

AMENDED IN SENATE AUGUST 14, 2000

AMENDED IN ASSEMBLY MAY 1, 2000

AMENDED IN ASSEMBLY APRIL 3, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2520**

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**Introduced by Assembly Member Thomson**  
**(Principal coauthor: Assembly Member Wiggins)**  
(Principal coauthor: Senator Chesbro)  
~~**(Coauthor: Assembly Member Corbett)**~~  
**(Coauthors: Assembly Members Aanestad, Corbett, Jackson,**  
**Keeley, and Mazzoni)**  
(Coauthor: Senator Johannessen)

February 24, 2000

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An act to add 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 certified farmers' market sales permit to allow a licensee under a winegrower's license to sell wine produced and bottled by the winegrower at 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) A licensee under a winegrower’s license  
4 may apply to the department for a certified farmers’  
5 market sales permit. A certified farmers’ market sales  
6 permit shall authorize the licensee, a member of the  
7 licensee’s family, or an employee of the licensee to sell  
8 wine produced and bottled by the winegrower entirely  
9 from grapes grown by the winegrower at a certified  
10 farmers’ market at any place in the state approved by the  
11 department. The permit may be issued for up to 12  
12 months but shall not be valid for more than one day a  
13 week at any single specified certified farmers’ market  
14 location. A winegrower may hold more than one certified  
15 farmers’ market sales permit. The department shall  
16 notify the city, county, or city and county and applicable  
17 law enforcement agency where the certified farmers’  
18 market is to be held of the issuance of the permit. A  
19 “certified farmers’ market” means a location operated in  
20 accordance with Chapter 10.5 (commencing with Section  
21 47000) of Division 17 of the Food and Agricultural Code,  
22 and the regulations adopted pursuant thereto.  
23 ~~(b) The licensed winegrower eligible for the certified~~  
24 ~~farmers’ market sales permit may not produce more than~~  
25 ~~125,000 gallons of wine per year under all brands or trade~~  
26 ~~names held by that winegrower.~~  
27 *(b) The licensed winegrower eligible for the certified*  
28 *farmers’ market sales permit shall not sell more than 5,000*  
29 *gallons of wine annually pursuant to all certified farmers’*  
30 *market sales permits held by any single winegrower. The*  
31 *licensed winegrower shall report total certified farmers’*  
32 *market wine sales to the department on an annual basis.*  
33 *The report may be included within the annual report of*  
34 *production submitted to the department, or pursuant to*  
35 *any regulation as may be prescribed by the department.*



- 1 (c) The fee for any permit issued pursuant to this  
2 section shall be forty dollars (\$40).  
3 (d) All money collected as fees pursuant to this section  
4 shall be deposited in the Alcohol Beverage Control Fund  
5 as provided in Section 25761.

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