



General Assembly

Corrected Copy  
***Raised Bill No. 6241***

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January Session, 2023

LCO No. 3153



Referred to Committee on GENERAL LAW

Introduced by:  
(GL)

***AN ACT CONCERNING FARM WINERY PERMITTEES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (c) of section 30-16 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective from*  
3 *passage*):

4 (c) (1) A manufacturer permit for a farm winery shall be in all respects  
5 the same as a manufacturer permit, except that the scope of operations  
6 of the holder shall be limited to wine and brandies distilled from grape  
7 products or other fruit products, including grappa and eau-de-vie. As  
8 used in this section, "farm winery" means any place or premises that is  
9 located on a farm in the state in which wine is manufactured and sold.

10 (2) Such permit shall, at the single principal premises of the farm  
11 winery, authorize (A) the sale in bulk by the holder thereof from the  
12 premises where the products are manufactured pursuant to such  
13 permit; (B) as to a manufacturer who produces one hundred thousand  
14 gallons of wine or less per year, the sale and shipment by the holder

15 thereof to a retailer of wine manufactured by the farm winery permittee  
16 in the original sealed containers of not more than fifteen gallons per  
17 container; (C) the sale and shipment by the holder thereof of wine  
18 manufactured by the farm winery permittee to persons outside the state;  
19 (D) the offering and tasting of free samples of such wine or brandy,  
20 dispensed out of bottles or containers having capacities of not more than  
21 two gallons per bottle or container, to visitors and prospective retail  
22 customers for consumption on the premises of the farm winery  
23 permittee; (E) the sale at retail from the premises of sealed bottles or  
24 other sealed containers of such wine or brandy for consumption off the  
25 premises; (F) the sale at retail from the premises of wine or brandy by  
26 the glass and bottle to visitors on the premises of the farm winery  
27 permittee for consumption on the premises; and (G) subject to the  
28 provisions of subdivision (3) of this subsection, the sale and delivery or  
29 shipment of wine manufactured by the permittee directly to a consumer  
30 in this state. Notwithstanding the provisions of subparagraphs (D), (E)  
31 and (F) of this subdivision, a town may, by ordinance or zoning  
32 regulation, prohibit any such offering, tasting or selling at retail at  
33 premises within such town for which a manufacturer permit for a farm  
34 winery has been issued.

35 (3) A permittee, when selling and shipping wine directly to a  
36 consumer in this state, shall: (A) Ensure that the shipping labels on all  
37 containers of wine shipped directly to a consumer in this state  
38 conspicuously state the following: "CONTAINS ALCOHOL –  
39 SIGNATURE OF A PERSON AGE 21 OR OLDER REQUIRED FOR  
40 DELIVERY"; (B) obtain the signature of a person age twenty-one or  
41 older at the address prior to delivery, after requiring the signer to  
42 demonstrate that he or she is age twenty-one or older by providing a  
43 valid motor vehicle operator's license or a valid identity card described  
44 in section 1-1h; (C) not ship more than five gallons of wine in any two-  
45 month period to any person in this state; (D) pay, to the Department of  
46 Revenue Services, all sales taxes and alcoholic beverage taxes due under  
47 chapters 219 and 220 on sales of wine to consumers in this state, and file,  
48 with said department, all sales tax returns and alcoholic beverage tax

49 returns relating to such sales; (E) report to the Department of Consumer  
50 Protection a separate and complete record of all sales and shipments to  
51 consumers in the state, on a ledger sheet or similar form which readily  
52 presents a chronological account of such permittee's dealings with each  
53 such consumer; (F) not ship to any address in the state where the sale of  
54 alcoholic liquor is prohibited by local option pursuant to section 30-9;  
55 and (G) hold an in-state transporter's permit pursuant to section 30-19f  
56 or make any such shipment through the use of a person who holds such  
57 an in-state transporter's permit.

58 (4) No licensed farm winery may sell any such wine or brandy not  
59 manufactured by such winery, except a licensed farm winery may sell  
60 from the premises (A) wine manufactured by another farm winery  
61 located in this state, and (B) brandy manufactured from fruit harvested  
62 in this state and distilled off the premises in this state.

63 (5) [The farm winery permittee shall grow on the premises of the farm  
64 winery or on property under the same ownership and control of said  
65 permittee or leased by the backer of a farm winery permit or by said  
66 permittee within the farm winery's principal state an average crop of  
67 fruit equal to not less than twenty-five per cent of the fruit used in the  
68 manufacture of the farm winery permittee's wine. An average crop shall  
69 be defined each year as the average yield of the farm winery permittee's  
70 two largest annual crops out of the preceding five years, except that  
71 during the first seven years from the date of issuance of a farm winery  
72 permit, an average crop shall be defined as three tons of grapes for each  
73 acre of vineyard farmed by the farm winery permittee. Such seven-year  
74 period shall not begin anew if the property for which the farm winery  
75 permit is held is transferred or sold during such seven-year period.] Not  
76 less than twenty-five per cent of the farm winery permittee's total  
77 annual wine and brandy ingredients shall be grown in this state. In the  
78 event [the] a farm winery consists of more than one property, the  
79 aggregate acreage of the farm winery shall not be less than five acres.

80 (6) A holder of a manufacturer permit for a farm winery, when  
81 advertising or offering wine for direct shipment to a consumer in this

82 state via the Internet or any other on-line computer network, shall  
83 clearly and conspicuously state such liquor permit number in its  
84 advertising.

85 (7) A holder of a manufacturer permit for a farm winery may sell and  
86 offer free tastings of wine manufactured from such winery at a farmers'  
87 market, as defined in section 22-6r, that is operated as a nonprofit  
88 enterprise or association, provided such farmers' market invites such  
89 holder to sell wine at such farmers' market and such holder has a  
90 farmers' market wine sales permit issued by the Commissioner of  
91 Consumer Protection in accordance with the provisions of subsection  
92 (a) of section 30-37o.

93 (8) The annual fee for a manufacturer permit for a farm winery shall  
94 be three hundred dollars.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	30-16(c)
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**Statement of Purpose:**

To provide that not less than twenty-five per cent of a farm winery permittee's total annual wine and brandy ingredients shall be grown in this state.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*