

AMENDED IN ASSEMBLY MAY 1, 2000

AMENDED IN ASSEMBLY APRIL 3, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 2520

Introduced by Assembly Member Thomson
(Principal coauthor: Assembly Member Wiggins)
(Principal coauthor: Senator Chesbro)
(Coauthor: Assembly Member Corbett)

February 24, 2000

An act to add ~~Sections 23399.4 and 23399.45~~ *Section 23399.4* to the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

AB 2520, as amended, Thomson. Alcoholic beverages: permits: winegrowers.

Existing law permits the Department of Alcoholic Beverage Control to issue special temporary licenses and permits to various entities for limited purposes.

This bill would permit the department to issue a ~~special temporary event permit and~~ a certified farmers' market sales permit to allow a licensee under a winegrower's license to sell wine produced *and bottled* by the winegrower at ~~various events—certified farmers' market locations~~, under specified conditions.

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 23399.4 is added to the Business~~
2 ~~and Professions Code, to read:~~

3 ~~23399.4. (a) Any licensee under a winegrower's~~
4 ~~license may apply to the department for a special event~~
5 ~~permit, which shall be valid for a specified period, not to~~
6 ~~exceed five days in duration. A special event permit~~
7 ~~under a winegrower's license shall authorize the sale of~~
8 ~~wine that is produced by the winegrower for~~
9 ~~consumption off the premises of any special event which~~
10 ~~is held at a state or county fairground facility approved by~~
11 ~~the department. The department shall notify the city,~~
12 ~~county, or city and county where the event is to be held~~
13 ~~of the issuance of the permit.~~

14 ~~(b) Wine tastings under the special event permit are~~
15 ~~authorized pursuant to the conditions specified in Section~~
16 ~~23386.~~

17 ~~(c) The fee for the permit shall be _____ dollars~~
18 ~~(\$_____).~~

19 ~~(d) All money collected as fees pursuant to this section~~
20 ~~shall be deposited in the Alcohol Beverage Control Fund~~
21 ~~as provided in Section 25761.~~

22 SEC. 2.—

23 SECTION 1. ~~Section 23399.45~~ 23399.4 is added to the
24 Business and Professions Code, to read:

25 ~~23399.45. (a) Any~~

26 23399.4. (a) A licensee under a winegrower's license
27 may apply to the department for a certified farmers'
28 market sales permit. A certified farmers' market sales
29 permit shall authorize the licensee, a member of the
30 licensee's family, or an employee of the licensee to sell
31 ~~bottled wine produced~~ wine produced and bottled by the
32 winegrower entirely from grapes grown by the
33 winegrower at a certified farmers' market at any place in
34 the state approved by the department. The permit may
35 be issued for up to 12 months but shall not be valid for
36 more than one day a week at a any single specified
37 certified farmers' market permit location. A winegrower
38 may hold more than one certified farmers' market sales



1 *permit*. The department shall notify the city, county, or
2 city and county *and applicable law enforcement agency*
3 where the certified farmers' market is to be held of the
4 issuance of the permit. A "certified farmers' market"
5 means a location operated in accordance with Chapter
6 10.5 (commencing with Section 47000) of Division 17 of
7 the Food and Agricultural Code, and the regulations
8 adopted pursuant thereto.

9 ~~(b) Wine tastings under a certified farmers' market~~
10 ~~sales permit are authorized pursuant to the conditions~~
11 ~~specified in Section 23386.~~

12 *(b) The licensed winegrower eligible for the certified*
13 *farmers' market sales permit may not produce more than*
14 *125,000 gallons of wine per year under all brands or trade*
15 *names held by that winegrower.*

16 (c) The fee for any permit issued pursuant to this
17 section shall be forty dollars (\$40).

18 (d) All money collected as fees pursuant to this section
19 shall be deposited in the Alcohol Beverage Control Fund
20 as provided in Section 25761.

