

## HOUSE BILL NO. 1404

Introduced by

Representatives Pietsch, Brusegaard

Senator Lee

1 A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota  
2 Century Code, relating to farm winery licenses.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 5-01 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Farm winery license.**

- 7 1. The state treasurer may issue a farm winery license to the owner or operator of a  
8 farm winery located within this state to produce table or sparkling wines. A farm  
9 winery must be operated by the owner of a North Dakota farm and produce table or  
10 sparkling wines from grapes, grape juice, other fruit bases, or honey with a majority  
11 of the ingredients by volume, excluding water, grown or produced by the farm  
12 winery. Licenses may be issued and renewed for an annual fee of fifty dollars,  
13 which is in lieu of all other license fees required by this title.
- 14 2. A license authorizes the sale, on the farm winery premises, of table or sparkling  
15 wines produced by that farm winery at on-sale or off-sale, in retail, or wholesale  
16 lots in total quantities not in excess of one thousand gallons in a calendar year;  
17 glassware; wine literature and accessories; cheese, cheese spreads, and other  
18 snack food items; and the dispensing of free samples of the wines offered for sale.  
19 Subject to local ordinance, sales at on-sale and off-sale may be made on Sundays  
20 between twelve noon and twelve midnight. Labels for each type or brand produced  
21 must be registered with the state treasurer, without fee before sale.
- 22 3. Except as otherwise specified in this section, all provisions of this title govern the  
23 production, sale, possession, and consumption of table or sparkling wines  
24 produced by a farm winery.