

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

SENATE BILL 711

5 By: Senator Whitaker
6
7

For An Act To Be Entitled

9 AN ACT TO INCLUDE MEAD IN THE DEFINITION OF
10 NATIVE WINE; AND FOR OTHER PURPOSES.
11

Subtitle

12 AN ACT TO INCLUDE MEAD IN THE DEFINITION
13 OF NATIVE WINE.
14
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 3-5-402 is amended to read as follows:
20 3-5-402. Definitions.

21 As used in this subchapter, unless the context otherwise requires:

22 (1) "Wine" means any fermented alcoholic liquor made from
23 grapes, berries, fruits, honey, or vegetables and shall include any other
24 mixture containing the fermented juices of grapes, berries, fruits, honey, or
25 vegetables, having an alcoholic content of more than five percent (5%)
26 alcohol by weight;

27 (2) "Winery" means any place or establishment where wine is
28 manufactured in whole or in part;

29 (3) "Manufacture" means to do or to perform any act or thing in
30 the process of making wine;

31 (4) "Person" means one (1) or more natural persons, a company,
32 corporation, partnership, syndicate, or association;

33 (5) "Manufacturer" means any person who owns, operates, or
34 conducts a winery, but it does not mean the employees of such persons;

35 (6) "Mead" means wine made from honey;

36 (7)(A) "Native wine" means wine made from grapes, berries, other



1 fruits, honey, or vegetables grown or harvested in the State of Arkansas.

2 (B) "Native wine" includes mead.

3 ~~(6)~~(8) "Consumer" means any person who receives or who in any
4 way comes into the possession of wine for the purpose of consuming it, giving
5 it away, or distributing it in any other way other than by sale, barter, or
6 exchange;

7 ~~(7)~~(9) "Retail dealer" means any person who sells wine in
8 quantities of five (5) gallons or less to the consumer;

9 ~~(8)~~(10) "Wholesale dealer" means any person who sells wine to
10 retail dealers in any quantities;

11 ~~(9)~~(11) "Transport" means to carry, convey, move, or haul by
12 person, animals, or vehicles, or by any other means whatever, wine from one
13 (1) place to another place, whether the places are definitely designated or
14 not;

15 ~~(10)~~(12) "Light wine" means any fermented alcoholic liquor made
16 from grapes, berries, fruits, honey, or vegetables and shall include any
17 other mixture containing the fermented juices of grapes, berries, fruits,
18 honey, or vegetables, having an alcoholic content between one-half of one
19 percent (0.5%) and five percent (5%) alcohol by weight.

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21 SECTION 2. Arkansas Code § 3-5-405(a), concerning the manufacturing of
22 native wine, is amended to read as follows:

23 (a) It shall be lawful to manufacture native wine from the juices of
24 grapes, berries, ~~and~~ other fruits, honey, and from vegetables grown or
25 harvested in the State of Arkansas and to sell the wine in and out of this
26 state.