1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	1st Session of the 56th Legislature (2017)
4	ENGROSSED SENATE
5	BILL NO. 297 By: Bice of the Senate
6	and
7	Mulready of the House
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10	An Act relating to alcoholic beverages; amending
11	Section 43, Chapter 366, O.S.L. 2016 (37A O.S. Supp. 2016, Section 2-131), which relates to small farm
12	winery licenses; modifying acts authorized by small farm winery license; and providing an effective date.
	rarm winery license; and providing an effective date.
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15	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
16	SECTION 1. AMENDATORY Section 43, Chapter 366, O.S.L.
17	2016 (37A O.S. Supp. 2016, Section 2-131), is amended to read as
18	follows:
19	Section 2-131. A. A small farm winery license shall authorize
20	the holder thereof:
21	1. To manufacture and bottle wines produced by that small farm
22	winery; and
23	2. To bottle and sell wines produced by another small farm
24	winery. In order for a small farm winery to bottle and sell another

1 | small farm winery's products, both the selling winery and the buying 2 | winery shall be small farm winery permit holders;

- 3. To serve free samples of wine produced by the licensee to visitors twenty-one (21) years of age or older;
- 4. To sell wines produced by that small farm winery for either on-premises or off-premises consumption to consumers on the small farm winery premises, or premises located contiguous thereto;
- 5. To sell wine at public events such as trade shows or festivals; and
- 6. To also hold a mixed beverage license, beer and wine license or caterer's license.
- B. A small farm wine may display the trademarked "Oklahoma Grown" sticker available from the Oklahoma Grape Industry Council.
- C. For purposes of subsection A of this section, no visitor may 14 sample more than a total of six (6) fluid ounces of wine per day. 15 16 The small farm winery shall restrict the distribution and 17 consumption of wine samples to an area within the licensed premises designated by the small farm winery. A current floor plan that 18 includes the designated sampling area must be on file with the ABLE 19 20 Commission. No visitor under twenty-one (21) years of age shall be permitted to enter this designated sampling area when samples are 21 being distributed or consumed. Samples of wine served by a small 22 23 farm winery under this section shall not be considered a sale of wine within the meaning of Article XXVIIIA of the Oklahoma 24

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1	Constitution or Section 1-103 of this title; however, such samples
2	of wine shall be considered wine removed or withdrawn from the small
3	farm winery for use or consumption for excise tax determination and
4	reporting requirements.
5	SECTION 2. This act shall become effective October 1, 2018.
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7	COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM,
8	dated 04/12/2017 - DO PASS.
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SB297 HFLR BOLD FACE denotes Committee Amendments.