

House Bill 1466

By: Representatives Ridley of the 6<sup>th</sup>, Smith of the 18<sup>th</sup>, Carpenter of the 4<sup>th</sup>, Douglas of the 78<sup>th</sup>, Ford of the 170<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 3-5-24.1 of the Official Code of Georgia Annotated, relating to  
2 exception to three-tier system, transfer of liquids, sales at brewer's licensed premises, taxing,  
3 regulatory authority, and conditions or limitations, so as to provide for satellite tasting rooms  
4 operated by brewers; to provide for limitations; to provide for an exception to a transfer  
5 limitation; to provide for rules and regulations; to provide for definitions; to provide for  
6 related matters; to provide for effective dates; to repeal conflicting laws; and for other  
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Code Section 3-5-24.1 of the Official Code of Georgia Annotated, relating to exception to  
11 three-tier system, transfer of liquids, sales at brewer's licensed premises, taxing, regulatory  
12 authority, and conditions or limitations, is amended as follows:

13 "3-5-24.1.

14 (a) As used in this Code section, the term:

15 (1) 'Common ownership' means the same 100 percent common ownership interest  
16 including, but not limited to, ownership of the stock, limited liability company

17 membership interest, limited liability partnership interest, other entity interest, or  
18 partnership interest, in whatever form such ownership interest may exist.

19 (2) 'Licensed premises' means the physical premises where brewer is licensed by the  
20 state as a manufacturer of malt beverages as well as any satellite tasting rooms.

21 (3) 'Produces' means engaging in the material and essential aspects of the brewing  
22 process to manufacture malt beverage for human consumption; provided, however, when  
23 a brewer engages in the brewing process at multiple licensed premises, the malt beverage  
24 will be deemed to have been produced only at the licensed premises where such malt  
25 beverage first began fermentation through the chemical conversion of fermentable sugars  
26 into alcohol.

27 (4) 'Satellite tasting room' means a separate physical location designated by a brewer,  
28 under common ownership with the brewer, at which the brewer is authorized under  
29 subsection (h) of this Code section to make retail sales of malt beverages to individuals  
30 pursuant to subsection (b) of this Code section.

31 (b) A limited exception to the provisions of this title providing a three-tier system for the  
32 distribution and sale of malt beverages shall exist to the extent that the license to  
33 manufacture malt beverages in this state shall include the right to sell malt beverages to  
34 individuals on the brewer's licensed premises for personal use and not for resale, subject  
35 to the following terms and conditions:

36 (1) The brewer may only make sales of malt beverages to an individual while the  
37 individual is physically on the brewer's licensed premises where the brewer produces malt  
38 beverages;

39 (2) The brewer may make sales of malt beverages the brewer produces at the brewer's  
40 licensed premises where the individual is purchasing the malt beverages;

41 (3) As long as the brewer and all of the brewer's licensed premises are under common  
42 ownership, the brewer may make sales of malt beverages the brewer produces at any  
43 licensed premises of the brewer and subsequently transfers in compliance with the

44 limitations and reporting obligations of subsection (c) of this Code section to the brewer's  
45 licensed premises for sale where the individual is purchasing the malt beverages;

46 (4) The brewer may only make sales of malt beverages for which the brewer is the sole  
47 owner of the brand and brand label;

48 (5) Sales for consumption on the premises are not subject to a daily maximum amount;

49 (6) Sales for consumption off the premises shall not exceed a maximum of 288 ounces  
50 of malt beverages per individual per day; and

51 (7) The maximum amount of malt beverages the brewer may sell pursuant to ~~subsection~~  
52 ~~(b) of this Code section~~ this subsection in each calendar year shall be 6,000 barrels in the  
53 aggregate among all brewer's licensed premises making such sales.

54 (c)(1) Nothing in this Code section shall be interpreted to prohibit a brewer from  
55 transferring any liquid, regardless of whether such liquid would be deemed to be malt  
56 beverages or not, to or from any of the brewer's licensed premises; provided, however,  
57 with respect to any malt beverages a brewer produces at one of the brewer's licensed  
58 premises and transfers to be sold to individuals pursuant to subsection (b) of this Code  
59 section at another of the brewer's licensed premises, the maximum number of barrels of  
60 malt beverages permitted to be transferred from one licensed premises of the brewer to  
61 another licensed premises of the brewer shall not exceed the number of barrels of malt  
62 beverages the brewer produces under brands and brand labels for which the brewer is the  
63 sole owner at the licensed premises receiving the transferred malt beverages and the  
64 brewer shall file a report with the department every calendar quarter documenting all  
65 such transfers in such form as the department shall require.

66 (2) The transfer limitation on malt beverages provided in paragraph (1) of this subsection  
67 shall not apply to malt beverages transferred by a brewer from any of the brewer's  
68 licensed premises to a satellite tasting room for sale to individuals pursuant to  
69 subsection (b) of this Code section; provided, however, that all such transfers shall be  
70 included in the quarterly report required by this subsection.

71 (d) A brewer may sell malt beverages pursuant to subsection (b) of this Code section on  
72 all days and at all times that sales of malt beverages by retailers are lawful within the  
73 county or municipality in which the licensed premises of the brewer is located, including,  
74 but not limited to, Sundays.

75 (e) Any brewer engaging in sales of malt beverages pursuant to subsection (b) of this Code  
76 section shall remit all state and local sales, use, and excise taxes to the proper tax collecting  
77 authority.

78 (f) The commissioner shall promulgate and enforce such rules and regulations as he or she  
79 may deem reasonable and necessary to effectuate the provisions of this Code section.

80 (g) Upon a violation by a brewer of any provision of this Code section or this title or any  
81 rule or regulation promulgated thereunder, the commissioner shall have the power to place  
82 conditions or limitations on such brewer's license and to modify or amend such conditions  
83 or limitations.

84 (h) A brewer may operate up to two satellite tasting rooms, which shall be licensed in such  
85 manner and subject to such reasonable registration, reporting, and inspection requirements  
86 as the commissioner may prescribe by rule and regulation. In addition to making sales of  
87 malt beverages pursuant to subsection (b) of this Code section, a satellite tasting room may  
88 also hold a retail license for consumption on the premises as otherwise authorized by this  
89 title and may purchase alcoholic beverages from licensed wholesalers, manufacturers, and  
90 importers in accordance with such retail license. Nothing in this subsection shall be  
91 construed to expand distribution privileges or authorize sales to retailers other than through  
92 a licensed wholesaler. Nothing in this Code section shall be construed to prohibit the sale  
93 or service of other alcoholic beverages at the same location if such sale or service is  
94 separately authorized under another provision of law and the appropriate license is held for  
95 that location."

96

**SECTION 2.**

97 For purposes of proposing rules and regulations, this Act shall become effective upon its  
98 approval by the Governor or upon its becoming law without such approval. For all other  
99 purposes, this Act shall become effective on July 1, 2026.

100

**SECTION 3.**

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