

AMENDED IN ASSEMBLY JUNE 21, 2016  
AMENDED IN ASSEMBLY JUNE 14, 2016  
AMENDED IN ASSEMBLY APRIL 20, 2016  
AMENDED IN ASSEMBLY JANUARY 5, 2016  
AMENDED IN ASSEMBLY JUNE 11, 2015

**SENATE BILL**

**No. 683**

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**Introduced by Senator Wolk**  
(Principal coauthor: Assembly Member Dodd)

February 27, 2015

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An act to add Section 23786 to the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

SB 683, as amended, Wolk. Alcoholic beverage licenses: nonprofit sales license.

Existing law, the Alcoholic Beverage Control Act, regulates the application for, the issuance of, the suspension of, and the conditions imposed upon, various alcoholic beverage licenses pursuant to which the licensees may exercise specified privileges in the state. Existing law authorizes the specified licenses to nonprofit organizations, as provided. Existing law also provides for various annual fees for the issuance of alcoholic beverage licenses depending upon the type of license issued.

This bill would authorize the Department of Alcoholic Beverage Control to issue a special nonprofit sales license to a nonprofit mutual benefit corporation, as described, that would authorize the licensee to, among other things, accept the transfer of, and take title to, up to 20,000

gallons of wine per year produced by the public university, as described, and sell transferred wine to consumers and licensees, as provided. The bill would impose an original fee and an annual renewal fee for the license, which would be deposited in the Alcohol Beverage Control Fund.

This bill would make legislative findings and declarations as to the necessity of a special statute for a county of the 28th class.

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 23786 is added to the Business and  
 2 Professions Code, to read:  
 3 23786. (a) The department may issue a special nonprofit sales  
 4 license to a nonprofit mutual benefit corporation, as described in  
 5 Section 23701a of the Revenue and Taxation Code, that has a  
 6 board membership composed of the Dean of the College of  
 7 Agricultural and Environmental Sciences, or his or her designee,  
 8 the Chair of the Department of Viticulture and Enology, or his or  
 9 her designee, and the Chair of the Department of Food Science  
 10 and Technology, or his or her designee, of the public university  
 11 located within the county of the 28th class that includes courses  
 12 in viticulture and enology in its curriculum.  
 13 (b) A special nonprofit sales license authorizes the licensee to  
 14 do all of the following:  
 15 (1) Accept the transfer of, and take title to, up to 20,000 gallons  
 16 of wine per year produced by the public university described in  
 17 subdivision (a), notwithstanding that the public university does  
 18 not hold any license issued pursuant to this division. For purposes  
 19 of this section, “produced” includes wine donated to, or purchased  
 20 by, the public university for educational or experimental purposes  
 21 and that are thereafter treated or processed by the public university.  
 22 (2) Sell wine received pursuant to paragraph (1) to consumers  
 23 for consumption off the licensed premises or to other licensees  
 24 authorized to sell wine.  
 25 ~~(3) Accept donations of services and products, excluding wine,~~  
 26 ~~promotion, and advertising, from any licensee. The donating~~  
 27 ~~licensee may donate services and products notwithstanding any~~  
 28 ~~other provision of this division.~~

1     ~~(4)~~

2     (3) Give licensees samples of the wine it sells, subject to the  
3 limitations in subdivision (a) of Section 23386 and any department  
4 regulations.

5     (c) The special nonprofit sales license does not authorize the  
6 licensee to purchase or otherwise obtain wine from a licensee or  
7 other manufacturer or seller of wine, except as specified in this  
8 section.

9     (d) A public university, as described in subdivision (a), may  
10 transfer wine produced by the public university to a special  
11 nonprofit sales licensee.

12     (e) The original fee for the special nonprofit sales license shall  
13 be five hundred dollars (\$500) and the annual renewal fee shall be  
14 one hundred dollars (\$100). The original and annual renewal fee  
15 may be adjusted pursuant to subdivisions (b) and (c) of Section  
16 23320.

17     SEC. 2. The Legislature finds and declares that a special law  
18 is necessary and that a general law cannot be made applicable  
19 within the meaning of Section 16 of Article IV of the California  
20 Constitution because of the unique conditions in a county of the  
21 28th class.

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