

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

House Bill 4697

BY DELEGATES PUSHKIN, FOSTER, SKAFF, HOWELL,

PYLES AND WESTFALL

[Introduced February 05, 2020; Referred to the
Committee on the Judiciary.]

1 A BILL to amend and reenact §60-1-5b of the Code of West Virginia, 1931, as amended, relating
2 to the definition of “mini-distillery” and sourcing of raw agricultural products used therein.

Be it enacted by the Legislature of West Virginia:

ARTICLE 1. GENERAL PROVISIONS.

§60-1-5b. Mini-distilleries defined.

1 For the purpose of this chapter: “Mini-distillery” means an establishment where in any year
2 no more than 20,000 gallons of alcoholic liquor is manufactured with ~~no less than twenty-five~~
3 ~~percent of raw agricultural products being produced by the owner of the mini-distillery on the~~
4 ~~premises of that establishment, and~~ no more than 25 percent of raw agricultural products
5 originating from any source outside this state: *Provided*, That the maximum allotted production
6 amounts shall not exceed the annual incremental production limitations provided for pursuant to
7 §60-1-3 of this code: *Provided, however*, That a distillery licensed and operating as of the effective
8 date of this section that applies for designation by the commissioner as a mini-distillery is eligible
9 to be licensed as a mini-distillery without compliance with the requirements for the percentage
10 use of ~~on-premises grown and~~ in-state raw agricultural products.

NOTE: The purpose of this bill is to remove the restriction that a mini-distillery use raw agricultural products originating on the same premises as the mini-distillery.

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