

the history. For those of you who were here will remember when the brewpub law was first passed, and I was not here, it was the year before I got here that it was first passed, brewpubs said, we're not manufacturers, we don't want to compete with manufacturers, we're just restaurants, we just want to offer a little beer on the side. Then they come in a couple years, three years later and say, well, we got a little extra here, we're just restaurants, but we'd sure like to sell some of that out of our restaurants so that people can take it with them after they've had that meal and they want to take a little home. And now they say, well, we're still restaurants but we got excess capacity. Folks, the fact is these are brewers who happen to have a little side business and we've changed that. I offered an amendment, which I think we'll get a chance, maybe later on, to vote on, to at least be honest about what we're doing, which is you got a manufacturer who also is entitled to operate a retail pub or a retail location. If that's the case, if that's...

PRESIDENT ROBAK: Time. Thank you, Senator Lindsay. Senator Withem. Senator Withem. Senator Robak. Senator Beutler. Senator Lindsay.

SENATOR LINDSAY: Thank you, Madam President. The...we've got a history of a steady erosion of the law in this area. This is the...an industry which very clearly in the transcript, and this isn't me talking, this is the brewpubs coming in saying we need this law, saying we are restaurants, and we've gone beyond that. They are now manufacturers who sell a little food on the side. And that's, as I mentioned, there will be one of the amendments that will come is to make that clear what we are talking about, and that is that one of those amendments will be that any manufacturer will be allowed to operate a retail location, and they oppose that. They oppose that because I think there are others out there who oppose it, for example, the wholesale industry, because when we honestly look at what we're doing they don't like it, they don't like the erosion of that three-tier system. And I think there is some history, and I've got to make this clear for the...make it clear for the record that that's exactly what we're talking about. And we'll make that record as we go along, because I think this...I think we do have a possible challenge. And obviously I'm going to leave the record, make that very clear what we are doing so that such a challenge can succeed if it's brought, is that we have