

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 1758

By: Enns

7 COMMITTEE SUBSTITUTE

8 An Act relating to intoxicating liquors; amending 37
9 O.S. 2011, Section 563.1, as amended by Section 127,
10 Chapter 304, O.S.L. 2012 (37 O.S. Supp. 2014, Section
11 563.1), which relates to the Oklahoma Viticulture and
12 Enology Center Development Revolving Fund; changing
13 beneficiary of fund; defining terms; limiting the use
14 of certain stickers; providing for codification; and
15 providing an effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 37 O.S. 2011, Section 563.1, as
18 amended by Section 127, Chapter 304, O.S.L. 2012 (37 O.S. Supp.
19 2014, Section 563.1), is amended to read as follows:

20 Section 563.1 A. There is hereby created in the State Treasury
21 a revolving fund for the Oklahoma ~~Department of Commerce~~ Department
22 of Agriculture, Food, and Forestry to be designated the "Oklahoma
23 Viticulture and Enology Center Development Revolving Fund".
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1 B. The fund shall be a continuing fund, not subject to fiscal
2 year limitations, and shall consist of all monies distributed to the
3 fund:

4 1. From the apportionment provided in paragraph 1 of Section
5 563 of this title; and

6 2. From any other source in accordance with state and federal
7 law.

8 C. All monies accruing to the credit of the fund are hereby
9 appropriated and may be budgeted and expended by the Department for
10 the purpose of:

11 1. Establishing a Viticulture and Enology Center on the campus
12 of Redlands Community College;

13 2. Developing viticulture-related and enology-related education
14 programs;

15 3. Developing technologies, strategies, or practices that aid
16 in the production of grapes and wine in Oklahoma; and

17 4. Increasing the positive economic impact of the Oklahoma wine
18 industry on this state.

19 D. Expenditures from the fund shall be made upon warrants
20 issued by the State Treasurer against claims filed as prescribed by
21 law with the Director of the Office of Management and Enterprise
22 Services for approval and payment.

1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 573.1 of Title 37, unless there
3 is created a duplication in numbering, reads as follows:

4 A. As used in this section:

5 1. "Small farm winery" means a wine-making establishment that
6 does not produce for sale more than two hundred fifty thousand
7 (250,000) gallons of wine, the alcohol content of which is not less
8 than one-half of one percent (0.5%) and which does not exceed
9 twenty-one percent (21%) by weight, per calendar year, as reported
10 on the federal tax form TTB 5210-17, as it existed on January 1,
11 2007.

12 2. "Small farm wine" means a wine made from seventy-five
13 percent (75%) or more Oklahoma grown grapes, berries, other fruits,
14 honey or vegetables, that was produced at a small farm winery.

15 B. Only small farm wines may display a sticker trademarked by
16 the Oklahoma Grape Industry Council which includes the phrase
17 "Oklahoma Grown".

18 SECTION 3. This act shall become effective November 1, 2015.

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20 55-1-6889 AMM 02/18/15

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