

HB0212 - Alcoholic beverages-business flexibility.

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. HB0212

ENROLLED ACT NO. 107, HOUSE OF REPRESENTATIVES

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

AN ACT relating to alcoholic beverages; allowing microbrewery or winery permit holders to hold manufacturer's licenses as specified; making conforming amendments; and providing for an effective date.

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

Section 1. W.S. 12-4-412 by creating a new subsection (j) and 12-5-401 are amended to read:

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 or winery permit under this section may also hold a manufacturer's license under W.S. 12-2-203(a).

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

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

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

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

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

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

(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 Duncan


Co-Sponsor:


Representative(s) Blake, Hunt, Sweeney, Zwonitzer


Senator(s) Coe, Gierau, Nethercott

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.

Last Action:

Assigned Chapter Number 158

Last Action Date:

02/28/2019

Scheduled Committee Meetings

No Meetings Currently Scheduled

Scheduled Floor Sessions

No Floor Sessions Currently Scheduled

Session Laws Chapter Number:

CH0158

Adopted: 2/28/2019

Effective: 2/28/2019

Date	Action	Location	Vote
02/28/2019	Assigned Chapter Number 158	LSO	
02/28/2019	Governor Signed HEA No. 0107	Governor	
02/26/2019	S President Signed HEA No. 0107	Senate	
02/26/2019	H Speaker Signed HEA No. 0107	House	
02/25/2019	Assigned Number HEA No. 0107	LSO	
02/25/2019	S 3rd Reading:Passed 29-0-1-0-0	Senate	Details
02/22/2019	S 2nd Reading:Passed	Senate	
02/21/2019	S COW:Passed	Senate	
02/20/2019	S Placed on General File	Senate	
02/20/2019	S09 - Minerals:Recommend Do Pass 5-0-0-0-0	Senate	Details
02/07/2019	S Introduced and Referred to S09 - Minerals	Senate	
02/06/2019	S Received for Introduction	Senate	
02/05/2019	H 3rd Reading:Passed 53-7-0-0-0	House	Details
02/04/2019	H 2nd Reading:Passed	House	
02/01/2019	H COW:Passed	House	
01/29/2019	H Placed on General File	House	
01/29/2019	H07 - Corporations:Recommend Amend and Do Pass 7-2-0-0-0	House	Details
01/22/2019	H Introduced and Referred to H07 - Corporations	House	
01/22/2019	H Received for Introduction	House	
01/18/2019	Bill Number Assigned	LSO	

House Amendments

Amendment 

Origin

Sponsor

Status

[HB0212HS001](#)

Standing Committee House Corporations, Elections & Political Subdivis Adopted

[HB0212HW001](#)

Committee of the Whole Representative Duncan Adopted

Senate Amendments

[Amendment](#) [↑](#) [Origin](#) [Sponsor](#) [Status](#)

Alcoholic beverages-business flexibility.

19LSO-0562, 1.0

FISCAL NOTE

The fiscal or personnel impact is not determinable due to insufficient time to complete the fiscal note process.

H07 - Corporations:Recommend Amend and Do Pass 7-2-0-0

Vote recorded: 1/29/2019 9:06PM

Ayes: BLACKBURN, CLAUSEN, CLIFFORD, DUNCAN, EYRE, FURPHY, LINDHOLM

Nays: CLEM, EDWARDS

Excused: 2/5/2019 11:43AM

Absent: BARLOW, BLACKBURN, BLAKE, BROWN, BURKHART, BURLINGAME, CLAUSEN, CLIFFORD, CONNOLLY, CRANK,

Conflict: DAYTON-SELMAN, DUNCAN, EKLUND, EYRE, FLITNER, FREEMAN, FURPHY, GRAY, GREAR, HALEY, HALLINAN,

Vote recorded: 1/29/2019 11:07:50AM **Absent:** KINNER, KIRKBRIDE, LARSEN LLOYD, LAURSEN DAN, LINDHOLM, LOUCKS,

Ayes: BARLOW, BROWN, CLAUSEN, CLIFFORD, DUNCAN, EYRE, FURPHY, GRAY, GREAR, HALEY, HALLINAN,

Nays: COE, SALAZAR, SCHWARTZ, SOMMERS, STITH, SWEENEY, TASS, WALTERS, WASHUT, WESTERN, WINTER, YIN,

Excused: 2/25/2019 2:57PM **Alcoholic beverages-business flexibility.**

Ayes: CLEM, EDWARDS, JENNINGS, PIRAHMEN, SIMPSON, SEVYAR, WILSON,

Excused: ELLIS, GIERAU, HICKS, HUTCHINGS, JAMES, KINSKEY, KOST, LANDEN, MONIZ, NETHERCOTT, PAPPAS,

Absent: BARLOW, BROWN, CLAUSEN, CLIFFORD, DUNCAN, EYRE, FURPHY, GRAY, GREAR, HALEY, HALLINAN,

Conflict: Senator(s) Coe, Gierau and Nethercott

Total Ayes: 53 **Nays:** 7 **Excused:** 0 **Absent:** 0 **Conflict:** 0

Absent: AN ACT relating to alcoholic beverages; allowing microbrewery or winery permit holders to hold manufacturer's licenses as specified; making conforming amendments; and providing for an effective date.

Total Ayes: 29 **Nays:** 0 **Excused:** 1 **Absent:** 0 **Conflict:** 0

- 1/18/2019 Bill Number Assigned
- 1/22/2019 H Received for Introduction
- 1/22/2019 H Introduced and Referred to H07 - Corporations
- 1/29/2019 H07 - Corporations:Recommend Amend and Do Pass 7-2-0-0-0

ROLL CALL

Ayes: Representative(s) Blackburn, Clausen, Clifford, Duncan, Eyre, Furphy, Lindholm

Nays: Representative(s) Clem, Edwards

Ayes 7 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

1/29/2019 H Placed on General File

HB0212HS001/ADOPTED

Page 2-line 18 Reinsert stricken "he"; delete "the person". LINDHOLM, CHAIRMAN

HB0212HW001/ADOPTED

Page 3-line 9 Delete "July 1, 2019" and insert "immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution". DUNCAN

- 2/1/2019 H COW:Passed
- 2/4/2019 H 2nd Reading:Passed
- 2/5/2019 H 3rd Reading:Passed 53-7-0-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhardt, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Grear, Haley, Hallinan, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen Lloyd, Laursen Dan, Lindholm, Loucks, Macquire, Miller, Newsome, Nicholas, Northrup, Obermueller, Olsen,

Paxton, Pelkey, Pownall, Roscoe, Salazar, Schwartz, Sommers, Stith, Sweeney, Tass, Walters, Washut, Western, Winter, Yin, Zwonitzer

Nays: Representative(s) Clem, Edwards, Jennings, Piiparinen, Simpson, Styvar, Wilson

Ayes 53 **Nays** 7 **Excused** 0 **Absent** 0 **Conflicts** 0

2/6/2019 S Received for Introduction
2/7/2019 S Introduced and Referred to S09 - Minerals
2/20/2019 S09 - Minerals:Recommend Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Biteman, Coe, Rothfuss, Wasserburger

Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/20/2019 S Placed on General File
2/21/2019 S COW:Passed
2/22/2019 S 2nd Reading:Passed
2/25/2019 S 3rd Reading:Passed 29-0-1-0-0

ROLL CALL

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

Excused: Senator Agar

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

2/25/2019 Assigned Number HEA No. 0107
2/26/2019 H Speaker Signed HEA No. 0107
2/26/2019 S President Signed HEA No. 0107
2/28/2019 Governor Signed HEA No. 0107
2/28/2019 Assigned Chapter Number 158

Chapter No. 158 Session Laws of Wyoming 2019

Bill No.: HB0212 **Effective:** Immediately

LSO No.: **19LSO-0562**

Enrolled Act No.: HEA No. 0107

Chapter No.: 158

Prime Sponsor: Duncan

Catch Title: **Alcoholic beverages-business flexibility.**

Subject: Manufacture and rectification of alcoholic liquor by microbrewery and winery permit holders.

Summary/Major Elements:

- This act amends Wyoming statute to allow microbrewery and winery permit holders to also hold manufacturer's licenses authorizing the manufacture or rectification of alcoholic liquor.

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