

ARKANSAS REGISTER

Transmittal Sheet

Use only for **FINAL** and **EMERGENCY RULES**



Secretary of State

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For Office
Use Only:

Effective Date _____ Code Number _____

Name of Agency Alcoholic Beverage Control Division

Department Department of Finance and Administration

Contact Milton Lueken E-mail milton.lueken@dfa.arkansas.gov Phone (501) 682-1105

Statutory Authority for Promulgating Rules Ark. Code Ann. Section 3-2-206

Rule Title: Amendment to Section 2.5.1

Intended Effective Date

(Check One)

Date

<input type="checkbox"/> Emergency (ACA 25-15-204)	Legal Notice Published	<u>08/13,14,15/15</u>
<input checked="" type="checkbox"/> 10 Days After Filing (ACA 25-15-204)	Final Date for Public Comment	<u>09/16/15</u>
<input type="checkbox"/> Other _____ (Must be more than 10 days after filing date.)	Reviewed by Legislatice Council	<u>01/12/16</u>
	Adopted by State Agency	<u>09/16/15</u>

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

Karen Blagg karen.blagg@dfa.arkasnas.gov 01/12/2016
Contact Person E-mail Address Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)

Signature

(501) 682-1105 bud.roberts.dfa.arkansas.gov
Phone Number E-mail Address

Alcoholic Beverage Control Director
Title

January 13, 2016
Date

Section 2.5.1 “Microbrewery-Restaurant” means any establishment in which beer, malt, and hard cider are brewed and sold at retail in a restaurant setting under the same ownership in the same building or attached buildings. The operation of the microbrewery-restaurant shall be a limited exception to the three-tier system as defined in other parts of these Regulations. A microbrewery-restaurant establishment shall be allowed to brew hard cider and beer or other malt beverage products, as defined in ACA § 3-5-1202, and such products may be brewed in one or more varieties to be served in the restaurant operated at the same premises. The microbrewery-restaurant shall be limited to a production of 20,000 barrels of products per year, with each barrel having a volume of thirty-one (31) gallons. The beer, malt beverage, or hard cider brewed at the microbrewery operation may be sold at the restaurant maintained at the same premises for on premises consumption on any day of the week. The microbrewery-restaurant may sell on the premises beer, malt beverages, and hard cider manufactured by the microbrewery in brewery-sealed packages at retail directly to the consumer for off-premises consumption on any day of the week. The microbrewery-restaurant may sell beer, malt, or hard cider of its own manufacture to a wholesale dealer licensed by this state for the purpose of resale to other retail license holders as set forth by ACA § 3-4-605 and ACA § 3-5-101, dealing with the wholesale distribution of beer, malt, and hard cider. The restaurant may purchase beer from other manufacturers of beer as set forth in that Act for sale and dispensing at the restaurant operation.