

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015

# A Bill

SENATE BILL 1032

4  
5 By: Senator J. Woods

## For An Act To Be Entitled

8 AN ACT TO AUTHORIZE DISTILLERS AND MANUFACTURERS TO  
9 PRODUCE HARD CIDER; AND FOR OTHER PURPOSES.

### Subtitle

12 TO AUTHORIZE DISTILLERS AND MANUFACTURERS  
13 TO PRODUCE HARD CIDER.

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14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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17 SECTION 1. Arkansas Code § 3-1-102(a), concerning definitions for  
18 distillers for alcohol permits, is amended to read as follows:

19 (a) As used in this act, unless the context otherwise requires:

20 (1) "Block" means the area on both sides of that portion of a  
21 street lying between intersecting streets and extending back, on both sides,  
22 halfway to the next parallel street;

23 (2) "Dispensary" means any store which, under the provisions of  
24 this act and having paid all taxes required by the state, sells at retail, in  
25 unbroken packages, for consumption off the premises, any intoxicating  
26 alcoholic liquor as defined by this act;

27 (3) "Hard cider" means liquor brewed from the fermented juices  
28 of fruit and containing more than five percent (5%) and not more than twenty-  
29 one percent (21%) of alcohol by weight;

30 ~~(3)(A)~~ (4)(A) "Malt" means liquor brewed from the fermented  
31 juices of grain and containing more than five percent (5%) of alcohol by  
32 weight.

33 (B) Beer containing not more than five percent (5%) of  
34 alcohol by weight and all other malt beverages containing not more than five  
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1 percent (5%) of alcohol by weight are not defined as malt liquors and are  
2 excepted from each and every provision of this act;

3 ~~(4)~~(5) "Manufacturer" means any person engaged in the business  
4 of distilling, brewing, making, blending, rectifying, or producing for sale  
5 in wholesale quantities alcoholic liquors of any kind including whiskey,  
6 brandy, cordials, liquors, ales, beers, or other liquids containing alcohol,  
7 except wines;

8 ~~(5)~~(6) "Person" means any and all corporations, partnerships,  
9 associations, or individuals;

10 ~~(6)~~(7) "Spirituous" means liquor distilled from the fermented  
11 juices of grain, fruits, or vegetables and containing more than twenty-one  
12 percent (21%) of alcohol by weight, or any other liquids containing more than  
13 twenty-one percent (21%) of alcohol by weight; and

14 ~~(7)~~(8) "Vinous" means the fermented juices of fruits, except  
15 native wine, containing more than five percent (5%) and not more than twenty-  
16 one percent (21%) of alcohol by weight.

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18 SECTION 2. Arkansas Code § 3-4-602(a), concerning the scope of  
19 distiller and manufacturer permits, is amended to read as follows:

20 (a) Any person may apply to the Director of the Alcoholic Beverage  
21 Control Division for a permit to manufacture, distill, import, transport,  
22 store, and sell to a wholesaler, jobber, or distributor spirituous, vinous  
23 (except wines), ~~or~~ malt liquors, or hard cider to be used and sold for  
24 beverage purposes.

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26 SECTION 3. Arkansas Code § 3-4-602(e) and (f), concerning the scope of  
27 distiller and manufacturer permits, are amended to read as follows:

28 (e) The permit shall contain a description of the premises to be used  
29 by the applicant and in form and in substance shall be a permit to the person  
30 ~~therein~~ specifically designated in the permit to manufacture, distill,  
31 transport, and sell to a wholesaler, jobber, or distributor spirituous,  
32 vinous, ~~or~~ malt liquors, or hard cider in or from the premises therein  
33 specifically authorized.

34 (f) No distiller or manufacturer shall sell or contract to sell any  
35 spirituous, vinous (except wines), ~~or~~ malt liquors, or hard cider referred to  
36 ~~herein~~ in this section to any wholesaler, distributor, or jobber, or to any

1 other person who is not duly authorized under this act to receive, possess,  
2 transport, distribute, or sell those liquors.

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