

1 SB269
2 196774-1
3 By Senator Jones
4 RFD: Governmental Affairs
5 First Read: 09-APR-19

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8 SYNOPSIS: Under existing law, a winery or brewery may
9 not sell its own beverages for on-premises or
10 off-premises consumption at a special event, but
11 rather, must go through a distributor in order for
12 its beverages to be sold at the special event.

13 This bill would authorize an organization,
14 winery or brewery to obtain a license from the
15 Alcoholic Beverage Control Board to hold a wine
16 festival or beer festival where wineries or
17 breweries may provide tastings and sell their wine
18 or beer for on-premises or off-premises
19 consumption.

20 This bill would require the ABC Board to
21 adopt rules and issue licenses for wine festivals
22 and beer festivals.

23
24 A BILL
25 TO BE ENTITLED
26 AN ACT
27

1 Relating to alcoholic beverages; to add Section
2 28-3A-20.3 to the Code of Alabama 1975; to provide for
3 licensure of wine festivals and beer festivals; to authorize a
4 winery or brewery to provide tastings and sell its wine or
5 beer, as applicable, for on-premises or off-premises
6 consumption at a wine festival or beer festival; and to
7 require the ABC Board to adopt rules and issue licenses.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. Section 28-3A-20.3 is added to the Code
10 of Alabama 1975, to read as follows:

11 §28-3A-20.3.

12 (a) Notwithstanding any other section of this title,
13 including, but not limited to, Sections 28-3A-6, 28-3A-25, and
14 28-7-4, the board, upon application made on a form provided by
15 the board at least 25 days in advance of the event for which a
16 license is sought, shall issue a license for a wine festival
17 to a responsible organization of good reputation or to a
18 licensed winery upon such terms and conditions as the board
19 may prescribe by rule. The license shall authorize wine
20 manufacturers to dispense tastings and sell at retail the
21 manufacturer's table wine to patrons, guests, or members of
22 the organization for on-premises or off-premises consumption.
23 Wine sold at a wine festival for off-premises consumption must
24 be sealed, labeled, packaged, and taxed in accordance with
25 state and federal laws and regulations and may not exceed one
26 case of wine per customer per day. For purposes of this
27 subsection, one case of wine means the equivalent of 12

1 750-milliliter bottles of wine. No sale of wine shall be
2 permitted on any Sunday after the hour of 2:00 a.m.

3 (b) Notwithstanding any other section of this title,
4 including, but not limited to, Sections 28-3A-6, 28-3A-25, and
5 28-9-3, the board, upon application made on a form provided by
6 the board at least 25 days in advance of the event for which a
7 license is sought, shall issue a license for a beer festival
8 to a responsible organization of good reputation or to a
9 licensed brewery upon such terms and conditions as the board
10 may prescribe by rule. The license shall authorize beer
11 manufacturers to dispense tastings and sell at retail the
12 manufacturer's beer to patrons, guests, or members of the
13 organization for on-premises or off-premises consumption. Beer
14 sold at a beer festival for off-premises consumption must be
15 sealed, labeled, packaged, and taxed in accordance with state
16 and federal laws and regulations and may not exceed 288 ounces
17 per customer per day. No sale of beer shall be permitted on
18 any Sunday after the hour of 2:00 a.m.

19 Section 2. This act shall become effective on the
20 first day of the third month following its passage and
21 approval by the Governor, or its otherwise becoming law.