - Summary  A high level synopsis of the bill once it is signed into law.
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Last Action:

Assigned Chapter Number 108

Last Action Date:

02/26/2019

Scheduled Committee Meetings

No Meetings Currently Scheduled

Scheduled Floor Sessions

Session Laws Chapter Number:

CH0108
 Adopted: 2/26/2019
 Effective: 7/1/2019

Date	Action	Location	Vote
02/26/2019	Assigned Chapter Number 108	LSO	
02/26/2019	Governor Signed HEA No. 0041	Governor	
02/19/2019	S President Signed HEA No. 0041	Senate	
02/19/2019	H Speaker Signed HEA No. 0041	House	
02/15/2019	Assigned Number HEA No. 0041	LSO	
02/15/2019	H Concur:Passed 51-6-3-0-0	House	Details
02/14/2019	H Received for Concurrence	House	
02/14/2019	S 3rd Reading:Passed 29-1-0-0-0	Senate	Details
02/13/2019	S 2nd Reading:Passed	Senate	
02/12/2019	S COW:Passed	Senate	
02/07/2019	S Placed on General File	Senate	
02/07/2019	S07 - Corporations:Recommend Do Pass 4-1-0-0-0	Senate	Details
02/04/2019	S Introduced and Referred to S07 - Corporations	Senate	
01/30/2019	S Received for Introduction	Senate	
01/29/2019	H 3rd Reading:Passed 55-4-1-0-0	House	Details
01/28/2019	H 2nd Reading:Passed	House	
01/25/2019	H COW:Passed	House	
01/24/2019	H Placed on General File	House	
01/24/2019	H05 - Agriculture:Recommend Amend and Do Pass 9-0-0-0-0	House	Details
01/11/2019	H Introduced and Referred to H05 - Agriculture	House	
01/08/2019	H Received for Introduction	House	
01/05/2019	Bill Number Assigned	LSO	

House Amendments

Amendment ↑	Origin	Sponsor	Status
HB0076HS001	Standing Committee House Agriculture, State and Public Lands & Water		Adopted

Senate Amendments

Amendment ↑	Origin	Sponsor	Status
HB0076SW001	Committee of the Whole	Senator Rothfuss	Adopted
Wyoming Beer Freedom Act.			19LSO-0466, 1.0

FISCAL NOTE

No fiscal or personnel impact.

H05 - Agriculture:Recommend Amend and Do Pass 9-0-0-0

Vote recorded: 1/24/2019 4:44PM

Ayes: BLAKE, CLAUSEN, HALEY, HENDERSON, LAURSEN, SIMPSON, TASS, WINTER, HUNT

Nays:

Excused:

Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clifford, Connolly, Crank,

Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan,

Harshman, Henderson, Hunt, Kinner, Kirkbride, Laursen Dan, Lindholm, Loucks, MacGuire, Miller,

Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar,

Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Wilson, Winter,

Yin, Zwonitzer

Vote recorded: 2/14/2019 10:50AM

Ayes: CLEM, EDWARDS, JENNINGS, LARSEN LLOYD

Excused: NORTHHRUP

Absent: BARLOW, BLACKBURN, BLAKE, BROWN, BURKHART, BURLINGAME, CLAUSEN, CLIFFORD, CONNOLLY, CRANK, DAYTON-SELMAN, DUNCAN, EKLUND, EYRE, FLITNER, FREEMAN, FURPHY, GRAY, GREEAR, HALEY, HALLINAN, HENDERSON, HARSHMAN, HUNT, KINNER, KIRKBRIDE, LAURSEN DAN, LINDHOLM, LOUCKS, MACGUIRE, MILLER, NEWSOME, NICHOLAS, OBERMUELLER, OLSEN, PAXTON, PELKEY, PIIPARINEN, POWNALL, ROSCOE, SALAZAR, SCHWARTZ, SIMPSON, SOMMERS, STITH, STYVAR, SWEENEY, TASS, WALTERS, WASHUT, WESTERN, WILSON, WINTER, YIN, ZWONITZER

Conflict: WILSON

Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Henderson, Kinner, Harshman, Larsen Lloyd, Laursen Dan, Lindholm, Loucks, MacGuire, Miller, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Wilson, Yin, Zwonitzer

Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Wilson, Yin, Zwonitzer

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Washut, Western, Wilson, Yin, Zwonitzer

ROLL CALL

Ayes: Representative(s) Blake, Clausen, Haley, Henderson, Hunt, Laursen, Simpson, Tass, Winter

Ayes 9 Nays 0 Excused 0 Absent 0 Conflicts 0

1/24/2019 H Placed on General File

HB0076HS001/ADOPTED

Page 2-line 6 After "microbrewery" insert "in selling its own brewed malt beverage". HUNT, CHAIRMAN

1/25/2019 H COW:Passed

1/28/2019 H 2nd Reading:Passed

1/29/2019 H 3rd Reading:Passed 55-4-1-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Kinner, Kirkbride, Laursen Dan, Lindholm, Loucks, Macguire, Miller, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Wilson, Winter, Yin, Zwonitzer

Nays: Representative(s) Clem, Edwards, Jennings, Larsen Lloyd

Excused: Representative Northrup

Ayes 55 Nays 4 Excused 1 Absent 0 Conflicts 0

1/30/2019 S Received for Introduction

2/4/2019 S Introduced and Referred to S07 - Corporations

ROLL CALL

Ayes: Senator(s) Landen, Nethercott, Schuler, Scott

Nays: Senator Case

Ayes 4 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

2/7/2019 S Placed on General File

HB0076SW001/ADOPTED (TO ENGROSSED COPY)

Page 1-line 8 Delete "and (b)".

Page 1-lines 9 and 10 Delete entirely and insert "12-4-412 by creating a new subsection (j) are amended to read:".

Page 2-line 5 Delete "for twenty-four (24)".

Page 2-lines 6 and 7 Delete entirely and insert "as provided in W.S. 12-4-412(j);".

Page 2-lines 9 through 11 Delete entirely.

Page 2-lines 17 through 21 Delete entirely.

Page 3-lines 1 through 9 Delete entirely and insert:

"(j) In addition to the one (1) additional license or permit authorized under paragraph (b) (iii) of this section, the holder of a microbrewery permit under this section may also hold a malt beverage permit under W.S. 12-4-502(a) for the purpose of selling its own brewed malt beverages." ROTHFUSS

2/12/2019 S COW:Passed

2/13/2019 S 2nd Reading:Passed

2/14/2019 S 3rd Reading:Passed 29-1-0-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Boner, Bouchard, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, Hutchings, James, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins Pres, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

Nays: Senator Case

Ayes 29 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

2/14/2019 H Received for Concurrence

2/15/2019 H Concur:Passed 51-6-3-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Kinner, Larsen Lloyd, Laursen Dan, Lindholm, Loucks, Macguire, Miller, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Sweeney, Tass, Walters, Washut, Western, Wilson, Yin, Zwonitzer

Nays: Representative(s) Clem, Edwards, Jennings, Kirkbride, Styvar, Winter

Excused: Representative(s) Clifford, Northrup, Salazar

Ayes 51 **Nays** 6 **Excused** 3 **Absent** 0 **Conflicts** 0

2/15/2019 Assigned Number HEA No. 0041
2/19/2019 H Speaker Signed HEA No. 0041
2/19/2019 S President Signed HEA No. 0041
2/26/2019 Governor Signed HEA No. 0041
2/26/2019 Assigned Chapter Number 108

Chapter No. 108 Session Laws of Wyoming 2019

Bill No.: HB0076 **Effective:** July 1, 2019

LSO No.: 19LSO-0466

Enrolled Act No.: HEA No. 0041

Chapter No.: 108

Prime Sponsor: Pelkey

Catch Title: Wyoming Beer Freedom Act.

Subject: Authorizes microbrewery permit holders to hold malt beverage permits for the purpose of selling the permittees' own brewed malt beverages.

Summary/Major Elements:

- Under Wyoming law, the holder of a microbrewery permit is not authorized to also hold a twenty-four (24) hour malt beverage permit, which authorizes any responsible person or organization to sell malt beverages at a picnic, bazaar, fair, rodeo or similar public gathering.
- This act eliminates this prohibition, allowing a holder of a microbrewery permit to obtain a twenty-four (24) hour malt beverage permit, but only for the purpose of selling its own brewed malt beverages.

The above summary is not an official publication of the Wyoming Legislature and is not an official statement of legislative intent. While the Legislative Service Office endeavored to provide accurate information in this summary, it should not be relied upon as a comprehensive abstract of the bill.

Wyoming Legislature Online Hotline will not be available until the Legislature Reconvenes in 2020