

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 87th General Assembly  
3 Regular Session, 2009

# A Bill

SENATE BILL 105

4  
5 By: Senator Whitaker  
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7

## For An Act To Be Entitled

8  
9 AN ACT TO IMPROVE RETAIL SALES OPPORTUNITIES FOR  
10 ARKANSAS SMALL FARM WINERIES; AND FOR OTHER  
11 PURPOSES.  
12

## Subtitle

13  
14 AN ACT TO IMPROVE RETAIL SALES  
15 OPPORTUNITIES FOR ARKANSAS SMALL FARM  
16 WINERIES.  
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18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 3-5-1605(a), concerning license fees for  
22 the production and sale of small farm winery wine, is amended to read as  
23 follows:

24 3-5-1605. License fees generally.

25 (a) For the privilege of doing business respectively, as indicated in  
26 this section, there shall each fiscal year beginning July 1 be imposed,  
27 assessed, levied, and collected the following license fees:

28 (1)(A) For the privilege of manufacturing wine in quantities not  
29 to exceed five thousand gallons (5,000 gals.), a license fee of one dollar  
30 (\$1.00) per one thousand (1,000) gallons shall be paid by the manufacturer.

31 (B) However, any person in this state shall have the right  
32 to manufacture free from this license fee from fruits or vegetables wine for  
33 consumption in their homes by themselves and their guests but not for sale,  
34 in quantities not to exceed two hundred gallons (200 gals);

35 (2) For the privilege of manufacturing small farm wine in excess  
36 of five thousand gallons (5,000 gals.), a license fee of two hundred fifty



1 dollars (\$250) shall be paid by the manufacturer;

2 (3) For the privilege of selling small farm winery wine except  
3 by a manufacturer for consumption at the manufacturer's winery, ~~there shall~~  
4 ~~be paid for each retail dealer's license a fee of fifteen dollars (\$15.00)~~  
5 ~~there shall be paid for each~~ there is no fee for a retail dealer's license  
6 other than the fee under § 3-4-604. This subdivision (a)(3) applies to all  
7 retail licenses for grocery stores, convenience stores, liquor stores, and  
8 package stores that sell malt beverages and wine;

9 (4) For the privilege of selling small farm wine except by a  
10 manufacturer at the manufacturer's winery, there shall be paid for each  
11 wholesale dealer's license a fee of fifty dollars (\$50.00). This subdivision  
12 (a)(4) applies to all beverage alcohol wholesale distributors;

13 (5) For the privilege of selling small farm winery wine at the  
14 winery or in this state, there is imposed, assessed, and levied a tax of  
15 seventy-five cents (75¢) per gallon upon all the small farm winery wine  
16 manufactured and sold in this state under the provisions of this subchapter;  
17 and

18 (6) For the privilege of selling small farm winery light wine at  
19 the winery or in this state, there is imposed, assessed, and levied a tax of  
20 twenty-five cents (25¢) per gallon upon all light wine manufactured and sold  
21 in this state under the provisions of this subchapter.

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