

1 H.506

2 Introduced by Representative Conquest of Newbury

3 Referred to Committee on

4 Date:

5 Subject: Alcoholic beverages; vinous beverage shipping license

6 Statement of purpose: This bill proposes to increase the amount of vinous
7 beverages that can be shipped by a manufacturer or rectifier of vinous
8 beverages. The bill further proposes to allow a manufacturer or rectifier of
9 vinous beverages to serve on its premises vinous beverages produced by
10 another manufacturer.

11 An act relating to vinous beverages

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 7 V.S.A. § 2 is amended to read:

14 § 2. DEFINITIONS

15 The following words as used in this title, unless a contrary meaning is
16 required by the context, shall have the following meaning:

17 * * *

18 (28) "Fourth class license" or "farmers' market license": the license
19 granted by the liquor control board permitting a manufacturer or rectifier of
20 malt or vinous beverages or spirits to sell by the unopened container and

1 distribute, by the glass with or without charge, beverages manufactured by the
2 licensee. No more than a combined total of ten fourth class and farmers'
3 market licenses may be granted to a licensed manufacturer or rectifier. At only
4 one fourth class license location, a manufacturer or rectifier of vinous
5 beverages may sell by the unopened container and distribute by the glass, with
6 or without charge, vinous beverages produced by ~~no more than three~~ additional
7 manufacturers or rectifiers, provided these beverages are purchased on invoice
8 from the manufacturer or rectifier. A manufacturer or rectifier of vinous
9 beverages may sell its product to ~~no more than three~~ additional manufacturers
10 or rectifiers. A fourth class licensee may distribute by the glass no more than
11 two ounces of malt or vinous beverage with a total of eight ounces to each
12 retail customer and no more than one-quarter ounce of spirits with a total of
13 one ounce to each retail customer for consumption on the manufacturer's
14 premises or at a farmers' market. A farmers' market license is valid for all
15 dates of operation for a specific farmers' market location.

16 * * *

17 Sec. 2. 7 V.S.A. § 66 is amended to read:

18 § 66. VINOUS BEVERAGE SHIPPING LICENSE; IN STATE; OUT OF
19 STATE; PROHIBITIONS; PENALTIES

20 * * *

1 (c) A manufacturer or rectifier of vinous beverages that is licensed in-state
2 or out-of-state and holds valid state and federal permits and operates a winery
3 in the United States may apply for a retail shipping license by filing with the
4 department of liquor control an application in a form required by the
5 department accompanied by a copy of their in-state or out of state license and
6 the fee as required by subdivision 231(7)(C) of this title. The retail shipping
7 license may be renewed annually by filing the renewal fee as required by
8 subdivision 231(7)(C) of this title accompanied by the licensee's current in-
9 state or out-of-state manufacturer's license. This license permits the holder,
10 which includes the holder's affiliates, franchises, and subsidiaries, to sell up to
11 ~~2,000~~ 5,000 gallons of vinous beverages a year directly to first or second class
12 licensees and deliver the beverages by common carrier or the manufacturer's
13 or rectifier's own vehicles or the vehicle of an employee of a manufacturer or
14 rectifier, provided that the beverages are sold on invoice, and no more than ~~40~~
15 100 gallons per month are sold to any single first or second class licensee. The
16 retail shipping license holder shall provide to the department documentation of
17 the annual and monthly number of gallons sold.

18 * * *

19 (e) A holder of any shipping license granted pursuant to this section shall:

20 * * *

1 malt beverages to be dispensed to a customer. No more than eight customers
2 may be served at one time.

3 (2) Be conducted totally within ~~an area that is clearly cordoned off by~~
4 ~~barriers that extend~~ a designated area that extends no further than 10 feet from
5 the point of service, and a that is marked by a clearly visible sign that ~~clearly~~
6 states that no one under the age of 21 may participate in the tasting ~~shall be~~
7 ~~placed in a visible location at the entrance to the tasting area.~~

8

* * *