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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH  
SESSION

HOUSE FILE No. **2832**

February 11, 2010

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The bill was read for the first time and referred to the Committee on Commerce and Labor

1.1 A bill for an act  
1.2 relating to liquor; farm wineries; increasing annual production limit; amending  
1.3 Minnesota Statutes 2009 Supplement, section 340A.315, subdivisions 2, 7.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2009 Supplement, section 340A.315, subdivision 2,  
1.6 is amended to read:

1.7 Subd. 2. **Sales.** A license authorizes the sale, on the farm winery premises, of  
1.8 table, sparkling, or fortified wines produced by that farm winery at on-sale or off-sale,  
1.9 in retail, or wholesale lots in total quantities not in excess of ~~50,000~~ 150,000 gallons in  
1.10 a calendar year, glassware, wine literature and accessories, cheese and cheese spreads,  
1.11 other wine-related food items, and the dispensing of free samples of the wines offered  
1.12 for sale. Sales at on-sale and off-sale may be made on Sundays between 10:00 a.m. and  
1.13 12:00 midnight. Labels for each type or brand produced must be registered with the  
1.14 commissioner, without fee prior to sale. A farm winery may provide samples of distilled  
1.15 spirits manufactured pursuant to subdivision 7, on the farm winery premises, but may  
1.16 sell the distilled spirits only through a licensed wholesaler. Samples of distilled spirits  
1.17 may not exceed 15 milliliters per variety.

1.18 Sec. 2. Minnesota Statutes 2009 Supplement, section 340A.315, subdivision 7, is  
1.19 amended to read:

1.20 Subd. 7. **Distilled spirits permitted.** Farm wineries licensed under this section are  
1.21 permitted to manufacture distilled spirits as defined under section 340A.101, subdivision  
1.22 9, which may exceed 25 percent alcohol by volume, made from Minnesota-produced

2.1 or Minnesota-grown grapes, grape juice, other fruit bases, or honey. The following  
2.2 conditions pertain:

2.3 (1) no farm winery or firm owning multiple farm wineries may manufacture more  
2.4 than 5,000 gallons of distilled spirits in a given year, and this 5,000 gallon limit is part of  
2.5 the ~~50,000~~ 150,000 gallon limit found in subdivision 2;

2.6 (2) farm wineries must pay an additional annual fee of \$50 to the commissioner  
2.7 before beginning production of distilled spirits; and

2.8 (3) farm wineries may not sell or produce distilled spirits for direct sale to  
2.9 manufacturers licensed under section 340A.301, subdivision 6, paragraph (a).