

Senate Bill 539

By: Senators Staton of the 18th, Hamrick of the 30th, Rogers of the 21st, Chance of the 16th and Tolleson of the 20th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 4 of Title 3 of the Official Code of Georgia Annotated,  
2 relating to state license requirements and regulations for manufacture, distribution, and  
3 package sales of distilled spirits, so as to repeal the limitation on the number of retail dealer  
4 licenses which a person may possess; to provide for related matters; to repeal conflicting  
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 2 of Chapter 4 of Title 3 of the Official Code of Georgia Annotated, relating to state  
9 license requirements and regulations for manufacture, distribution, and package sales of  
10 distilled spirits, is amended by revising Code Section 3-4-21, relating to prohibition on  
11 holding or having beneficial interest in more than two retail dealer licenses, as follows:

12 "3-4-21.

13 ~~(a) No person shall be issued more than two retail dealer licenses, nor shall any person be~~  
14 ~~permitted to have a beneficial interest in more than two retail dealer licenses issued under~~  
15 ~~this chapter, regardless of the degree of such interest.~~

16 ~~(b) For purposes of this Code section:~~

17 ~~(1) The term 'person' shall include all members of a retail dealer licensee's family, and~~  
18 ~~the term 'family' shall include any person related to the holder of the license within the~~  
19 ~~first degree of consanguinity and affinity as computed according to the canon law.~~

20 ~~(2) The beneficiaries of a trust shall be considered to have a beneficial interest in any~~  
21 ~~business forming a part of the trust estate.~~

22 ~~(c) Nothing contained in this Code section shall prohibit the reissuance of a valid retail~~  
23 ~~dealer license if the license has been:~~

24 ~~(1) Held prior to the creation of any of the above relationships by marriage; or~~

25 ~~(2) Held prior to April 3, 1978 Reserved.~~"

26

**SECTION 2.**

27 All laws and parts of laws in conflict with this Act are repealed.