



February 10, 2026

ENGROSSED SENATE BILL No. 23

DIGEST OF SB 23 (Updated February 10, 2026 9:02 am - DI 140)

Citations Affected: IC 7.1-3; IC 7.1-5.

Synopsis: Alcoholic beverage permits for county fairs. Allows the alcohol and tobacco commission to issue a permit for the sale of alcoholic beverages on the grounds of a county fair conducted by a local board, subject to certain limitations and requirements. Adds participation in an event sponsored by a local board to the activities permissible within the scope of a permit held by a farm winery, a small brewer, an artisan distiller, a beer retailer, a liquor retailer, and a wine retailer. Adds the state fair and a county fair that is issued a permit to the exceptions to the minor loitering statute.

Effective: July 1, 2026.

**Clark, Alting, Walker K,
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Busch, Dernulc, Becker, Spencer,
Niezgodski**

(HOUSE SPONSORS — SHONKWILER, LAWSON)

December 8, 2025, read first time and referred to Committee on Public Policy.
January 22, 2026, amended, reported favorably — Do Pass.
January 26, 2026, read second time, ordered engrossed. Engrossed.
January 27, 2026, read third time, passed. Yeas 36, nays 9.

HOUSE ACTION

January 29, 2026, read first time and referred to Committee on Public Policy.
February 10, 2026, reported — Do Pass.

ES 23—LS 6146/DI 137



February 10, 2026

Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 23

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 7.1-3-2-7, AS AMENDED BY P.L.186-2025,
2 SECTION 276, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: Sec. 7. The holder of a brewer's permit
4 or an out-of-state brewer holding either a primary source of supply
5 permit or an out-of-state brewer's permit may do the following:
6 (1) Manufacture beer.
7 (2) Place beer in containers or bottles.
8 (3) Transport beer.
9 (4) Sell and deliver beer to a person holding a beer wholesaler's
10 permit issued under IC 7.1-3-3.
11 (5) If the brewer manufactures, at all of the brewer's breweries, an
12 aggregate of not more than ninety thousand (90,000) barrels of
13 beer in a calendar year for sale or distribution within Indiana, the
14 permit holder may do the following:
15 (A) Sell and deliver a total of not more than thirty thousand
16 (30,000) barrels of beer in a calendar year to a person holding
17 a retailer or a dealer permit under this title. The total number

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- 1 of barrels of beer that the permit holder may sell and deliver
2 under this clause in a calendar year may not exceed thirty
3 thousand (30,000) barrels of beer.
- 4 (B) Be the proprietor of a restaurant that is not subject to the
5 minimum gross food sales or the minimum projected food
6 sales set forth in 905 IAC 1-41-2.
- 7 (C) Hold a beer retailer's permit, a wine retailer's permit, or a
8 liquor retailer's permit for a restaurant established under clause
9 (B).
- 10 (D) Transfer beer directly from the brewery to the restaurant
11 by means of:
12 (i) bulk containers; or
13 (ii) a continuous flow system.
- 14 (E) Install a window between the brewery and an adjacent
15 restaurant that allows the public and the permittee to view both
16 premises.
- 17 (F) Install a doorway or other opening between the brewery
18 and an adjacent restaurant that provides the public and the
19 permittee with access to both premises.
- 20 (G) Sell the brewery's beer by the glass for consumption on the
21 premises. Brewers permitted to sell beer by the glass under
22 this clause must make food available for consumption on the
23 premises. A brewer may comply with the requirements of this
24 clause by doing any of the following:
25 (i) Allowing a vehicle of transportation that is a food
26 establishment (as defined in IC 16-18-2-137) to serve food
27 near the brewer's licensed premises.
28 (ii) Placing menus in the brewer's premises of restaurants
29 that will deliver food to the brewery.
30 (iii) Providing food prepared at the brewery.
- 31 (H) Sell and deliver beer to a consumer at the licensed
32 premises of the brewer or at the residence of the consumer.
33 Notwithstanding IC 7.1-1-3-20, the licensed premises may
34 include the brewery parking lot or an area adjacent to the
35 brewery that may only be used for the purpose of conveying
36 alcoholic beverages and other nonalcoholic items to a
37 customer subject to section 10 of this chapter, and may not be
38 used for point of sale purposes or any other purpose. The
39 delivery to a consumer may be made only in a quantity at any
40 one (1) time of not more than one-half (1/2) barrel, but the
41 beer may be contained in bottles or other permissible
42 containers.



- 1 (I) Sell the brewery's beer as authorized by this section for
 2 carryout on Sunday in a quantity at any one (1) time of not
 3 more than five hundred seventy-six (576) ounces. A brewer's
 4 beer may be sold under this clause at any address for which the
 5 brewer holds a brewer's permit issued under this chapter if the
 6 address is located within the same city boundaries in which the
 7 beer was manufactured.
- 8 (J) With the approval of the commission, participate:
 9 (i) individually; or
 10 (ii) with other permit holders under this chapter, holders of
 11 artisan distiller's permits, holders of farm winery permits, or
 12 any combination of holders described in this item;
 13 in a trade show or an exposition at which products of each
 14 permit holder participant are displayed, promoted, and sold.
 15 All of the permit holders may occupy the same tent, structure,
 16 or building. The commission may not grant to a holder of a
 17 permit under this chapter approval under this clause to
 18 participate in a trade show or exposition for more than
 19 seventy-five (75) days in a calendar year.
- 20 (K) Store or condition beer in a secure building that is:
 21 (i) separate from the brewery; and
 22 (ii) owned or leased by the permit holder.
- 23 (L) Transfer beer from a building described in clause (K) back
 24 to the brewery.
- 25 (M) Sell or transfer beer directly to a beer wholesaler from a
 26 building described in clause (K), but may not sell or transfer
 27 beer from the building to any other permittee or a consumer.
 28 The brewer shall maintain an adequate written record of the
 29 beer transferred:
 30 (i) between the brewery and the separate building; and
 31 (ii) from the separate building to the wholesaler.
- 32 (N) Sell the brewery's beer to the holder of a supplemental
 33 caterer's permit issued under IC 7.1-3-9.5 for on-premises
 34 consumption only at an event that is held outdoors on property
 35 that is contiguous to the brewery as approved by the
 36 commission.
- 37 (O) Receive liquor from the holder of a distiller's permit issued
 38 under IC 7.1-3-7 or the holder of an artisan distiller's permit
 39 under IC 7.1-3-27 that is located in the same county as the
 40 brewery for the purpose of carbonating and canning the liquor.
 41 Upon the completion of canning of the liquor, the product
 42 must be returned to the original production facility within



- 1 forty-eight (48) hours. The activity under this clause is not an
 2 interest under IC 7.1-5-9.
- 3 (P) Receive beer from another permit holder under this
 4 subdivision for the purpose of bottling and packaging the beer.
 5 Upon completion of bottling and packaging the beer, the
 6 product must be returned to the original permit holder who
 7 manufactured the beer. The number of barrels of beer that a
 8 permit holder receives, bottles, and packages under this clause
 9 may not exceed the number of barrels of beer that the permit
 10 holder produced from raw materials at the licensed premises
 11 of the permit holder in the same calendar year. The activity
 12 under this clause is not an interest under IC 7.1-5-9.
- 13 (Q) Sell or transfer beer directly to a food manufacturer
 14 located in Indiana that is registered with the federal Food and
 15 Drug Administration for the purpose of adding or integrating
 16 the beer into a product or recipe.
- 17 (R) Manufacture beer for another permit holder under this
 18 subdivision. Upon completion of manufacturing the beer, the
 19 product must be transported to the permit holder for which the
 20 beer was manufactured. To qualify under this clause:
- 21 (i) the permit holder for which the beer is manufactured
 22 must have manufactured not less than forty (40) barrels of
 23 beer produced from raw materials at the licensed premises
 24 of the permit holder in the previous calendar year; and
- 25 (ii) the number of barrels of beer that a permit holder
 26 manufactures under this clause may not exceed the number
 27 of barrels of beer that the permit holder produced from raw
 28 materials at the licensed premises of the permit holder in the
 29 same calendar year.
- 30 All records required by the federal Alcohol and Tobacco Tax
 31 and Trade Bureau regarding the number of barrels of beer
 32 produced from raw materials at the licensed premises of a
 33 permit holder must be made available to the commission upon
 34 request. The activity under this clause is not an interest under
 35 IC 7.1-5-9.
- 36 (S) Sell, donate, transport, and deliver beer to a qualified
 37 organization for:
- 38 (i) an allowable event under IC 7.1-3-6.1;
 39 (ii) a charity auction under IC 7.1-3-6.2; or
 40 (iii) an event under IC 7.1-3-6.3.
- 41 (T) With the approval of the commission under clause (J),
 42 participate in a farmers' market at which products of the permit



- 1 holder are displayed, promoted, and sold. The permit holder
 2 may:
- 3 (i) provide samples of the brewery's beer for consumption on
 4 the premises, subject to a limit of three (3) samples of not
 5 more than six (6) ounces per person; and
 6 (ii) sell six (6), twelve (12), and twenty-four (24) packs of
 7 twelve (12) ounce or sixteen (16) ounce cans of the
 8 brewery's beer in qualified containers for consumption off
 9 the premises.
- 10 **(U) Upon proper notice to the commission under**
 11 **IC 7.1-3-21-14.5(d)(1), participate in an event sponsored by**
 12 **a local board on the grounds of a county fair under**
 13 **IC 7.1-3-21-14.5(b).**
- 14 (6) If the brewer's brewery manufactures more than ninety
 15 thousand (90,000) barrels of beer in a calendar year for sale or
 16 distribution within Indiana, the permit holder may own a portion
 17 of the corporate stock of another brewery that:
- 18 (A) is located in the same county as the brewer's brewery;
 19 (B) manufactures less than ninety thousand (90,000) barrels of
 20 beer in a calendar year; and
 21 (C) is the proprietor of a restaurant that operates under
 22 subdivision (5).
- 23 (7) Provide complimentary samples of beer that are:
- 24 (A) produced by the brewer; and
 25 (B) offered to consumers for consumption on the brewer's
 26 premises.
- 27 (8) Own a portion of the corporate stock of a sports corporation
 28 that:
- 29 (A) manages a minor league baseball stadium located in the
 30 same county as the brewer's brewery; and
 31 (B) holds a beer retailer's permit, a wine retailer's permit, or a
 32 liquor retailer's permit for a restaurant located in that stadium.
- 33 (9) For beer described in IC 7.1-1-2-3(a)(4):
- 34 (A) may allow transportation to and consumption of the beer
 35 on the licensed premises; and
 36 (B) may not sell, offer to sell, or allow sale of the beer on the
 37 licensed premises.
- 38 (10) Sell, donate, transport, and deliver beer to a qualified
 39 organization for:
- 40 (A) an allowable event under IC 7.1-3-6.1;
 41 (B) a charity auction under IC 7.1-3-6.2; or
 42 (C) an event under IC 7.1-3-6.3.



1 SECTION 2. IC 7.1-3-4-6, AS AMENDED BY P.L.167-2024,
2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 6. (a) The holder of a beer retailer's permit shall
4 be entitled to purchase beer for sale under the permit only from a
5 permittee entitled to sell to the beer retailer under this title. A beer
6 retailer shall be entitled to possess beer and sell beer at retail to a
7 customer for consumption on the licensed premises. A beer retailer also
8 shall be entitled to sell beer to a customer and deliver beer in
9 permissible containers to the customer on the licensed premises, or to
10 the customer's house. This delivery may only be performed by the
11 permit holder or an employee who holds an employee permit. The
12 permit holder shall maintain a written record of each delivery for at
13 least one (1) year that shows the customer's name, location of delivery,
14 and quantity sold. Subject to subsection (g), a beer retailer also may
15 prepare and package beer in qualified containers for sale and delivery
16 to a customer on the licensed premises for consumption off the licensed
17 premises.

18 (b) A beer retailer shall not be entitled to sell beer at wholesale. A
19 beer retailer shall not be entitled to sell and deliver beer on the street
20 or at the curb outside the licensed premises, nor shall a beer retailer be
21 entitled to sell beer at a place other than the licensed premises.
22 However, a beer retailer may offer food service (excluding alcoholic
23 beverages) to a patron who is outside the licensed premises by
24 transacting business through a window in the licensed premises.

25 (c) A beer retailer shall be entitled to sell and deliver warm or cold
26 beer for carry out, or for at-home delivery, in barrels or other
27 commercial containers in a quantity that does not exceed fifteen and
28 one-half (15 1/2) gallons at any one (1) time. A beer retailer that
29 delivers beer to a customer's residence must require the customer to
30 provide proof of age in accordance with IC 7.1-5-10-23.

31 (d) Notwithstanding IC 7.1-1-3-20, the licensed premises of the beer
32 retailer may include the beer retailer parking lot or an area adjacent to
33 the beer retailer that may only be used for the purpose of conveying
34 alcoholic beverages and other nonalcoholic items to a customer, and
35 may not be used for point of sale purposes or any other purpose. Any
36 alcoholic beverages conveyed to the customer must satisfy the
37 following:

38 (1) Alcoholic beverages that are in the sealed original containers
39 must be placed in a bag that is stamped, printed, or labeled on the
40 outside: "CONTAINS ALCOHOLIC BEVERAGES".

41 (2) Alcoholic beverages that are prepared by the beer retailer
42 must be packaged by the beer retailer in qualified containers that



- 1 are:
- 2 (A) stamped, printed, or labeled on the outside: "CONTAINS
- 3 ALCOHOLIC BEVERAGES"; or
- 4 (B) placed in a bag stamped, printed, or labeled on the outside:
- 5 "CONTAINS ALCOHOLIC BEVERAGES".
- 6 (3) Placed by an employee of the permittee who is at least
- 7 twenty-one (21) years of age:
- 8 (A) in the trunk of the motor vehicle; or
- 9 (B) behind the last upright seat of the motor vehicle, if the
- 10 motor vehicle is not equipped with a trunk.

11 A retailer permittee may only convey a customer's order of alcoholic

12 beverages to the customer, if the customer has also purchased a meal

13 from the retailer permittee that is conveyed to the customer at the same

14 time as the alcoholic beverages.

15 (e) The employee of the permittee that conveys the alcoholic

16 beverages to the customer must require the customer to provide proof

17 of age in accordance with IC 7.1-5-10-23.

18 (f) The parking lot or area where the alcoholic beverages are

19 conveyed to the customer must be:

- 20 (1) well lit; and
- 21 (2) within clear view of the main entrance to the building of the
- 22 retailer premises.

23 (g) If a beer retailer prepares and packages beer:

- 24 (1) for sale and delivery to a customer on the licensed premises
- 25 for consumption off the licensed premises; and
- 26 (2) in a container that is not in a qualified container;

27 the commission may revoke the beer retailer's privilege under this

28 section of preparing and packaging beer for sale and delivery to a

29 customer in a qualified container.

30 **(h) Upon proper notice to the commission under**

31 **IC 7.1-3-21-14.5(d)(1), a beer retailer may participate in an event**

32 **sponsored by a local board on the grounds of a county fair under**

33 **IC 7.1-3-21-14.5(b).**

34 SECTION 3. IC 7.1-3-9-9, AS AMENDED BY P.L.167-2024,

35 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

36 JULY 1, 2026]: Sec. 9. (a) The holder of a liquor retailer's permit shall

37 be entitled to purchase liquor only from a permittee entitled to sell to

38 the liquor retailer under this title. A liquor retailer shall be entitled to

39 possess liquor and sell liquor at retail to a customer for consumption on

40 the licensed premises. A liquor retailer also shall be entitled to sell

41 liquor to a customer and deliver liquor in permissible containers to the

42 customer on the licensed premises, or to the customer's house. This



1 delivery may only be performed by the permit holder or an employee
 2 who holds an employee permit. The permit holder shall maintain a
 3 written record of each delivery for at least one (1) year that shows the
 4 customer's name, location of delivery, and quantity sold. Subject to
 5 subsection (g), a liquor retailer also may prepare and package liquor in
 6 qualified containers for sale and delivery to a customer on the licensed
 7 premises for consumption off the licensed premises.

8 (b) A liquor retailer shall not be entitled to sell liquor at wholesale.
 9 A liquor retailer shall not be entitled to sell and deliver liquor on the
 10 street or at the curb outside the licensed premises, nor shall a liquor
 11 retailer be entitled to sell liquor at a place other than the licensed
 12 premises. However, a liquor retailer may offer food service (excluding
 13 alcoholic beverages) to a patron who is outside the licensed premises
 14 by transacting business through a window in the licensed premises.

15 (c) A liquor retailer shall not be entitled to sell and deliver liquor for
 16 carry out or for at-home delivery, in a quantity that exceeds four (4)
 17 quarts at any one (1) time. A liquor retailer that delivers liquor to a
 18 customer's residence must require the customer to provide proof of age
 19 in accordance with IC 7.1-5-10-23.

20 (d) Notwithstanding IC 7.1-1-3-20, the licensed premises of the
 21 liquor retailer may include the liquor retailer parking lot or an area
 22 adjacent to the liquor retailer that may only be used for the purpose of
 23 conveying alcoholic beverages and other nonalcoholic items to a
 24 customer, and may not be used for point of sale purposes or any other
 25 purpose. Any alcoholic beverages conveyed to the customer must
 26 satisfy the following:

27 (1) Alcoholic beverages that are in the sealed original containers
 28 must be placed in a bag that is stamped, printed, or labeled on the
 29 outside: "CONTAINS ALCOHOLIC BEVERAGES".

30 (2) Alcoholic beverages that are prepared by the liquor retailer
 31 must be packaged by the liquor retailer in qualified containers
 32 that are:

33 (A) stamped, printed, or labeled on the outside: "CONTAINS
 34 ALCOHOLIC BEVERAGES"; or

35 (B) placed in a bag stamped, printed, or labeled on the outside:
 36 "CONTAINS ALCOHOLIC BEVERAGES".

37 (3) Placed by an employee of the permittee who is at least
 38 twenty-one (21) years of age:

39 (A) in the trunk of the motor vehicle; or

40 (B) behind the last upright seat of the motor vehicle, if the
 41 motor vehicle is not equipped with a trunk.

42 A retailer permittee may only convey a customer's order of alcoholic



1 beverages to the customer, if the customer has also purchased a meal
 2 from the retailer permittee that is conveyed to the customer at the same
 3 time as the alcoholic beverages.

4 (e) The employee of the permittee that conveys the alcoholic
 5 beverages to the customer must require the customer to provide proof
 6 of age in accordance with IC 7.1-5-10-23.

7 (f) The parking lot or area where the alcoholic beverages are
 8 conveyed to the customer must be:

9 (1) well lit; and

10 (2) within clear view of the main entrance to the building of the
 11 retailer premises.

12 (g) If a liquor retailer prepares and packages liquor:

13 (1) for sale and delivery to a customer on the licensed premises
 14 for consumption off the licensed premises; and

15 (2) in a container that is not in a qualified container;

16 the commission may revoke the liquor retailer's privilege under this
 17 section of preparing and packaging liquor for sale and delivery to a
 18 customer in a qualified container.

19 **(h) Upon proper notice to the commission under**
 20 **IC 7.1-3-21-14.5(d)(1), a liquor retailer may participate in an event**
 21 **sponsored by a local board on the grounds of a county fair under**
 22 **IC 7.1-3-21-14.5(b).**

23 SECTION 4. IC 7.1-3-12-5, AS AMENDED BY P.L.186-2025,
 24 SECTION 277, IS AMENDED TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The following apply to the
 26 holder of a farm winery permit:

27 (1) A holder is entitled to manufacture wine and to place wine
 28 produced by the permit holder's farm winery in bottles or other
 29 permissible containers.

30 (2) A holder is entitled to serve complimentary samples of the
 31 winery's wine on the licensed premises or an outside area that is
 32 contiguous to the licensed premises, as approved by the
 33 commission if each employee who serves wine on the licensed
 34 premises:

35 (A) holds an employee's permit under IC 7.1-3-18-9; and

36 (B) completes a server training program approved by the
 37 commission.

38 (3) A holder is entitled to sell the winery's wine on the licensed
 39 premises to consumers either by:

40 (A) the glass;

41 (B) the bottle;

42 (C) a box that contains a bag designed for storing and



- 1 dispensing wine;
 2 (D) any combination of receptacles listed in clauses (A)
 3 through (C); or
 4 (E) any other container permissible under federal law.
 5 Notwithstanding IC 7.1-1-3-20, the licensed premises may
 6 include the farm winery parking lot or an area adjacent to the farm
 7 winery. The parking lot or an adjacent area may only be used for
 8 the purpose of conveying alcoholic beverages and other
 9 nonalcoholic items to a customer subject to section 5.5 of this
 10 chapter, and may not be used for point of sale purposes or any
 11 other purpose.
 12 (4) A holder is entitled to sell wine by:
 13 (A) the bottle;
 14 (B) the can;
 15 (C) a box that contains a bag designed for storing and
 16 dispensing wine;
 17 (D) bulk container;
 18 (E) the case; or
 19 (F) any combination of receptacles listed in clauses (A)
 20 through (E);
 21 to a person who is the holder of a permit to sell wine at wholesale.
 22 (5) A holder is exempt from the provisions of IC 7.1-3-14.
 23 (6) A holder is entitled to advertise the name and address of any
 24 retailer or dealer who sells wine produced by the permit holder's
 25 winery.
 26 (7) A holder for wine described in IC 7.1-1-2-3(a)(4):
 27 (A) may allow transportation to and consumption of the wine
 28 on the licensed premises; and
 29 (B) may not sell, offer to sell, or allow the sale of the wine on
 30 the licensed premises.
 31 (8) A holder is entitled to purchase and sell bulk wine as set forth
 32 in this chapter.
 33 (9) A holder is entitled to sell wine as authorized by this section
 34 for carryout on Sunday.
 35 (10) A holder is entitled to sell and ship the farm winery's wine to
 36 a person located in another state in accordance with the laws of
 37 the other state.
 38 (11) A holder is entitled to sell the farm winery's wine to the
 39 holder of a supplemental caterer's permit issued under
 40 IC 7.1-3-9.5 for on-premises consumption only at an event that is
 41 held outdoors on property that is contiguous to the farm winery as
 42 approved by the commission.



1 (12) A holder is entitled to be the proprietor of a restaurant that is
 2 not subject to the minimum gross food sales or the minimum
 3 projected food sales set forth in 905 IAC 1-41-2 and the gross
 4 retail income requirements to sell carryout under IC 7.1-3-20-9.5.

5 A holder is entitled to conduct the following activities:

6 (A) Hold a beer retailer's permit, a wine retailer's permit, or a
 7 liquor retailer's permit for a restaurant.

8 (B) Transfer wine directly from the farm winery to a restaurant
 9 that the farm winery has an interest in by means of:

10 (i) bottles or cans;

11 (ii) bulk containers; or

12 (iii) a continuous flow system.

13 (C) Install a window between the farm winery and an adjacent
 14 restaurant that allows the public and the holder of the permit
 15 to view both premises.

16 (D) Install a doorway or other opening between the farm
 17 winery and an adjacent restaurant that provides the public and
 18 the holder of the permit with access to both the farm winery
 19 and restaurant.

20 (13) A holder that does not distribute through an Indiana wine
 21 wholesaler is entitled under the farm winery permit to sell and
 22 deliver to a person holding a wine retailer or wine dealer permit
 23 under this title a total of not more than three thousand (3,000)
 24 gallons of the farm winery's wine in a calendar year, if the farm
 25 winery has not sold in Indiana more than fifteen thousand
 26 (15,000) gallons the previous calendar year. A holder that sells
 27 and delivers under this subdivision shall comply with all
 28 provisions applicable to a wholesaler in 905 IAC 1-5.1, 905
 29 IAC 1-5.2, 905 IAC 1-21, 905 IAC 1-31, and 905 IAC 1-32.1.

30 (14) A holder may sell, donate, transport, and deliver wine to a
 31 qualified organization conducting any of the following:

32 (A) An allowable event under IC 7.1-3-6.1.

33 (B) A charity auction under IC 7.1-3-6.2.

34 (C) An event under IC 7.1-3-6.3.

35 (b) With the approval of the commission, a holder of a permit under
 36 this chapter may conduct business at not more than three (3) additional
 37 locations that are separate from the winery. At the additional locations,
 38 the holder of a permit may conduct any business that is authorized at
 39 the first location, except for manufacturing wine or placing wine in
 40 bottles or containers.

41 (c) A farm winery may transfer wine from a storage facility or an
 42 additional location described in subsection (b). A farm winery may sell



1 or transfer wine directly to a wine wholesaler from a storage facility
 2 separate from the farm winery or an additional location described in
 3 subsection (b). A farm winery may not sell or transfer wine from a
 4 storage facility to any other permittee or a consumer. The farm winery
 5 shall maintain an adequate written record of wine transferred:

- 6 (1) between the farm winery and the storage facility; and
- 7 (2) from the storage facility to the wholesaler.

8 (d) With the approval of the commission, a holder of a permit under
 9 this chapter may:

- 10 (1) individually; or
- 11 (2) with other permit holders under this chapter, holders of artisan
 12 distiller's permits, holders of brewer's permits issued under
 13 IC 7.1-3-2-2(b), or any combination of holders described in this
 14 subdivision;

15 participate in a trade show or an exposition at which products of each
 16 permit holder participant are displayed, promoted, and sold. All of the
 17 permit holders may occupy the same tent, structure, or building. The
 18 commission may not grant approval under this subsection to a holder
 19 of a permit under this chapter for more than seventy-five (75) days in
 20 a calendar year.

21 (e) With the approval of the commission under subsection (d), a
 22 holder of a permit may participate in a farmers' market at which
 23 products of the permit holder are displayed, promoted, and sold. The
 24 permit holder may:

- 25 (1) provide samples of the permit holder's wine for consumption
 26 on the premises, subject to a limit of three (3) samples of not
 27 more than one (1) ounce per person; and
- 28 (2) sell the permit holder's wine in a qualified container for
 29 consumption off the premises.

30 **(f) Upon proper notice to the commission under**
 31 **IC 7.1-3-21-14.5(d)(1), a holder of a permit under this chapter may**
 32 **participate in an event sponsored by a local board on the grounds**
 33 **of a county fair under IC 7.1-3-21-14.5(b).**

34 SECTION 5. IC 7.1-3-14-4, AS AMENDED BY P.L.167-2024,
 35 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2026]: Sec. 4. (a) The holder of a wine retailer's permit is
 37 entitled to purchase wine only from a permittee entitled to sell to the
 38 wine retailer under this title. A wine retailer is entitled to possess wine
 39 and sell wine at retail to a customer for consumption on the licensed
 40 premises. A wine retailer is also entitled to sell wine to a customer and
 41 deliver wine in permissible containers to the customer on the licensed
 42 premises or to the customer's house. This delivery may only be



1 performed by the permit holder or an employee who holds an employee
 2 permit. The permit holder shall maintain a written record of each
 3 delivery for at least one (1) year that shows the customer's name,
 4 location of delivery, and quantity sold. Subject to subsection (g), a wine
 5 retailer also may prepare and package wine in qualified containers for
 6 sale and delivery to a customer on the licensed premises for
 7 consumption off the licensed premises.

8 (b) A wine retailer is not entitled to sell wine at wholesale. A wine
 9 retailer is not entitled to sell and deliver wine on the street or at the
 10 curb outside the licensed premises, nor is the wine retailer entitled to
 11 sell wine at a place other than the licensed premises. However, a wine
 12 retailer may offer food service (excluding alcoholic beverages) to a
 13 patron who is outside the licensed premises by transacting business
 14 through a window in the licensed premises.

15 (c) A wine retailer is entitled to sell and deliver wine for carry out,
 16 or for at-home delivery. A wine retailer that delivers wine to a
 17 customer's residence must require the customer to provide proof of age
 18 in accordance with IC 7.1-5-10-23.

19 (d) Notwithstanding IC 7.1-1-3-20, the licensed premises of the
 20 wine retailer may include the wine retailer parking lot or an area
 21 adjacent to the wine retailer that may only be used for the purpose of
 22 conveying alcoholic beverages and other nonalcoholic items to a
 23 customer, and may not be used for point of sale purposes or any other
 24 purpose. Any alcoholic beverages conveyed to the customer must
 25 satisfy the following:

26 (1) Alcoholic beverages that are in the sealed original containers
 27 must be placed in a bag that is stamped, printed, or labeled on the
 28 outside: "CONTAINS ALCOHOLIC BEVERAGES".

29 (2) Alcoholic beverages that are prepared by the wine retailer
 30 must be packaged by the wine retailer in qualified containers that
 31 are:

32 (A) stamped, printed, or labeled on the outside: "CONTAINS
 33 ALCOHOLIC BEVERAGES"; or

34 (B) placed in a bag stamped, printed, or labeled on the outside:
 35 "CONTAINS ALCOHOLIC BEVERAGES".

36 (3) Placed by an employee of the permittee who is at least
 37 twenty-one (21) years of age:

38 (A) in the trunk of the motor vehicle; or

39 (B) behind the last upright seat of the motor vehicle, if the
 40 motor vehicle is not equipped with a trunk.

41 A retailer permittee may only convey a customer's order of alcoholic
 42 beverages to the customer, if the customer has also purchased a meal



1 from the retailer permittee that is conveyed to the customer at the same
2 time as the alcoholic beverages.

3 (e) The employee of the permittee that conveys the alcoholic
4 beverages to the customer must require the customer to provide proof
5 of age in accordance with IC 7.1-5-10-23.

6 (f) The parking lot or area where the alcoholic beverages are
7 conveyed to the customer must be:

8 (1) well lit; and

9 (2) within clear view of the main entrance to the building of the
10 retailer premises.

11 (g) If a wine retailer prepares and packages wine:

12 (1) for sale and delivery to a customer on the licensed premises
13 for consumption off the licensed premises; and

14 (2) in a container that is not in a qualified container;

15 the commission may revoke the wine retailer's privilege under this
16 section of preparing and packaging wine for sale and delivery to a
17 customer in a qualified container.

18 **(h) Upon proper notice to the commission under**
19 **IC 7.1-3-21-14.5(d)(1), a wine retailer may participate in an event**
20 **sponsored by a local board on the grounds of a county fair under**
21 **IC 7.1-3-21-14.5(b).**

22 SECTION 6. IC 7.1-3-21-14.5 IS ADDED TO THE INDIANA
23 CODE AS A NEW SECTION TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2026]: **Sec. 14.5. (a) As used in this section,**
25 **"local board" means the board of directors of an agricultural fair**
26 **society, association, or corporation that is organized under**
27 **IC 15-14-5.**

28 **(b) The commission may issue a permit for the sale of alcoholic**
29 **beverages on the grounds of a county fair conducted by a local**
30 **board to the local board, if one (1) of the following applies:**

31 **(1) If the grounds of the county fair are owned by a local**
32 **board, upon the request of the local board.**

33 **(2) If the grounds of the county fair are owned by a unit (as**
34 **defined in IC 36-1-2-23), upon the approval of the legislative**
35 **body (as defined in IC 36-1-2-9) of the unit and upon the**
36 **request of the local board.**

37 **(c) A permit issued under subsection (b) is subject to the**
38 **following:**

39 **(1) The permit is valid for one (1) year from the date of**
40 **issuance. A local board may apply for a new permit each year.**

41 **(2) The local board is entitled to sell alcoholic beverages on**
42 **the county fair grounds to consumers by the glass.**



- 1 **(3) The local board is entitled to designate vendors that**
- 2 **possess a valid retail or craft manufacturing permit issued by**
- 3 **the commission to sell alcoholic beverages to consumers by**
- 4 **the glass on the county fairgrounds.**
- 5 **(4) The permit is not subject to the quota restrictions under**
- 6 **IC 7.1-3-22-3.**
- 7 **(5) The local board is entitled to allow a minor to be present**
- 8 **in the locations on the county fair grounds where alcoholic**
- 9 **beverages are sold.**
- 10 **(6) There is no fee for a permit issued to a local board under**
- 11 **this section.**

12 **(d) A local board issued a permit under subsection (b) must**
 13 **comply with the following requirements:**

- 14 **(1) File an application with the commission, including the**
- 15 **names and permit numbers of all designated vendors, the**
- 16 **dates of the local board sponsored event at which alcoholic**
- 17 **beverages will be served, and a floor plan of the premises**
- 18 **where alcoholic beverages will be served and consumed. A**
- 19 **local board must supplement the application on file with the**
- 20 **commission if additional vendors are designated to participate**
- 21 **in the sponsored event during the term of the permit.**
- 22 **(2) Provide that alcoholic beverage service may be performed**
- 23 **only by servers certified under IC 7.1-3-1.5.**
- 24 **(3) Allow sales during the times prescribed under**
- 25 **IC 7.1-3-1-14.**
- 26 **(4) Prohibit sales prohibited under IC 7.1-5-10-1.**
- 27 **(5) Operate under the rules adopted by the commission to**
- 28 **protect the public interest under IC 7.1-1-1.**
- 29 **(6) Ensure alcohol service is performed only by designated**
- 30 **vendors at events sponsored by the local board.**

31 SECTION 7. IC 7.1-3-27-8, AS AMENDED BY P.L.186-2025,
 32 SECTION 285, IS AMENDED TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) The holder of an artisan
 34 distiller's permit may do only the following:

- 35 (1) Manufacture liquor, including blending liquor purchased from
- 36 another manufacturer with liquor the artisan distiller
- 37 manufactures under section 11 of this chapter.
- 38 (2) Bottle liquor manufactured by the artisan distiller.
- 39 (3) Insert liquor manufactured by the artisan distiller into a
- 40 container.
- 41 (4) Store liquor manufactured by the artisan distiller, including at
- 42 a facility located within ten (10) miles of the artisan distiller's



- 1 distillery.
- 2 (5) Transport, sell, and deliver liquor manufactured by the artisan
- 3 distiller to:
- 4 (A) places outside Indiana; or
- 5 (B) the holder of a liquor wholesaler's permit under IC 7.1-3-8.
- 6 (6) Sell liquor manufactured by the artisan distiller to consumers
- 7 by the drink, bottle, container, or case from the licensed premises
- 8 of the distillery where the liquor was manufactured.
- 9 Notwithstanding IC 7.1-1-3-20, the licensed premises may
- 10 include the distillery parking lot or an area adjacent to the artisan
- 11 distillery. The parking lot or adjacent area may only be used for
- 12 the purpose of conveying alcoholic beverages and other
- 13 nonalcoholic items to a customer subject to section 8.1 of this
- 14 chapter and may not be used for point of sale purposes or any
- 15 other purpose.
- 16 (7) Serve complimentary samples of the liquor manufactured by
- 17 the artisan distiller to consumers on the premises of the distillery
- 18 where the liquor was manufactured.
- 19 (8) Sell liquor as authorized by this section for carryout on
- 20 Sunday in a quantity at any one (1) time of not more than four and
- 21 five-tenths (4.5) liters.
- 22 (9) With the approval of the commission, participate:
- 23 (A) individually; or
- 24 (B) with other permit holders under this chapter, holders of
- 25 farm winery permits, holders of brewer's permits issued under
- 26 IC 7.1-3-2-2(b), or any combination of holders described in
- 27 this clause;
- 28 in a trade show or an exposition at which products of each permit
- 29 holder participant are displayed, promoted, and sold. All of the
- 30 permit holders may occupy the same tent, structure, or building.
- 31 The commission may not grant to a holder of a permit under this
- 32 chapter approval under this subdivision to participate in a trade
- 33 show or exposition for more than seventy-five (75) days in a
- 34 calendar year.
- 35 (10) Be the proprietor of a restaurant that is not subject to the
- 36 minimum gross food sales or the minimum projected food sales
- 37 set forth in 905 IAC 1-41-2 and the gross retail income
- 38 requirements to sell carryout under IC 7.1-3-20-9.5. A holder is
- 39 entitled to conduct the following activities:
- 40 (A) Hold a beer retailer's permit, a wine retailer's permit, or a
- 41 liquor retailer's permit for a restaurant.
- 42 (B) Transfer liquor directly from the artisan distillery to a



- 1 restaurant that the artisan distiller has an interest in by means
 2 of:
- 3 (i) bottles;
 - 4 (ii) bulk containers; or
 - 5 (iii) a continuous flow system.
- 6 (C) Install a window between the artisan distillery and an
 7 adjacent restaurant that allows the public and the holder of the
 8 permit to view both premises.
- 9 (D) Install a doorway or other opening between the artisan
 10 distillery and an adjacent restaurant that provides the public
 11 and the holder of the permit with access to both the artisan
 12 distillery and restaurant.
- 13 (11) A holder that does not distribute through an Indiana liquor
 14 wholesaler is entitled under the artisan distiller's permit to sell and
 15 deliver to a person holding a liquor retailer or liquor dealer permit
 16 under this title a total of not more than two thousand (2,000)
 17 gallons of the artisan distillery's liquor in a calendar year, if the
 18 artisan distiller has not sold in Indiana more than ten thousand
 19 (10,000) gallons the previous calendar year. A holder that sells
 20 and delivers under this subdivision shall comply with all
 21 provisions applicable to a wholesaler in 905 IAC 1-5.1, 905
 22 IAC 1-5.2, 905 IAC 1-21, 905 IAC 1-31, and 905 IAC 1-32.1.
- 23 (12) Sell, donate, transport, and deliver liquor manufactured by
 24 the artisan distiller to a qualified organization for:
- 25 (A) an allowable event under IC 7.1-3-6.1;
 - 26 (B) a charity auction under IC 7.1-3-6.2; or
 - 27 (C) an event under IC 7.1-3-6.3.
- 28 (13) With the approval of the commission under subdivision (9),
 29 the holder of a permit may participate in a farmers' market at
 30 which products of the permit holder are displayed, promoted, and
 31 sold. The holder of a permit:
- 32 (A) may not offer samples of liquor for consumption on the
 33 premises; and
 - 34 (B) may sell its liquor in qualified containers for consumption
 35 off the premises.
- 36 (14) Manufacture liquor at the licensed premises for another
 37 holder of an artisan distiller's permit. Upon completion of the
 38 manufacturing of the liquor for another permit holder under this
 39 subdivision, the product must be transported to the permit holder
 40 for which the liquor was manufactured. To qualify under this
 41 subdivision:
- 42 (A) the permit holder for which the liquor is manufactured



1 must have manufactured not less than forty (40) gallons of
 2 liquor produced from raw materials at the permit holder's
 3 licensed premises in the previous calendar year; and
 4 (B) the total number of gallons of liquor that a permit holder
 5 manufactures under this subdivision may not exceed the
 6 number of gallons of liquor the permit holder produced from
 7 raw materials at the permit holder's licensed premises in the
 8 same calendar year.

9 All records required by the federal Alcohol and Tobacco Tax and
 10 Trade Bureau regarding the number of gallons of liquor produced
 11 from raw materials at the licensed premises of a permit holder
 12 must be available to the commission upon request. The activity
 13 under this subdivision is not an interest under IC 7.1-5-9.

14 **(15) Upon proper notice to the commission under**
 15 **IC 7.1-3-21-14.5(d)(1), participate in an event sponsored by a**
 16 **local board on the grounds of a county fair under**
 17 **IC 7.1-3-21-14.5(b).**

18 (b) The holder of an artisan distiller's permit who provides samples
 19 or sells liquor by the glass must furnish the minimum food
 20 requirements prescribed by the commission.

21 (c) A storage facility used by an artisan distiller under subsection
 22 (a)(4) must conform with federal laws, rules, and regulations. An
 23 artisan distiller may transfer liquor from a separate storage facility back
 24 to the artisan distillery. An artisan distiller may sell or transfer liquor
 25 directly to a liquor wholesaler from a storage facility that is separate
 26 from the artisan distillery. An artisan distiller may not sell or transfer
 27 liquor from a storage facility to any other permittee or a consumer. The
 28 artisan distiller shall maintain an adequate written record of the liquor
 29 transferred:

- 30 (1) between the artisan distillery and the storage facility; and
 31 (2) from the storage facility to the liquor wholesaler.

32 (d) The holder of an artisan distiller's permit may transport liquor to
 33 and from a brewery located within the same county for the purposes of
 34 carbonating and canning by the brewery. The activity under this
 35 subsection is not an interest under IC 7.1-5-9.

36 (e) An artisan distiller who knowingly or intentionally violates this
 37 section commits a Class B misdemeanor.

38 SECTION 8. IC 7.1-5-7-11, AS AMENDED BY P.L.163-2025,
 39 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2026]: Sec. 11. (a) The provisions of sections 9 and 10 of this
 41 chapter shall not apply if the public place involved is one (1) of the
 42 following:

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- 1 (1) Civic center.
- 2 (2) Convention center.
- 3 (3) Sports arena.
- 4 (4) Bowling center.
- 5 (5) Bona fide club.
- 6 (6) Drug store.
- 7 (7) Grocery store.
- 8 (8) Boat.
- 9 (9) Dining car.
- 10 (10) Pullman car.
- 11 (11) Club car.
- 12 (12) Passenger airplane.
- 13 (13) Horse racetrack facility holding a recognized meeting permit
- 14 under IC 4-31-5.
- 15 (14) Satellite facility (as defined in IC 4-31-2.1-36).
- 16 (15) Catering hall under IC 7.1-3-20-24 that is not open to the
- 17 public.
- 18 (16) That part of a restaurant which is separate from a room in
- 19 which is located a bar over which alcoholic beverages are sold or
- 20 dispensed by the drink.
- 21 (17) Entertainment complex.
- 22 (18) Indoor golf facility.
- 23 (19) A recreational facility such as a golf course, bowling center,
- 24 or similar facility that has the recreational activity and not the sale
- 25 of food and beverages as the principal purpose or function of the
- 26 person's business.
- 27 (20) A licensed premises owned or operated by a postsecondary
- 28 educational institution described in IC 21-17-6-1.
- 29 (21) An automobile racetrack.
- 30 (22) An indoor theater under IC 7.1-3-20-26.
- 31 (23) A senior residence facility campus (as defined in
- 32 IC 7.1-3-1-29(c)) at which alcoholic beverages are given or
- 33 furnished as provided under IC 7.1-3-1-29.
- 34 (24) A hotel other than a part of a hotel that is a room in a
- 35 restaurant in which a bar is located over which alcoholic
- 36 beverages are sold or dispensed by the drink.
- 37 (25) The location of an allowable event to which IC 7.1-3-6.1
- 38 applies.
- 39 (26) The location of a charity auction to which IC 7.1-3-6.2
- 40 applies.
- 41 (27) A tour of a brewery as provided in IC 7.1-3-20-16.4, if the
- 42 minor is in the company of a parent, legal guardian or custodian,



- 1 or family member who is at least twenty-one (21) years of age.
 2 (28) A farm winery and any additional locations of the farm
 3 winery under IC 7.1-3-12, if the minor is in the company of a
 4 parent, legal guardian or custodian, or family member who is at
 5 least twenty-one (21) years of age and the minor is accompanied
 6 by the adult in any area that the adult may be present whether or
 7 not the area:
 8 (A) is separated in any manner from where the wine is
 9 manufactured, sold, or consumed within the farm winery
 10 premises; or
 11 (B) operates under a retailer's permit.
 12 (29) An artisan distillery under IC 7.1-3-27, if:
 13 (A) the person who holds the artisan distiller's permit also
 14 holds a farm winery permit under IC 7.1-3-12, or
 15 IC 7.1-3-20-16.4(a) applies to the person; and
 16 (B) the minor is in the company of a parent, legal guardian or
 17 custodian, or family member who is at least twenty-one (21)
 18 years of age.
 19 (30) An art instruction studio under IC 7.1-5-8-4.6.
 20 (31) The licensed premises of a food hall under IC 7.1-3-20-29
 21 and the food and beverage vending space of a food hall vendor
 22 permittee under IC 7.1-3-20-30. However, sections 9 and 10 of
 23 this chapter apply to a bar within the food and beverage vending
 24 space of a food hall vendor permittee under IC 7.1-3-20-30 that
 25 serves alcoholic beverages intended to be consumed while sitting
 26 or standing at the bar.
 27 (32) A refreshment area designated under IC 7.1-3-31.
 28 (33) A small brewery under IC 7.1-3-2-7(5) and a restaurant of
 29 which the small brewery permit holder is the proprietor as
 30 provided in IC 7.1-3-2-7(5)(B), if the minor is accompanied by a
 31 parent, legal guardian, custodian, or family member who is at
 32 least twenty-one (21) years of age. The minor may be in any area
 33 in which the accompanying adult may be present, whether or not
 34 the area:
 35 (A) is separated in any manner from where the beer is
 36 manufactured, sold, or consumed within the small brewery
 37 premises; or
 38 (B) operates under a retailer's permit as provided in
 39 IC 7.1-3-2-7(5)(C).
 40 **(34) The state fair under IC 7.1-3-21-14.**
 41 **(35) A county fair issued a permit under IC 7.1-3-21-14.5.**
 42 (b) For the purpose of this subsection, "food" means meals prepared



1 on the licensed premises. It is lawful for a minor to be on licensed
2 premises in a room, outdoor patio, or terrace in which is located a bar
3 over which alcoholic beverages are sold or dispensed by the drink if all
4 the following conditions are met:
5 (1) The minor is in the company of a parent, guardian, or family
6 member who is at least twenty-one (21) years of age.
7 (2) The purpose for being on the licensed premises is the
8 consumption of food and not the consumption of alcoholic
9 beverages.
10 (3) The minor, accompanied by the parent, guardian, or family
11 member who is at least twenty-one (21) years of age, must be
12 seated at a table or booth in the bar area and shall not be seated at
13 the bar over which alcoholic beverages are sold or dispensed by
14 the drink.



COMMITTEE REPORT

Mr. President: The Senate Committee on Public Policy, to which was referred Senate Bill No. 23, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 7.1-3-2-7, AS AMENDED BY P.L.186-2025, SECTION 276, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. The holder of a brewer's permit or an out-of-state brewer holding either a primary source of supply permit or an out-of-state brewer's permit may do the following:

- (1) Manufacture beer.
- (2) Place beer in containers or bottles.
- (3) Transport beer.
- (4) Sell and deliver beer to a person holding a beer wholesaler's permit issued under IC 7.1-3-3.
- (5) If the brewer manufactures, at all of the brewer's breweries, an aggregate of not more than ninety thousand (90,000) barrels of beer in a calendar year for sale or distribution within Indiana, the permit holder may do the following:
 - (A) Sell and deliver a total of not more than thirty thousand (30,000) barrels of beer in a calendar year to a person holding a retailer or a dealer permit under this title. The total number of barrels of beer that the permit holder may sell and deliver under this clause in a calendar year may not exceed thirty thousand (30,000) barrels of beer.
 - (B) Be the proprietor of a restaurant that is not subject to the minimum gross food sales or the minimum projected food sales set forth in 905 IAC 1-41-2.
 - (C) Hold a beer retailer's permit, a wine retailer's permit, or a liquor retailer's permit for a restaurant established under clause (B).
 - (D) Transfer beer directly from the brewery to the restaurant by means of:
 - (i) bulk containers; or
 - (ii) a continuous flow system.
 - (E) Install a window between the brewery and an adjacent restaurant that allows the public and the permittee to view both premises.
 - (F) Install a doorway or other opening between the brewery



and an adjacent restaurant that provides the public and the permittee with access to both premises.

(G) Sell the brewery's beer by the glass for consumption on the premises. Brewers permitted to sell beer by the glass under this clause must make food available for consumption on the premises. A brewer may comply with the requirements of this clause by doing any of the following:

- (i) Allowing a vehicle of transportation that is a food establishment (as defined in IC 16-18-2-137) to serve food near the brewer's licensed premises.
- (ii) Placing menus in the brewer's premises of restaurants that will deliver food to the brewery.
- (iii) Providing food prepared at the brewery.

(H) Sell and deliver beer to a consumer at the licensed premises of the brewer or at the residence of the consumer. Notwithstanding IC 7.1-1-3-20, the licensed premises may include the brewery parking lot or an area adjacent to the brewery that may only be used for the purpose of conveying alcoholic beverages and other nonalcoholic items to a customer subject to section 10 of this chapter, and may not be used for point of sale purposes or any other purpose. The delivery to a consumer may be made only in a quantity at any one (1) time of not more than one-half (1/2) barrel, but the beer may be contained in bottles or other permissible containers.

(I) Sell the brewery's beer as authorized by this section for carryout on Sunday in a quantity at any one (1) time of not more than five hundred seventy-six (576) ounces. A brewer's beer may be sold under this clause at any address for which the brewer holds a brewer's permit issued under this chapter if the address is located within the same city boundaries in which the beer was manufactured.

(J) With the approval of the commission, participate:

- (i) individually; or
- (ii) with other permit holders under this chapter, holders of artisan distiller's permits, holders of farm winery permits, or any combination of holders described in this item;

in a trade show or an exposition at which products of each permit holder participant are displayed, promoted, and sold. All of the permit holders may occupy the same tent, structure, or building. The commission may not grant to a holder of a permit under this chapter approval under this clause to



participate in a trade show or exposition for more than seventy-five (75) days in a calendar year.

(K) Store or condition beer in a secure building that is:

- (i) separate from the brewery; and
- (ii) owned or leased by the permit holder.

(L) Transfer beer from a building described in clause (K) back to the brewery.

(M) Sell or transfer beer directly to a beer wholesaler from a building described in clause (K), but may not sell or transfer beer from the building to any other permittee or a consumer. The brewer shall maintain an adequate written record of the beer transferred:

- (i) between the brewery and the separate building; and
- (ii) from the separate building to the wholesaler.

(N) Sell the brewery's beer to the holder of a supplemental caterer's permit issued under IC 7.1-3-9.5 for on-premises consumption only at an event that is held outdoors on property that is contiguous to the brewery as approved by the commission.

(O) Receive liquor from the holder of a distiller's permit issued under IC 7.1-3-7 or the holder of an artisan distiller's permit under IC 7.1-3-27 that is located in the same county as the brewery for the purpose of carbonating and canning the liquor. Upon the completion of canning of the liquor, the product must be returned to the original production facility within forty-eight (48) hours. The activity under this clause is not an interest under IC 7.1-5-9.

(P) Receive beer from another permit holder under this subdivision for the purpose of bottling and packaging the beer. Upon completion of bottling and packaging the beer, the product must be returned to the original permit holder who manufactured the beer. The number of barrels of beer that a permit holder receives, bottles, and packages under this clause may not exceed the number of barrels of beer that the permit holder produced from raw materials at the licensed premises of the permit holder in the same calendar year. The activity under this clause is not an interest under IC 7.1-5-9.

(Q) Sell or transfer beer directly to a food manufacturer located in Indiana that is registered with the federal Food and Drug Administration for the purpose of adding or integrating the beer into a product or recipe.

(R) Manufacture beer for another permit holder under this



subdivision. Upon completion of manufacturing the beer, the product must be transported to the permit holder for which the beer was manufactured. To qualify under this clause:

- (i) the permit holder for which the beer is manufactured must have manufactured not less than forty (40) barrels of beer produced from raw materials at the licensed premises of the permit holder in the previous calendar year; and
- (ii) the number of barrels of beer that a permit holder manufactures under this clause may not exceed the number of barrels of beer that the permit holder produced from raw materials at the licensed premises of the permit holder in the same calendar year.

All records required by the federal Alcohol and Tobacco Tax and Trade Bureau regarding the number of barrels of beer produced from raw materials at the licensed premises of a permit holder must be made available to the commission upon request. The activity under this clause is not an interest under IC 7.1-5-9.

(S) Sell, donate, transport, and deliver beer to a qualified organization for:

- (i) an allowable event under IC 7.1-3-6.1;
- (ii) a charity auction under IC 7.1-3-6.2; or
- (iii) an event under IC 7.1-3-6.3.

(T) With the approval of the commission under clause (J), participate in a farmers' market at which products of the permit holder are displayed, promoted, and sold. The permit holder may:

- (i) provide samples of the brewery's beer for consumption on the premises, subject to a limit of three (3) samples of not more than six (6) ounces per person; and
- (ii) sell six (6), twelve (12), and twenty-four (24) packs of twelve (12) ounce or sixteen (16) ounce cans of the brewery's beer in qualified containers for consumption off the premises.

(U) Upon proper notice to the commission under IC 7.1-3-21-14.5(d)(1), participate in an event sponsored by a local board on the grounds of a county fair under IC 7.1-3-21-14.5(b).

(6) If the brewer's brewery manufactures more than ninety thousand (90,000) barrels of beer in a calendar year for sale or distribution within Indiana, the permit holder may own a portion of the corporate stock of another brewery that:



- (A) is located in the same county as the brewer's brewery;
 - (B) manufactures less than ninety thousand (90,000) barrels of beer in a calendar year; and
 - (C) is the proprietor of a restaurant that operates under subdivision (5).
- (7) Provide complimentary samples of beer that are:
- (A) produced by the brewer; and
 - (B) offered to consumers for consumption on the brewer's premises.
- (8) Own a portion of the corporate stock of a sports corporation that:
- (A) manages a minor league baseball stadium located in the same county as the brewer's brewery; and
 - (B) holds a beer retailer's permit, a wine retailer's permit, or a liquor retailer's permit for a restaurant located in that stadium.
- (9) For beer described in IC 7.1-1-2-3(a)(4):
- (A) may allow transportation to and consumption of the beer on the licensed premises; and
 - (B) may not sell, offer to sell, or allow sale of the beer on the licensed premises.
- (10) Sell, donate, transport, and deliver beer to a qualified organization for:
- (A) an allowable event under IC 7.1-3-6.1;
 - (B) a charity auction under IC 7.1-3-6.2; or
 - (C) an event under IC 7.1-3-6.3.

SECTION 2. IC 7.1-3-4-6, AS AMENDED BY P.L.167-2024, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The holder of a beer retailer's permit shall be entitled to purchase beer for sale under the permit only from a permittee entitled to sell to the beer retailer under this title. A beer retailer shall be entitled to possess beer and sell beer at retail to a customer for consumption on the licensed premises. A beer retailer also shall be entitled to sell beer to a customer and deliver beer in permissible containers to the customer on the licensed premises, or to the customer's house. This delivery may only be performed by the permit holder or an employee who holds an employee permit. The permit holder shall maintain a written record of each delivery for at least one (1) year that shows the customer's name, location of delivery, and quantity sold. Subject to subsection (g), a beer retailer also may prepare and package beer in qualified containers for sale and delivery to a customer on the licensed premises for consumption off the licensed premises.

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(b) A beer retailer shall not be entitled to sell beer at wholesale. A beer retailer shall not be entitled to sell and deliver beer on the street or at the curb outside the licensed premises, nor shall a beer retailer be entitled to sell beer at a place other than the licensed premises. However, a beer retailer may offer food service (excluding alcoholic beverages) to a patron who is outside the licensed premises by transacting business through a window in the licensed premises.

(c) A beer retailer shall be entitled to sell and deliver warm or cold beer for carry out, or for at-home delivery, in barrels or other commercial containers in a quantity that does not exceed fifteen and one-half (15 1/2) gallons at any one (1) time. A beer retailer that delivers beer to a customer's residence must require the customer to provide proof of age in accordance with IC 7.1-5-10-23.

(d) Notwithstanding IC 7.1-1-3-20, the licensed premises of the beer retailer may include the beer retailer parking lot or an area adjacent to the beer retailer that may only be used for the purpose of conveying alcoholic beverages and other nonalcoholic items to a customer, and may not be used for point of sale purposes or any other purpose. Any alcoholic beverages conveyed to the customer must satisfy the following:

- (1) Alcoholic beverages that are in the sealed original containers must be placed in a bag that is stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES".
- (2) Alcoholic beverages that are prepared by the beer retailer must be packaged by the beer retailer in qualified containers that are:
 - (A) stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES"; or
 - (B) placed in a bag stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES".
- (3) Placed by an employee of the permittee who is at least twenty-one (21) years of age:
 - (A) in the trunk of the motor vehicle; or
 - (B) behind the last upright seat of the motor vehicle, if the motor vehicle is not equipped with a trunk.

A retailer permittee may only convey a customer's order of alcoholic beverages to the customer, if the customer has also purchased a meal from the retailer permittee that is conveyed to the customer at the same time as the alcoholic beverages.

(e) The employee of the permittee that conveys the alcoholic beverages to the customer must require the customer to provide proof of age in accordance with IC 7.1-5-10-23.



(f) The parking lot or area where the alcoholic beverages are conveyed to the customer must be:

- (1) well lit; and
- (2) within clear view of the main entrance to the building of the retailer premises.

(g) If a beer retailer prepares and packages beer:

- (1) for sale and delivery to a customer on the licensed premises for consumption off the licensed premises; and
- (2) in a container that is not in a qualified container;

the commission may revoke the beer retailer's privilege under this section of preparing and packaging beer for sale and delivery to a customer in a qualified container.

(h) Upon proper notice to the commission under IC 7.1-3-21-14.5(d)(1), a beer retailer may participate in an event sponsored by a local board on the grounds of a county fair under IC 7.1-3-21-14.5(b).

SECTION 3. IC 7.1-3-9-9, AS AMENDED BY P.L.167-2024, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) The holder of a liquor retailer's permit shall be entitled to purchase liquor only from a permittee entitled to sell to the liquor retailer under this title. A liquor retailer shall be entitled to possess liquor and sell liquor at retail to a customer for consumption on the licensed premises. A liquor retailer also shall be entitled to sell liquor to a customer and deliver liquor in permissible containers to the customer on the licensed premises, or to the customer's house. This delivery may only be performed by the permit holder or an employee who holds an employee permit. The permit holder shall maintain a written record of each delivery for at least one (1) year that shows the customer's name, location of delivery, and quantity sold. Subject to subsection (g), a liquor retailer also may prepare and package liquor in qualified containers for sale and delivery to a customer on the licensed premises for consumption off the licensed premises.

(b) A liquor retailer shall not be entitled to sell liquor at wholesale. A liquor retailer shall not be entitled to sell and deliver liquor on the street or at the curb outside the licensed premises, nor shall a liquor retailer be entitled to sell liquor at a place other than the licensed premises. However, a liquor retailer may offer food service (excluding alcoholic beverages) to a patron who is outside the licensed premises by transacting business through a window in the licensed premises.

(c) A liquor retailer shall not be entitled to sell and deliver liquor for carry out or for at-home delivery, in a quantity that exceeds four (4) quarts at any one (1) time. A liquor retailer that delivers liquor to a



customer's residence must require the customer to provide proof of age in accordance with IC 7.1-5-10-23.

(d) Notwithstanding IC 7.1-1-3-20, the licensed premises of the liquor retailer may include the liquor retailer parking lot or an area adjacent to the liquor retailer that may only be used for the purpose of conveying alcoholic beverages and other nonalcoholic items to a customer, and may not be used for point of sale purposes or any other purpose. Any alcoholic beverages conveyed to the customer must satisfy the following:

(1) Alcoholic beverages that are in the sealed original containers must be placed in a bag that is stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES".

(2) Alcoholic beverages that are prepared by the liquor retailer must be packaged by the liquor retailer in qualified containers that are:

(A) stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES"; or

(B) placed in a bag stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES".

(3) Placed by an employee of the permittee who is at least twenty-one (21) years of age:

(A) in the trunk of the motor vehicle; or

(B) behind the last upright seat of the motor vehicle, if the motor vehicle is not equipped with a trunk.

A retailer permittee may only convey a customer's order of alcoholic beverages to the customer, if the customer has also purchased a meal from the retailer permittee that is conveyed to the customer at the same time as the alcoholic beverages.

(e) The employee of the permittee that conveys the alcoholic beverages to the customer must require the customer to provide proof of age in accordance with IC 7.1-5-10-23.

(f) The parking lot or area where the alcoholic beverages are conveyed to the customer must be:

(1) well lit; and

(2) within clear view of the main entrance to the building of the retailer premises.

(g) If a liquor retailer prepares and packages liquor:

(1) for sale and delivery to a customer on the licensed premises for consumption off the licensed premises; and

(2) in a container that is not in a qualified container;

the commission may revoke the liquor retailer's privilege under this section of preparing and packaging liquor for sale and delivery to a



customer in a qualified container.

(h) Upon proper notice to the commission under IC 7.1-3-21-14.5(d)(1), a liquor retailer may participate in an event sponsored by a local board on the grounds of a county fair under IC 7.1-3-21-14.5(b).

SECTION 4. IC 7.1-3-12-5, AS AMENDED BY P.L.186-2025, SECTION 277, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The following apply to the holder of a farm winery permit:

(1) A holder is entitled to manufacture wine and to place wine produced by the permit holder's farm winery in bottles or other permissible containers.

(2) A holder is entitled to serve complimentary samples of the winery's wine on the licensed premises or an outside area that is contiguous to the licensed premises, as approved by the commission if each employee who serves wine on the licensed premises:

(A) holds an employee's permit under IC 7.1-3-18-9; and

(B) completes a server training program approved by the commission.

(3) A holder is entitled to sell the winery's wine on the licensed premises to consumers either by:

(A) the glass;

(B) the bottle;

(C) a box that contains a bag designed for storing and dispensing wine;

(D) any combination of receptacles listed in clauses (A) through (C); or

(E) any other container permissible under federal law.

Notwithstanding IC 7.1-1-3-20, the licensed premises may include the farm winery parking lot or an area adjacent to the farm winery. The parking lot or an adjacent area may only be used for the purpose of conveying alcoholic beverages and other nonalcoholic items to a customer subject to section 5.5 of this chapter, and may not be used for point of sale purposes or any other purpose.

(4) A holder is entitled to sell wine by:

(A) the bottle;

(B) the can;

(C) a box that contains a bag designed for storing and dispensing wine;

(D) bulk container;



- (E) the case; or
 - (F) any combination of receptacles listed in clauses (A) through (E);
- to a person who is the holder of a permit to sell wine at wholesale.
- (5) A holder is exempt from the provisions of IC 7.1-3-14.
 - (6) A holder is entitled to advertise the name and address of any retailer or dealer who sells wine produced by the permit holder's winery.
 - (7) A holder for wine described in IC 7.1-1-2-3(a)(4):
 - (A) may allow transportation to and consumption of the wine on the licensed premises; and
 - (B) may not sell, offer to sell, or allow the sale of the wine on the licensed premises.
 - (8) A holder is entitled to purchase and sell bulk wine as set forth in this chapter.
 - (9) A holder is entitled to sell wine as authorized by this section for carryout on Sunday.
 - (10) A holder is entitled to sell and ship the farm winery's wine to a person located in another state in accordance with the laws of the other state.
 - (11) A holder is entitled to sell the farm winery's wine to the holder of a supplemental caterer's permit issued under IC 7.1-3-9.5 for on-premises consumption only at an event that is held outdoors on property that is contiguous to the farm winery as approved by the commission.
 - (12) A holder is entitled to be the proprietor of a restaurant that is not subject to the minimum gross food sales or the minimum projected food sales set forth in 905 IAC 1-41-2 and the gross retail income requirements to sell carryout under IC 7.1-3-20-9.5.
- A holder is entitled to conduct the following activities:
- (A) Hold a beer retailer's permit, a wine retailer's permit, or a liquor retailer's permit for a restaurant.
 - (B) Transfer wine directly from the farm winery to a restaurant that the farm winery has an interest in by means of:
 - (i) bottles or cans;
 - (ii) bulk containers; or
 - (iii) a continuous flow system.
 - (C) Install a window between the farm winery and an adjacent restaurant that allows the public and the holder of the permit to view both premises.
 - (D) Install a doorway or other opening between the farm winery and an adjacent restaurant that provides the public and



the holder of the permit with access to both the farm winery and restaurant.

(13) A holder that does not distribute through an Indiana wine wholesaler is entitled under the farm winery permit to sell and deliver to a person holding a wine retailer or wine dealer permit under this title a total of not more than three thousand (3,000) gallons of the farm winery's wine in a calendar year, if the farm winery has not sold in Indiana more than fifteen thousand (15,000) gallons the previous calendar year. A holder that sells and delivers under this subdivision shall comply with all provisions applicable to a wholesaler in 905 IAC 1-5.1, 905 IAC 1-5.2, 905 IAC 1-21, 905 IAC 1-31, and 905 IAC 1-32.1.

(14) A holder may sell, donate, transport, and deliver wine to a qualified organization conducting any of the following:

- (A) An allowable event under IC 7.1-3-6.1.
- (B) A charity auction under IC 7.1-3-6.2.
- (C) An event under IC 7.1-3-6.3.

(b) With the approval of the commission, a holder of a permit under this chapter may conduct business at not more than three (3) additional locations that are separate from the winery. At the additional locations, the holder of a permit may conduct any business that is authorized at the first location, except for manufacturing wine or placing wine in bottles or containers.

(c) A farm winery may transfer wine from a storage facility or an additional location described in subsection (b). A farm winery may sell or transfer wine directly to a wine wholesaler from a storage facility separate from the farm winery or an additional location described in subsection (b). A farm winery may not sell or transfer wine from a storage facility to any other permittee or a consumer. The farm winery shall maintain an adequate written record of wine transferred:

- (1) between the farm winery and the storage facility; and
- (2) from the storage facility to the wholesaler.

(d) With the approval of the commission, a holder of a permit under this chapter may:

- (1) individually; or
- (2) with other permit holders under this chapter, holders of artisan distiller's permits, holders of brewer's permits issued under IC 7.1-3-2-2(b), or any combination of holders described in this subdivision;

participate in a trade show or an exposition at which products of each permit holder participant are displayed, promoted, and sold. All of the permit holders may occupy the same tent, structure, or building. The



commission may not grant approval under this subsection to a holder of a permit under this chapter for more than seventy-five (75) days in a calendar year.

(e) With the approval of the commission under subsection (d), a holder of a permit may participate in a farmers' market at which products of the permit holder are displayed, promoted, and sold. The permit holder may:

- (1) provide samples of the permit holder's wine for consumption on the premises, subject to a limit of three (3) samples of not more than one (1) ounce per person; and
- (2) sell the permit holder's wine in a qualified container for consumption off the premises.

(f) Upon proper notice to the commission under IC 7.1-3-21-14.5(d)(1), a holder of a permit under this chapter may participate in an event sponsored by a local board on the grounds of a county fair under IC 7.1-3-21-14.5(b).

SECTION 5. IC 7.1-3-14-4, AS AMENDED BY P.L.167-2024, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The holder of a wine retailer's permit is entitled to purchase wine only from a permittee entitled to sell to the wine retailer under this title. A wine retailer is entitled to possess wine and sell wine at retail to a customer for consumption on the licensed premises. A wine retailer is also entitled to sell wine to a customer and deliver wine in permissible containers to the customer on the licensed premises or to the customer's house. This delivery may only be performed by the permit holder or an employee who holds an employee permit. The permit holder shall maintain a written record of each delivery for at least one (1) year that shows the customer's name, location of delivery, and quantity sold. Subject to subsection (g), a wine retailer also may prepare and package wine in qualified containers for sale and delivery to a customer on the licensed premises for consumption off the licensed premises.

(b) A wine retailer is not entitled to sell wine at wholesale. A wine retailer is not entitled to sell and deliver wine on the street or at the curb outside the licensed premises, nor is the wine retailer entitled to sell wine at a place other than the licensed premises. However, a wine retailer may offer food service (excluding alcoholic beverages) to a patron who is outside the licensed premises by transacting business through a window in the licensed premises.

(c) A wine retailer is entitled to sell and deliver wine for carry out, or for at-home delivery. A wine retailer that delivers wine to a customer's residence must require the customer to provide proof of age



in accordance with IC 7.1-5-10-23.

(d) Notwithstanding IC 7.1-1-3-20, the licensed premises of the wine retailer may include the wine retailer parking lot or an area adjacent to the wine retailer that may only be used for the purpose of conveying alcoholic beverages and other nonalcoholic items to a customer, and may not be used for point of sale purposes or any other purpose. Any alcoholic beverages conveyed to the customer must satisfy the following:

- (1) Alcoholic beverages that are in the sealed original containers must be placed in a bag that is stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES".
- (2) Alcoholic beverages that are prepared by the wine retailer must be packaged by the wine retailer in qualified containers that are:
 - (A) stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES"; or
 - (B) placed in a bag stamped, printed, or labeled on the outside: "CONTAINS ALCOHOLIC BEVERAGES".
- (3) Placed by an employee of the permittee who is at least twenty-one (21) years of age:
 - (A) in the trunk of the motor vehicle; or
 - (B) behind the last upright seat of the motor vehicle, if the motor vehicle is not equipped with a trunk.

A retailer permittee may only convey a customer's order of alcoholic beverages to the customer, if the customer has also purchased a meal from the retailer permittee that is conveyed to the customer at the same time as the alcoholic beverages.

(e) The employee of the permittee that conveys the alcoholic beverages to the customer must require the customer to provide proof of age in accordance with IC 7.1-5-10-23.

(f) The parking lot or area where the alcoholic beverages are conveyed to the customer must be:

- (1) well lit; and
- (2) within clear view of the main entrance to the building of the retailer premises.

(g) If a wine retailer prepares and packages wine:

- (1) for sale and delivery to a customer on the licensed premises for consumption off the licensed premises; and
- (2) in a container that is not in a qualified container;

the commission may revoke the wine retailer's privilege under this section of preparing and packaging wine for sale and delivery to a customer in a qualified container.



(h) Upon proper notice to the commission under IC 7.1-3-21-14.5(d)(1), a wine retailer may participate in an event sponsored by a local board on the grounds of a county fair under IC 7.1-3-21-14.5(b)."

Page 2, delete lines 1 through 2, begin a new line block indented and insert:

"(1) The permit is valid for one (1) year from the date of issuance. A local board may apply for a new permit each year."

Page 2, delete lines 5 through 7, begin a new line block indented and insert:

"(3) The local board is entitled to designate vendors that possess a valid retail or craft manufacturing permit issued by the commission to sell alcoholic beverages to consumers by the glass on the county fairgrounds."

Page 2, between lines 12 and 13, begin a new line block indented and insert:

"(6) There is no fee for a permit issued to a local board under this section."

Page 2, delete lines 15 through 16, begin a new line block indented and insert:

"(1) File an application with the commission, including the names and permit numbers of all designated vendors, the dates of the local board sponsored event at which alcoholic beverages will be served, and a floor plan of the premises where alcoholic beverages will be served and consumed. A local board must supplement the application on file with the commission if additional vendors are designated to participate in the sponsored event during the term of the permit."

Page 2, line 17, delete "service of alcoholic beverages" and insert **"alcoholic beverage service"**.

Page 2, after line 23, begin a new line block indented and insert:

"(6) Ensure alcohol service is performed only by designated vendors at events sponsored by the local board."

SECTION 7. IC 7.1-3-27-8, AS AMENDED BY P.L.186-2025, SECTION 285, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) The holder of an artisan distiller's permit may do only the following:

- (1) Manufacture liquor, including blending liquor purchased from another manufacturer with liquor the artisan distiller manufactures under section 11 of this chapter.
- (2) Bottle liquor manufactured by the artisan distiller.



- (3) Insert liquor manufactured by the artisan distiller into a container.
- (4) Store liquor manufactured by the artisan distiller, including at a facility located within ten (10) miles of the artisan distiller's distillery.
- (5) Transport, sell, and deliver liquor manufactured by the artisan distiller to:
- (A) places outside Indiana; or
 - (B) the holder of a liquor wholesaler's permit under IC 7.1-3-8.
- (6) Sell liquor manufactured by the artisan distiller to consumers by the drink, bottle, container, or case from the licensed premises of the distillery where the liquor was manufactured. Notwithstanding IC 7.1-1-3-20, the licensed premises may include the distillery parking lot or an area adjacent to the artisan distillery. The parking lot or adjacent area may only be used for the purpose of conveying alcoholic beverages and other nonalcoholic items to a customer subject to section 8.1 of this chapter and may not be used for point of sale purposes or any other purpose.
- (7) Serve complimentary samples of the liquor manufactured by the artisan distiller to consumers on the premises of the distillery where the liquor was manufactured.
- (8) Sell liquor as authorized by this section for carryout on Sunday in a quantity at any one (1) time of not more than four and five-tenths (4.5) liters.
- (9) With the approval of the commission, participate:
- (A) individually; or
 - (B) with other permit holders under this chapter, holders of farm winery permits, holders of brewer's permits issued under IC 7.1-3-2-2(b), or any combination of holders described in this clause;
- in a trade show or an exposition at which products of each permit holder participant are displayed, promoted, and sold. All of the permit holders may occupy the same tent, structure, or building. The commission may not grant to a holder of a permit under this chapter approval under this subdivision to participate in a trade show or exposition for more than seventy-five (75) days in a calendar year.
- (10) Be the proprietor of a restaurant that is not subject to the minimum gross food sales or the minimum projected food sales set forth in 905 IAC 1-41-2 and the gross retail income requirements to sell carryout under IC 7.1-3-20-9.5. A holder is



entitled to conduct the following activities:

- (A) Hold a beer retailer's permit, a wine retailer's permit, or a liquor retailer's permit for a restaurant.
 - (B) Transfer liquor directly from the artisan distillery to a restaurant that the artisan distiller has an interest in by means of:
 - (i) bottles;
 - (ii) bulk containers; or
 - (iii) a continuous flow system.
 - (C) Install a window between the artisan distillery and an adjacent restaurant that allows the public and the holder of the permit to view both premises.
 - (D) Install a doorway or other opening between the artisan distillery and an adjacent restaurant that provides the public and the holder of the permit with access to both the artisan distillery and restaurant.
- (11) A holder that does not distribute through an Indiana liquor wholesaler is entitled under the artisan distiller's permit to sell and deliver to a person holding a liquor retailer or liquor dealer permit under this title a total of not more than two thousand (2,000) gallons of the artisan distillery's liquor in a calendar year, if the artisan distiller has not sold in Indiana more than ten thousand (10,000) gallons the previous calendar year. A holder that sells and delivers under this subdivision shall comply with all provisions applicable to a wholesaler in 905 IAC 1-5.1, 905 IAC 1-5.2, 905 IAC 1-21, 905 IAC 1-31, and 905 IAC 1-32.1.
- (12) Sell, donate, transport, and deliver liquor manufactured by the artisan distiller to a qualified organization for:
- (A) an allowable event under IC 7.1-3-6.1;
 - (B) a charity auction under IC 7.1-3-6.2; or
 - (C) an event under IC 7.1-3-6.3.
- (13) With the approval of the commission under subdivision (9), the holder of a permit may participate in a farmers' market at which products of the permit holder are displayed, promoted, and sold. The holder of a permit:
- (A) may not offer samples of liquor for consumption on the premises; and
 - (B) may sell its liquor in qualified containers for consumption off the premises.
- (14) Manufacture liquor at the licensed premises for another holder of an artisan distiller's permit. Upon completion of the manufacturing of the liquor for another permit holder under this



subdivision, the product must be transported to the permit holder for which the liquor was manufactured. To qualify under this subdivision:

- (A) the permit holder for which the liquor is manufactured must have manufactured not less than forty (40) gallons of liquor produced from raw materials at the permit holder's licensed premises in the previous calendar year; and
- (B) the total number of gallons of liquor that a permit holder manufactures under this subdivision may not exceed the number of gallons of liquor the permit holder produced from raw materials at the permit holder's licensed premises in the same calendar year.

All records required by the federal Alcohol and Tobacco Tax and Trade Bureau regarding the number of gallons of liquor produced from raw materials at the licensed premises of a permit holder must be available to the commission upon request. The activity under this subdivision is not an interest under IC 7.1-5-9.

(15) Upon proper notice to the commission under IC 7.1-3-21-14.5(d)(1), participate in an event sponsored by a local board on the grounds of a county fair under IC 7.1-3-21-14.5(b).

(b) The holder of an artisan distiller's permit who provides samples or sells liquor by the glass must furnish the minimum food requirements prescribed by the commission.

(c) A storage facility used by an artisan distiller under subsection (a)(4) must conform with federal laws, rules, and regulations. An artisan distiller may transfer liquor from a separate storage facility back to the artisan distillery. An artisan distiller may sell or transfer liquor directly to a liquor wholesaler from a storage facility that is separate from the artisan distillery. An artisan distiller may not sell or transfer liquor from a storage facility to any other permittee or a consumer. The artisan distiller shall maintain an adequate written record of the liquor transferred:

- (1) between the artisan distillery and the storage facility; and
- (2) from the storage facility to the liquor wholesaler.

(d) The holder of an artisan distiller's permit may transport liquor to and from a brewery located within the same county for the purposes of carbonating and canning by the brewery. The activity under this subsection is not an interest under IC 7.1-5-9.

(e) An artisan distiller who knowingly or intentionally violates this section commits a Class B misdemeanor.

SECTION 8. IC 7.1-5-7-11, AS AMENDED BY P.L.163-2025,

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SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) The provisions of sections 9 and 10 of this chapter shall not apply if the public place involved is one (1) of the following:

- (1) Civic center.
- (2) Convention center.
- (3) Sports arena.
- (4) Bowling center.
- (5) Bona fide club.
- (6) Drug store.
- (7) Grocery store.
- (8) Boat.
- (9) Dining car.
- (10) Pullman car.
- (11) Club car.
- (12) Passenger airplane.
- (13) Horse racetrack facility holding a recognized meeting permit under IC 4-31-5.
- (14) Satellite facility (as defined in IC 4-31-2.1-36).
- (15) Catering hall under IC 7.1-3-20-24 that is not open to the public.
- (16) That part of a restaurant which is separate from a room in which is located a bar over which alcoholic beverages are sold or dispensed by the drink.
- (17) Entertainment complex.
- (18) Indoor golf facility.
- (19) A recreational facility such as a golf course, bowling center, or similar facility that has the recreational activity and not the sale of food and beverages as the principal purpose or function of the person's business.
- (20) A licensed premises owned or operated by a postsecondary educational institution described in IC 21-17-6-1.
- (21) An automobile racetrack.
- (22) An indoor theater under IC 7.1-3-20-26.
- (23) A senior residence facility campus (as defined in IC 7.1-3-1-29(c)) at which alcoholic beverages are given or furnished as provided under IC 7.1-3-1-29.
- (24) A hotel other than a part of a hotel that is a room in a restaurant in which a bar is located over which alcoholic beverages are sold or dispensed by the drink.
- (25) The location of an allowable event to which IC 7.1-3-6.1 applies.



- (26) The location of a charity auction to which IC 7.1-3-6.2 applies.
- (27) A tour of a brewery as provided in IC 7.1-3-20-16.4, if the minor is in the company of a parent, legal guardian or custodian, or family member who is at least twenty-one (21) years of age.
- (28) A farm winery and any additional locations of the farm winery under IC 7.1-3-12, if the minor is in the company of a parent, legal guardian or custodian, or family member who is at least twenty-one (21) years of age and the minor is accompanied by the adult in any area that the adult may be present whether or not the area:
- (A) is separated in any manner from where the wine is manufactured, sold, or consumed within the farm winery premises; or
 - (B) operates under a retailer's permit.
- (29) An artisan distillery under IC 7.1-3-27, if:
- (A) the person who holds the artisan distiller's permit also holds a farm winery permit under IC 7.1-3-12, or IC 7.1-3-20-16.4(a) applies to the person; and
 - (B) the minor is in the company of a parent, legal guardian or custodian, or family member who is at least twenty-one (21) years of age.
- (30) An art instruction studio under IC 7.1-5-8-4.6.
- (31) The licensed premises of a food hall under IC 7.1-3-20-29 and the food and beverage vending space of a food hall vendor permittee under IC 7.1-3-20-30. However, sections 9 and 10 of this chapter apply to a bar within the food and beverage vending space of a food hall vendor permittee under IC 7.1-3-20-30 that serves alcoholic beverages intended to be consumed while sitting or standing at the bar.
- (32) A refreshment area designated under IC 7.1-3-31.
- (33) A small brewery under IC 7.1-3-2-7(5) and a restaurant of which the small brewery permit holder is the proprietor as provided in IC 7.1-3-2-7(5)(B), if the minor is accompanied by a parent, legal guardian, custodian, or family member who is at least twenty-one (21) years of age. The minor may be in any area in which the accompanying adult may be present, whether or not the area:
- (A) is separated in any manner from where the beer is manufactured, sold, or consumed within the small brewery premises; or
 - (B) operates under a retailer's permit as provided in



IC 7.1-3-2-7(5)(C).

(34) The state fair under IC 7.1-3-21-14.

(35) A county fair issued a permit under IC 7.1-3-21-14.5.

(b) For the purpose of this subsection, "food" means meals prepared on the licensed premises. It is lawful for a minor to be on licensed premises in a room, outdoor patio, or terrace in which is located a bar over which alcoholic beverages are sold or dispensed by the drink if all the following conditions are met:

- (1) The minor is in the company of a parent, guardian, or family member who is at least twenty-one (21) years of age.
- (2) The purpose for being on the licensed premises is the consumption of food and not the consumption of alcoholic beverages.
- (3) The minor, accompanied by the parent, guardian, or family member who is at least twenty-one (21) years of age, must be seated at a table or booth in the bar area and shall not be seated at the bar over which alcoholic beverages are sold or dispensed by the drink."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 23 as introduced.)

ALTING, Chairperson

Committee Vote: Yeas 10, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred Senate Bill 23, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 23 as printed January 23, 2026.)

MANNING

Committee Vote: Yeas 9, Nays 1

ES 23—LS 6146/DI 137

