

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

564Q0126

## HOUSE BILL NO. 1226

Introduced by: Representatives Krebs and Russell and Senators Adelstein and Nesselhuf

1 FOR AN ACT ENTITLED, An Act to allow artisan distillers and farm wineries to sell certain  
2 distilled spirits to wholesalers and retailers.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 35-13 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Notwithstanding the provisions of § 35-4-47 or 35-4-60, an artisan distiller licensed pursuant  
7 to this chapter may sell distilled spirits produced under the license to wholesalers and retailers  
8 licensed pursuant to subdivisions 35-4-2(2), (3), (4), (5), (6), (9), (11), (12), (13), and (18). If  
9 a farm winery licensed pursuant to § 35-12-2 ferments distillable materials for an artisan  
10 distiller, the farm winery may sell distilled spirits produced under the artisan distiller's license  
11 to wholesalers and retailers licensed pursuant to subdivisions 35-4-2(2), (3), (4), (5), (6), (9),  
12 (11), (12), (13), and (18).

