~~Indicates Matter Stricken~~

Indicates New Matter

POLLED OUT OF COMMITTEE

MAJORITY FAVORABLE

May 26, 2011

**H. 3630**

Introduced by Reps. Bedingfield, Loftis, Hardwick and McLeod

S. Printed 5/26/11--S.

Read the first time May 24, 2011.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3630) to amend Section 61‑4‑720, Code of Laws of South Carolina, 1976, relating to the sale of wine by a licensed winery located in South Carolina, etc., respectfully

**REPORT:**

Has polled the Bill out majority favorable.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

**EXPLANATION OF IMPACT:**

The South Carolina Department of Revenue indicates there is no impact to the General Fund of the State with the adoption of this bill.

*Approved By:*

Harry Bell

Office of State Budget

**A** **BILL**

TO AMEND SECTION 61‑4‑720, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE SALE OF WINE BY A LICENSED WINERY LOCATED IN SOUTH CAROLINA, SO AS TO ELIMINATE THE REQUIREMENT THAT A MAJORITY OF THE JUICE USED IN THE WINE BE DERIVED FROM FRUIT OR BERRIES GROWN IN THIS STATE; AND TO AMEND SECTION 61‑4‑730, RELATING TO THE SALE OF WINE BY PERMITTED WINERIES, SO AS TO ELIMINATE THE REQUIREMENT THAT A MAJORITY OF THE JUICE USED IN THE WINE BE DERIVED FROM FRUIT OR BERRIES GROWN IN THIS STATE.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 61‑4‑720 of the 1976 Code is amended to read:

“Section 61‑4‑720. Notwithstanding another provision of law, a licensed winery located in this State is authorized to sell wine on the winery premises and deliver or ship this wine to consumer homes in or outside the State so long as the wine is produced on its premises ~~with a majority of the juice from fruit and berries which are grown in this State with~~ and contains an alcoholic content of sixteen percent or less ~~on the winery premises and deliver or ship this wine to consumer homes in or outside the State~~. These wineries are authorized to provide, with or without cost, wine taste samples to prospective customers.”

SECTION 2. Section 61‑4‑730 of the 1976 Code is amended to read:

“Section 61‑4‑730. Permitted wineries which produce and sell wine produced on its premises ~~with a majority of the juice from fruit and berries which are grown in this State~~ may sell the wine at retail at its winery, ~~wholesale, or both, and deliver~~ or ship the wine to the ~~purchaser~~ consumer homes in ~~the~~ this State, pursuant to Section 61‑4‑747. Wine must be delivered between 7:00 a.m. and 7:00 p.m.”

SECTION 3. This act takes effect upon approval by the Governor.

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