

# WEST VIRGINIA LEGISLATURE

## 2018 REGULAR SESSION

Introduced

### Senate Bill 306

FISCAL  
NOTE

BY SENATORS KARNES, AZINGER, CLEMENTS, MANN,  
MARONEY, MAYNARD, RUCKER, SWOPE, STOLLINGS,  
BLAIR, CLINE, AND BOSO

[Introduced January 17, 2018; Referred  
to the Committee on Economic Development; and then to  
the Committee on Government Organization]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §60-8-36, relating to allowing grocery stores to sell a certain amount of West  
 3 Virginia-made wine without having a license to sell wine or liquor.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 8. SALE OF WINES.**

**§60-8-36. Sales of West Virginia-made wine exempted from license requirements.**

1 (a) A grocery store may annually sell up to 1,000 gallons of West Virginia-made wine for  
 2 consumption off its premises without possessing a license that would otherwise be required under  
 3 another provision of this chapter, if its total wine sales do not exceed 10 percent of its gross sales,  
 4 annually.

5 (b) For purposes of this section “West Virginia-made wine” means wine and nonfortified  
 6 dessert wine that are manufactured exclusively in West Virginia by natural fermentation from  
 7 grapes, other fruits or honey or other agricultural products containing sugar with no more than  
 8 twenty-five percent of the products originating from a source outside of West Virginia.

9 (c) The commissioner shall propose rules for legislative approval in accordance with the  
 10 provisions of §29A-3-1 et seq. of this code for implementing and enforcing this section.

NOTE: The purpose of this bill is to allowing grocery stores to sell a certain amount of West Virginia-made wine without having a license to sell wine or liquor.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.