

1 H.13

2 Representative Walz of Barre City moves that the House concur in the  
3 Senate proposal of amendment and that the House propose to the Senate that  
4 the bill be further amended by striking out Secs. 46–47 and their respective  
5 reader assistance headings in their entirety and inserting in lieu thereof Secs.  
6 46–51 and their respective reader assistance headings to read as follows:

7 \* \* \* Retail Licenses and Permits \* \* \*

8 Sec. 46. 7 V.S.A. § 223 is amended to read:

9 § 223. THIRD-CLASS LICENSES

10 (a)(1) The Board of Liquor and Lottery may grant to a person who operates  
11 a hotel, restaurant, club, boat, or railroad dining car, or who holds a  
12 manufacturer’s or rectifier’s license, a third-class license if:

13 (1) the person files an application accompanied by the fee provided in  
14 section 204 of this title for the premises in which the business of the hotel,  
15 restaurant, club, or manufacturer or rectifier is carried on or for the boat or  
16 railroad dining car;

17 (2) the local control commissioners have approved the application; and

18 ~~(2)(3) The~~ the applicant shall satisfy satisfies the Board that:

19 (A) the applicant is the bona fide owner or lessee of the premises,  
20 boat, or railroad dining car;



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\* \* \* Tasting and Event Permits \* \* \*

Sec. 47. 7 V.S.A. § 252 is amended to read:

§ 252. SPECIAL EVENT PERMITS

\* \* \*

(c)~~(1)~~ A licensed manufacturer or rectifier may be issued ~~no~~ not more than ~~104~~ 10 special event permits ~~during a~~ for the same physical location in a calendar year.

~~(2) Each manufacturer or rectifier planning to attend a single special event pursuant to this section may be listed on a single permit for the special event. However, each attendance at a special event shall count toward the manufacturer's or rectifier's annual limit of 104 special event permits.~~

Sec. 48. 7 V.S.A. § 253 is amended to read:

§ 253. FESTIVAL PERMITS

\* \* \*

(b) A festival permit holder shall be permitted to conduct an event that is open to the public at which malt beverages, vinous beverages, fortified wines, spirits, or any combination of the four are served.

(c)(1) A festival permit holder shall require individuals attending the festival to pay an entry fee of at least \$5.00.

(2) Alcoholic beverages served pursuant to a festival permit shall be served in compliance with the following limitations:

1           (A) Malt beverages shall be served to individuals attending the  
2           festival in amounts equal to not more than 12 ounces at one time and not more  
3           than 60 ounces total at any one festival.

4           (B) Vinous beverages shall be served to individuals attending the  
5           festival in amounts equal to not more than five ounces at one time and not  
6           more than 25 ounces total at any one festival.

7           (C) Fortified wines shall be served to individuals attending the  
8           festival in amounts equal to not more than three ounces at one time and not  
9           more than 15 ounces total at any one festival.

10           (D) Spirits shall be served to individuals attending the festival in  
11           amounts equal to not more than one ounce at one time and not more than  
12           five ounces total at any one festival.

13           (E) For festivals at which a combination of malt beverages, vinous  
14           beverages, fortified wines, and spirits are served, an individual shall not be  
15           served a combined total of more than six standard drinks. As used in this  
16           subdivision (E), a “standard drink” means an alcoholic beverage containing  
17           0.6 fluid ounces or 14 grams of pure ethyl alcohol.

18           (3) A festival permit holder shall ensure that the festival complies with  
19           all applicable requirements of this title and the rules of the Board.

20           (d)(1) A festival permit holder may purchase invoiced volumes of malt or  
21           vinous beverages directly from a manufacturer or packager licensed in

1 Vermont, or a manufacturer or packager that holds a federal Basic Permit or  
2 Brewers Notice or evidence of licensure in a foreign country that is satisfactory  
3 to the Board.

4 (2) The invoiced volumes of malt or vinous beverages may be  
5 transported to the site and sold by the glass to the public by the permit holder  
6 or its employees and volunteers only during the event.

7 ~~(e)~~(e) A festival permit holder shall be subject to the provisions of this title,  
8 including section 214 of this title, and the rules of the Board regarding the sale  
9 of the alcoholic beverages and shall pay the tax on the malt or vinous  
10 beverages pursuant to section 421 of this title.

11 ~~(d)~~(f) A person shall be granted ~~no~~ not more than ~~four~~ 10 festival permits  
12 per year, and each permit shall be valid for ~~no~~ not more than four consecutive  
13 days.

14 \* \* \* Manufacturing and Distribution of Alcohol \* \* \*

15 Sec. 49. 7 V.S.A. § 271 is amended to read:

16 § 271. MANUFACTURER'S OR RECTIFIER'S LICENSE

17 (a)(1) The Board of Liquor and Lottery may grant a manufacturer's or  
18 rectifier's license upon application and payment of the fee provided in section  
19 204 of this title that permits the license holder to operate a facility that  
20 ~~manufacture~~ manufactures or ~~rectify~~ rectifies:

21 ~~(1)~~(A) malt beverages;



1 was granted a first-class license or a third-class license, or both, before July 1,  
2 2019 may continue to operate that establishment, and the local control  
3 commissioners and the Board may annually renew the licenses in effect for  
4 that establishment on July 1, 2019.

5 (e) The Board of Liquor and Lottery may grant a licensed manufacturer of  
6 malt beverages a second-class license permitting the licensee to sell alcoholic  
7 beverages to the public anywhere on the ~~manufacturer's~~ premises of the  
8 licensed manufacturing facility.

9 (f)(1) A licensed manufacturer or rectifier may serve alcoholic beverages  
10 with or without charge at an event held ~~on the premises of the licensee~~ at the  
11 licensed manufacturing or rectifying facility or at a location on ~~the property~~  
12 that is owned by the licensee and is contiguous real estate of the licensee with  
13 the parcel of land on which the licensed facility is located, provided the  
14 licensee at least five days before the event gives the Division written notice of  
15 the event, including details required by the Division.

16 \* \* \*

17 Sec. 50. 7 V.S.A. § 271 is amended to read:

18 § 271. MANUFACTURER'S OR RECTIFIER'S LICENSE

19 \* \* \*

20 (d)(1) The Board of Liquor and Lottery may grant to a licensed  
21 manufacturer or rectifier a first-class license or a third-class license, or both,

1 permitting the licensee to sell alcoholic beverages to the public at an  
2 establishment located at the manufacturer's or rectifier's licensed facility,  
3 provided the manufacturer or rectifier owns or has direct control over that  
4 establishment.

5 (2) A licensed manufacturer of malt beverages may operate up to two  
6 licensed establishments pursuant to this subsection that are located at the  
7 licensed manufacturing facility or on property that is owned by the licensee  
8 and is contiguous with the parcel of land on which the licensed manufacturing  
9 facility is located, provided the manufacturer owns or has direct control over  
10 both establishments.

11 (3) ~~Notwithstanding subdivisions (1) and (2) of this subsection, a~~  
12 ~~manufacturer or rectifier that, on July 1, 2019, is operating at a location~~  
13 ~~separate from its licensed manufacturing facility an establishment for which it~~  
14 ~~was granted a first class license or a third class license, or both, before July 1,~~  
15 ~~2019 may continue to operate that establishment, and the local control~~  
16 ~~commissioners and the Board may annually renew the licenses in effect for~~  
17 ~~that establishment on July 1, 2019. [Repealed.]~~

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\* \* \* Effective Dates \* \* \*

Sec. 51. EFFECTIVE DATES

(a) Sec. 47 (special event permits) and Sec. 50 (repeal of manufacturer grandfather provision) shall take effect on July 1, 2020.

(b) All remaining sections shall take effect on July 1, 2019.