



Sen. Michael W. Frerichs

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09700SB3456sam001

LRB097 17702 AJO 66194 a

1 AMENDMENT TO SENATE BILL 3456

2 AMENDMENT NO. _____. Amend Senate Bill 3456 on page 1, by
3 replacing line 5 with the following:

4 "adding Section 1-3.39 and by changing Sections 5-1 and 5-3 as
5 follows:

6 (235 ILCS 5/1-3.39 new)

7 Sec. 1-3.39. Winery special use permit. "Winery special use
8 permit" means a permit for use by a first-class or second-class
9 wine-maker that also holds a wine-maker's premises license that
10 authorizes the wine-maker to transfer some of its wine
11 inventory from its licensed premises to sell at retail only at
12 premises specified in a local authority license and only for
13 the dates and times specified."; and

14 on page 2, line 9, after "use", by replacing "license" with
15 "permit"; and

1 on page 18, by replacing lines 13 through 26 with the
2 following:

3 "(s) A winery special use permit shall allow an Illinois
4 first-class or second-class wine-maker that also holds a
5 wine-maker's premises license to transfer a portion of its wine
6 inventory from its licensed premises to the premises specified
7 in the local liquor authority license and to sell or offer for
8 sale at retail only at the premises specified in the local
9 authority license and only for the dates and times specified in
10 the local authority license. A winery special use permit may be
11 granted for a period not to exceed 12 months for a maximum of
12 15 consecutive days or 50 non-consecutive days at a single
13 location. An applicant for a winery special use permit must
14 also submit with the application to the State Commission a list
15 of dates and locations of all events to be scheduled during the
16 12-month license period and proof satisfactory to the State
17 Commission that the applicant will provide dram shop liability
18 insurance to the maximum limits. If the date and location of an
19 event is undetermined at the time of application, then the
20 winery special use permit holder shall submit to the State
21 Commission the date and time of the additional event in a
22 manner acceptable to the State Commission at least 7 days prior
23 to the event, at which time the permit holder shall obtain an
24 amended winery special use permit. The winery special use
25 permit holder shall obtain local authority approval for each
26 use of the permit and the winery special use permit shall state

1 "THIS WINERY SPECIAL USE PERMIT SHALL BE VOID IF THE NAMED
2 HOLDER IS UNABLE TO OBTAIN AND PRODUCE ADEQUATE WRITTEN PROOF
3 THAT WINE SALES BY THE PERMIT HOLDER HAVE BEEN AUTHORIZED BY
4 THE LOCAL LIQUOR LICENSING AUTHORITY.". The State Commission
5 may issue a winery special use permit prior to local authority
6 approval. State Commission approval of the winery special
7 permit does not mandate local approval of wine sales at the
8 event. A winery special use permit shall allow the applicant to
9 sell only its own manufactured wine."; and

10 on page 19, by deleting lines 1 and 2; and

11 on page 20, line 26, after "use", by replacing "license" with
12 "permit".