

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1017

Short Title: Increase Small Brewery Limits. (Public)

Sponsors: Representatives Fisher, Faison, Harrison, Earle (Primary Sponsors);
K. Alexander, Allred, Carney, Cotham, Crawford, Goforth, Haire, Jeffus,
Luebke, and Ross.

Referred to: Alcoholic Beverage Control, if favorable, Commerce, Small Business, and
Entrepreneurship.

April 2, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE SMALL BREWERY BREWING LIMIT FROM
3 TWENTY-FIVE THOUSAND GALLONS TO SIXTY THOUSAND GALLONS
4 BEFORE THE BREWERY MUST USE A WHOLESALE DISTRIBUTOR TO
5 DISTRIBUTE ITS PRODUCTS.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 18B-1104(7) reads as rewritten:

8 "(7) In areas where the sale is legal, sell the brewery's malt beverages at the
9 brewery upon receiving a permit under G.S. 18B-1001(1). The brewery also
10 may obtain a malt beverage wholesaler permit to sell, deliver, and ship at
11 wholesale only malt beverages manufactured by the brewery. The
12 authorization of this subdivision applies to a brewery that sells, to consumers
13 at the brewery, to wholesalers, to retailers, and to exporters, fewer than
14 ~~25,000~~60,000 barrels, as defined in G.S. 81A-9, of malt beverages produced
15 by it per year. A brewery not exceeding the sales quantity limitations in this
16 subdivision may also sell the malt beverages manufactured by the brewery at
17 not more than three other locations in the State upon obtaining the
18 appropriate permits under G.S. 18B-1001. A brewery operating any
19 additional retail location pursuant to this subdivision shall also offer for sale
20 at that location a reasonable selection of competitive malt beverage
21 products."

22 **SECTION 2.** This act is effective when it becomes law.

