WEST virginia legislature

2022 regular session

Introduced

Senate Bill 115

By Senator Karnes

[Introduced January 12,2022; referred  
to the Committee on the Judiciary]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §60-8-36, relating to allowing grocery stores to sell a certain amount of West 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.

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

(b) For purposes of this section “West Virginia-made wine” means wine and nonfortified dessert wine that are manufactured exclusively in West Virginia by natural fermentation from grapes, other fruits or honey or other agricultural products containing sugar with no more than 25 percent of the products originating from a source outside of West Virginia.

(c) The commissioner shall propose rules for legislative approval in accordance with the 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.