

ASSEMBLY BILL

No. 1425

Introduced by Committee on Governmental Organization (Hall (Chair), Nestande (Vice Chair), Chesbro, Cooley, Gray, Hagman, Jones, Jones-Sawyer, Levine, Perea, V. Manuel Pérez, Salas, Torres, and Waldron)

March 21, 2013

An act to amend Sections 23055, 23356.8, and 23356.9 of the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

AB 1425, as introduced, Committee on Governmental Organization. Alcoholic beverages.

(1) Under existing law, the Alcoholic Beverage Control Act is administered by the Department of Alcoholic Beverage Control. Existing law requires the department to make an annual report to the Legislature on the department's activities, on or before March 1 of each year.

This bill would require the department to post the report on its Internet Web site.

(2) Existing law prohibits a licensed wine blender from owning or holding, directly or indirectly, a retailer's license. Existing law also provides that a wine blender's license does not authorize specified wine tasting activities.

This bill would remove obsolete references from these provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 23055 of the Business and Professions
2 Code is amended to read:

3 23055. On or before March 1 of each year, the director shall
4 prepare and submit to the Legislature an annual report on the
5 department’s activities *and post the report on the department’s*
6 *Internet Web site*. The report shall include, but not be limited to,
7 the following information for the previous fiscal year:

8 (a) The amount of funds allocated and spent by the department
9 for licensing, enforcement, and administration.

10 (b) The number of licenses issued, renewed, denied, suspended,
11 and revoked, by license category.

12 (c) The average time for processing license applications, by
13 license category.

14 (d) The number and type of enforcement activities conducted
15 by the department and by local law enforcement agencies in
16 conjunction with the department.

17 (e) The number, type, and amount of penalties, fines, and other
18 disciplinary actions taken by the department.

19 SEC. 2. Section 23356.8 of the Business and Professions Code
20 is amended to read:

21 23356.8. A licensed wine blender shall not be issued and shall
22 not own or hold, directly or indirectly, any retailer’s license, nor
23 shall the holder of a retailer’s license be issued or own or hold,
24 directly or indirectly, a wine blender’s license, or own or hold any
25 interest in a wine blender’s license.

26 ~~This section shall not apply to a wine blender with respect to a~~
27 ~~retailer’s license held by him on or before February 2, 1968, or to~~
28 ~~the holder of a retailer’s license with respect to a wine blender’s~~
29 ~~license for which an application for transfer to the holder of the~~
30 ~~retailer’s license was on file with the department on or before~~
31 ~~February 2, 1968.~~

32 SEC. 3. Section 23356.9 of the Business and Professions Code
33 is amended to read:

34 23356.9. A wine blender’s license does not authorize
35 winetasting activities or the conducting or sponsoring of wine
36 tastings either on or off the wine blender’s licensed premises.

37 ~~This section shall not apply to a wine blender who was licensed~~
38 ~~as such on or before February 2, 1968, or with respect to a wine~~

- 1 blender's license for which an application for transfer to the holder
- 2 of a retailer's license was on file with the department on or before
- 3 February 2, 1968.

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