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SB-19 Winegrowers: tasting rooms. (2021-2022)

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Senate Bill No. 19

CHAPTER 274

An act to amend Sections 23320 and 23390.5 of the Business and Professions Code, relating to alcoholic beverages.

[Approved by Governor September 23, 2021. Filed with Secretary of State September 23, 2021.]

LEGISLATIVE COUNSEL'S DIGEST

SB 19, Glazer. Winegrowers: tasting rooms.

(1) Existing law, the Alcoholic Beverage Control Act, which is administered by the Department of Alcoholic Beverage Control, regulates the application, issuance, and suspension of alcoholic beverage licenses. Existing law defines a licensed branch office with reference to certain winegrower and brandy manufacturer facilities for which a duplicate license has been issued. Existing law prohibits a winegrower or brandy manufacturer from selling wine or brandy to consumers, or engaging in winetasting activities, at more than one licensed branch premise. Existing law limits the effect of this prohibition in connection with other premises, as specified. Existing law generally provides that a violation of the Alcoholic Beverage Control Act is a misdemeanor.

This bill would revise the prohibition described above to allow a winegrower or brandy manufacturer to sell wine or brandy to consumers, or to engage in winetasting activities, at up to 2 licensed branch premises. By broadening the definition of a crime, this bill would impose a state-mandated local program. The bill would also make technical, clarifying changes.

The Alcoholic Beverage Control Act also provides for application fees for a new license, not including a duplicate license, and for various annual renewal fees, depending on the type of license, including an annual fee for the renewal of a duplicate winegrower's license.

The bill would provide for an application fee of \$440 for a duplicate winegrower's license application.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 23320 of the Business and Professions Code is amended to read:

23320. (a) An applicant for a new permanent license, which shall not include duplicate licenses, except as provided in paragraph (4), shall accompany the application with the application fee as specified in this division:

(1) The license application fee for a new permanent license shall be nine hundred five dollars (\$905), except as otherwise specified.

(2) Applicants for a new permanent license of the following types shall accompany the application with a fee of fifteen thousand eight hundred thirty-five dollars (\$15,835):

(A) Off-sale general (Type 21).

(B) On-sale general - eating place (Type 47), on-sale general public premises (Type 48), special on-sale general (Type 57), special on-sale general for-profit theater (Type 71 and Type 72), brewpub-restaurant (Type 75), caterer's (Type 83), neighborhood restricted special on-sale (Type 87), and special on-sale general license for historic cemetery (Type 88).

(3) Applicants for a new permanent license of the following types shall accompany the application with a fee as indicated:

(A) Twelve thousand dollars (\$12,000) for a wine, food and art cultural museum (Type 78).

(B) Six thousand dollars (\$6,000) for an on-sale general - eating place on public property (Type 47) and for an on-sale general restrictive service (Type 70).

(C) Two thousand dollars (\$2,000) for an on-sale general dockside (Type 62).

(D) One thousand dollars (\$1,000) for a special on-sale general theater (Type 64).

(E) One hundred dollars (\$100) for an out-of-state beer manufacturer certificate (Type 26), for a distilled spirits shipper certificate (Type 28), and for a direct shipper permit (Type 82).

(F) One hundred dollars (\$100) for a still (Type 6).

(4) Applicants for a Duplicate Type 02 license shall accompany the application with a fee of four hundred forty dollars (\$440).

(b) The following are the types of licenses and the annual fees to be charged therefor:

(1) (A) For a Type 01 - Beer manufacturer that produces more than 60,000 barrels per year: the fee through September 30, 2019, is one thousand five hundred thirty-one dollars (\$1,531) and the fee on and after October 1, 2019, is one thousand eight hundred ninety dollars (\$1,890).

(B) For a Duplicate Type 01: the fee through September 30, 2019, is ninety-eight dollars (\$98) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(2) (A) For a Type 02 - Winegrower (to be computed only on the gallons produced); 5,000 gallons or less: the fee through September 30, 2019, is seventy-one dollars (\$71) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(B) For a Type 02 - Winegrower (to be computed only on the gallons produced); 5,000 - 20,000 gallons: the fee through September 30, 2019, is one hundred thirty-two dollars (\$132) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(C) For a Type 02 - Winegrower (to be computed only on the gallons produced); 20,000 - 100,000 gallons: the fee through September 30, 2019, is two hundred thirty-nine dollars (\$239) and the fee on and after October 1, 2019, is three hundred twenty-five dollars (\$325).

(D) For a Type 02 - Winegrower (to be computed only on the gallons produced); 100,000 - 200,000 gallons: the fee through September 30, 2019, is three hundred fourteen dollars (\$314) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(E) For a Type 02 - Winegrower (to be computed only on the gallons produced); 200,000 - 1,000,000 gallons: the fee through September 30, 2019, is four hundred sixty-six dollars (\$466) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Type 02 - Winegrower (to be computed only on the gallons produced); for each additional 1,000,000 gallons over 1,000,000 gallons: the fee through September 30, 2019, is three hundred thirteen dollars (\$313) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(G) For a Duplicate Type 02: the fee through September 30, 2019, is ninety-eight dollars (\$98) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(3) (A) For a Type 03 - Brandy manufacturer: the fee through September 30, 2019, is three hundred eleven dollars (\$311) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(B) For a Duplicate Type 03: the fee through September 30, 2019, is two hundred eighty-four dollars (\$284) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(4) For a Type 04 - Distilled spirits manufacturer: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(5) For a Type 05 - Distilled spirits manufacturer's agent: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(6) For a Type 06 - Still: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(7) For a Type 07 - Rectifier: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(8) For a Type 08 - Wine rectifier: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(9) For a Type 09 - Beer and wine importer: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(10) For a Type 10 - Beer and wine importer's general license: the fee through September 30, 2019, is three hundred forty dollars (\$340) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(11) For a Type 11 - Brandy importer: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(12) For a Type 12 - Distilled spirits importer: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(13) For a Type 13 - Distilled spirits importer's general license: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(14) (A) For a Type 14 - Public warehouse: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(B) For a Duplicate Type 14: the fee through September 30, 2019, is one dollar (\$1) and the fee on and after October 1, 2019, is twenty-five dollars (\$25).

(15) For a Type 15 - Customs broker: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(16) For a Type 16 - Wine broker: the fee through September 30, 2019, is one hundred three dollars (\$103) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(17) For a Type 17 - Beer and wine wholesaler: the fee through September 30, 2019, is three hundred forty dollars (\$340) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(18) For a Type 18 - Distilled spirits wholesaler: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(19) For a Type 19 - Industrial alcohol dealer: the fee through September 30, 2019, is one hundred three dollars (\$103) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(20) For a Type 20 - Off-sale beer and wine: the fee through September 30, 2019, is two hundred seventy-eight dollars (\$278) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(21) For a Type 21 - Off-sale general: the fee through September 30, 2019, is six hundred seventeen dollars (\$617) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(22) (A) For a Type 22 - Wine blender (to be computed only on the gallons produced); 5,000 gallons or less: the fee through September 30, 2019, is seventy-one dollars (\$71) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(B) For a Type 22 - Wine blender (to be computed only on the gallons produced); 5,000 - 20,000 gallons: the fee through September 30, 2019, is one hundred thirty-two dollars (\$132) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(C) For a Type 22 - Wine blender (to be computed only on the gallons produced); 20,000 gallons - 100,000 gallons: the fee through September 30, 2019, is two hundred thirty-nine dollars (\$239) and the fee on and after October 1, 2019, is three hundred twenty-five dollars (\$325).

(D) For a Type 22 - Wine blender (to be computed only on the gallons produced); 100,000 - 200,000 gallons: the fee through September 30, 2019, is three hundred fourteen dollars (\$314) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(E) For a Type 22 - Wine blender (to be computed only on the gallons produced); 200,000 - 1,000,000 gallons: the fee through September 30, 2019, is four hundred sixty-six dollars (\$466) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Type 22 - Wine blender (to be computed only on the gallons produced); for each additional 1,000,000 gallons over 1,000,000 gallons: the fee through September 30, 2019, is three hundred thirteen dollars (\$313) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(23) (A) For a Type 23 - Small beer manufacturer that produces 60,000 barrels or less a year: the fee through September 30, 2019, is one hundred eighty-four dollars (\$184) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(B) For a Duplicate Type 23: the fee through September 30, 2019, is ninety-eight dollars (\$98) and the fee on and after October 1, 2019, is two hundred fifteen dollars (\$215).

(24) For a Type 24 - Distilled spirits rectifier's general license: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(25) For a Type 25 - California brandy wholesaler: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(26) For a Type 26 - Out-of-state beer manufacturer certificate: the fee through September 30, 2019, is seventy-nine dollars (\$79) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(27) For a Type 27 - California winegrower's agent: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is five hundred ninety-five dollars (\$595).

(28) For a Type 28 - Out-of-state distilled spirits shipper certificate: the fee through September 30, 2019, is seventy-nine dollars (\$79) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(29) For a Type 29 - Winegrape grower storage: the fee through September 30, 2019, is ninety dollars (\$90) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(30) For a Type 40 - On-sale beer: the fee through September 30, 2019, is two hundred eighty-four dollars (\$284) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(31) For a Type 41 - On-sale beer and wine eating place: the fee through September 30, 2019, is three hundred eighty-four dollars (\$384) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(32) For a Type 42 - On-sale beer and wine pub premises: the fee through September 30, 2019, is two hundred eighty-four dollars (\$284) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(33) For a Type 43 - On-sale beer and wine train: the fee through September 30, 2019, is one hundred fourteen dollars (\$114) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(34) For a Type 44 - On-sale beer and wine fishing party boat: the fee through September 30, 2019, is one hundred fourteen dollars (\$114) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(35) For a Type 45 - On-sale beer and wine boat: the fee through September 30, 2019, is one hundred fourteen dollars (\$114) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(36) For a Type 46 - On-sale beer and wine airplane: the fee through September 30, 2019, is one hundred fourteen dollars (\$114) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(37) (A) For a Type 47 - On-sale general eating place in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 47 - On-sale general eating place in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 47 - On-sale general eating place in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 47 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 47 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 47 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(38) (A) For a Type 48 - On-sale general public premises in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 48 - On-sale general public premises in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 48 - On-sale general public premises in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 48 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 48 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 48 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(39) (A) For a Type 49 - On-sale general - seasonal business in cities of 40,000 population or over per 3 months: the fee through September 30, 2019, is two hundred forty-seven dollars (\$247) and the fee on and after October 1, 2019, is three hundred twenty-five dollars (\$325).

(B) For a Type 49 - On-sale general - seasonal business in cities of 40,000 population or over per 6 months: the fee through September 30, 2019, is four hundred ninety-four dollars (\$494) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(C) For a Type 49 - On-sale general - seasonal business in cities of 40,000 population or over per 9 months: the fee through September 30, 2019, is seven hundred forty-one dollars (\$741) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(D) For a Type 49 - On-sale general - seasonal business in cities of less than 40,000, but more than 20,000 population per 3 months: the fee through September 30, 2019, is one hundred seventy-six dollars (\$176) and the fee on and after October 1, 2019, is two hundred fifteen dollars (\$215).

(E) For a Type 49 - On-sale general - seasonal business in cities of less than 40,000, but more than 20,000 population per 6 months: the fee through September 30, 2019, is three hundred fifty dollars (\$350) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(F) For a Type 49 - On-sale general - seasonal business in cities of less than 40,000, but more than 20,000 population per 9 months: the fee through September 30, 2019, is five hundred twenty-six dollars (\$526) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(G) For a Type 49 - On-sale general - seasonal business in all other localities per 3 months: the fee through September 30, 2019, is one hundred fifty-three dollars (\$153) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(H) For a Type 49 - On-sale general - seasonal business in all other localities per 6 months: the fee through September 30, 2019, is three hundred six dollars (\$306) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(I) For a Type 49 - On-sale general - seasonal business in all other localities per 9 months: the fee through September 30, 2019, is four hundred fifty-eight dollars (\$458) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(J) For a Duplicate Type 49 in cities of 40,000 population or over per 3 months: the fee through September 30, 2019, is one hundred seventy-six dollars (\$176) and the fee on and after October 1, 2019, is two hundred fifteen dollars (\$215).

(K) For a Duplicate Type 49 in cities of 40,000 population or over per 6 months: the fee through September 30, 2019, is three hundred fifty dollars (\$350) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(L) For a Duplicate Type 49 in cities of 40,000 population or over per 9 months: the fee through September 30, 2019, is five hundred twenty-six dollars (\$526) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(M) For a Duplicate Type 49 in cities of less than 40,000, but more than 20,000 population or over per 3 months: the fee through September 30, 2019, is one hundred three dollars (\$103) and the fee on and after October 1, 2019, is one hundred twenty-five dollars (\$125).

(N) For a Duplicate Type 49 in cities of less than 40,000, but more than 20,000 per 6 months: the fee through September 30, 2019, is two hundred seven dollars (\$207) and the fee on and after October 1, 2019, is two hundred fifty dollars (\$250).

(O) For a Duplicate Type 49 in cities of less than 40,000, but more than 20,000 population or over per 9 months: the fee through September 30, 2019, is three hundred eleven dollars (\$311) and the fee on and after October 1, 2019, is three hundred seventy-five dollars (\$375).

(P) For a Duplicate Type 49 in all other localities per 3 months: the fee through September 30, 2019, is eighty-one dollars (\$81) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(Q) For a Duplicate Type 49 in all other localities per 6 months: the fee through September 30, 2019, is one hundred sixty-six dollars (\$166) and the fee on and after October 1, 2019, is two hundred fifteen dollars (\$215).

(R) For a Duplicate Type 49 in all other localities per 9 months: the fee through September 30, 2019, is two hundred forty-seven dollars (\$247) and the fee on and after October 1, 2019, is three hundred twenty-five dollars (\$325).

(40) (A) For a Type 50 - On-sale general license for bona fide clubs in cities of 40,000 population or over: the fee through September 30, 2019, is five hundred sixty dollars (\$560) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(B) For a Type 50 - On-sale general license for bona fide clubs in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred twenty dollars (\$420) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(C) For a Type 50 - On-sale general license for bona fide clubs in all other localities: the fee through September 30, 2019, is three hundred seventy-three dollars (\$373) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(41) (A) For a Type 51 - Club license (issued under Article 4 of this chapter) in cities of 40,000 population or over: the fee through September 30, 2019, is five hundred sixty dollars (\$560) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(B) For a Type 51 - Club license (issued under Article 4 of this chapter) in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred twenty dollars (\$420) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(C) For a Type 51 - Club license (issued under Article 4 of this chapter) in all other localities: the fee through September 30, 2019, is three hundred seventy-three dollars (\$373) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(42) (A) For a Type 52 - Veterans' club license (issued under Article 5 of this chapter) in cities of 40,000 population or over: the fee through September 30, 2019, is five hundred sixty dollars (\$560) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(B) For a Type 52 - Veterans' club license (issued under Article 5 of this chapter) in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred twenty dollars (\$420) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(C) For a Type 52 - Veterans' club license (issued under Article 5 of this chapter) in all other localities: the fee through September 30, 2019, is three hundred seventy-three dollars (\$373) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(43) (A) For a Type 53 - On-sale general train: the fee through September 30, 2019, is two hundred seventeen dollars (\$217) and the fee on and after October 1, 2019, is three hundred twenty-five dollars (\$325).

(B) For a Duplicate Type 53: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(44) For a Type 54 - On-sale general boat: the fee through September 30, 2019, is five hundred sixty-three dollars (\$563) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(45) (A) For a Type 55 - On-sale general license for airplanes: the fee through September 30, 2019, is five hundred sixty-three dollars (\$563) and the fee on and after October 1, 2019, is six hundred fifty dollars (\$650).

(B) For a Duplicate Type 55 for air common carriers: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(46) (A) For a Type 56 - On-sale general license for vessels of more than 1,000 tons burden: the fee through September 30, 2019, is two hundred seventeen dollars (\$217) and the fee on and after October 1, 2019, is three hundred twenty-five dollars (\$325).

(B) For a Duplicate Type 56: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(47) (A) For a Type 57 - Special on-sale general in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 57 - Special on-sale general in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 57 - Special on-sale general in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 57 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 57 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 57 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(48) (A) For a Type 58 - Caterer's permit; on-sale general or on-sale beer and wine: the fee through September 30, 2019, is one hundred forty-six dollars (\$146) and the fee on and after October 1, 2019, is two hundred fifteen dollars (\$215).

(B) For a Type 58 - Caterer's permit; club in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(C) For a Type 58 - Caterer's permit; club in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(D) For a Type 58 - Caterer's permit; club in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(49) (A) For a Type 59 - On-sale beer and wine seasonal; operating period 3-9 months: the fee through September 30, 2019, is two hundred thirty-nine dollars (\$239) and the fee on and after October 1, 2019, is two hundred fifty dollars (\$250).

(B) For a Type 59 - On-sale beer and wine seasonal; operating period 3-6 months: the fee through September 30, 2019, is one hundred sixty-two dollars (\$162) and the fee on and after October 1, 2019, is one hundred seventy-five dollars (\$175).

(50) (A) For a Type 60 - On-sale beer seasonal; operating period 3-9 months: the fee through September 30, 2019, is two hundred thirty-nine dollars (\$239) and the fee on and after October 1, 2019, is two hundred fifty dollars (\$250).

(B) For a Type 60 - On-sale beer seasonal; operating period 3-6 months: the fee through September 30, 2019, is one hundred sixty-two dollars (\$162) and the fee on and after October 1, 2019, is one hundred seventy-five dollars (\$175).

(51) For a Type 61 - On-sale beer public premises: the fee through September 30, 2019, is two hundred eighty-four dollars (\$284) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(52) For a Type 62 - On-sale general license dockside: the fee through September 30, 2019, is six hundred nine dollars (\$609) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(53) For a Type 63 - On-sale special beer and wine hospital: the fee through September 30, 2019, is ninety-six dollars (\$96) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(54) (A) For a Type 64 - Special on-sale general theater in cities of 40,000 population or over: the fee through September 30, 2019, is five hundred sixty dollars (\$560) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(B) For a Type 64 - Special on-sale general theater in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred twenty dollars (\$420) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(C) For a Type 64 - Special on-sale general theater in all other localities: the fee through September 30, 2019, is three hundred seventy-three dollars (\$373) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(55) For a Type 65 - Special on-sale beer and wine symphony: the fee through September 30, 2019, is two hundred eighty-four dollars (\$284) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(56) For a Type 66 - Controlled access cabinet: the fee through September 30, 2019, is six hundred seventeen dollars (\$617) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(57) For a Type 67 - Bed and breakfast inn; per room: the fee through September 30, 2019, is eight dollars (\$8) and the fee on and after October 1, 2019, is ten dollars (\$10).

(58) (A) For a Type 68 - Portable bar in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(B) For a Type 68 - Portable bar in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(C) For a Type 68 - Portable bar in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(59) For a Type 69 - Special on-sale beer and wine theater: the fee through September 30, 2019, is two hundred eighty-four dollars (\$284) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(60) (A) For a Type 70 - On-sale general restrictive service in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 70 - On-sale general restrictive service in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 70 - On-sale general restrictive service in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(61) (A) For a Type 71 - Special on-sale general for-profit theater in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand

one hundred ninety dollars (\$1,190).

(B) For a Type 71 - Special on-sale general for-profit theater in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 71 - Special on-sale general for-profit theater in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 71 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 71 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 71 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(62) (A) For a Type 72 - Special on-sale general for-profit theater, Napa County in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 72 - Special on-sale general for-profit theater, Napa County in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 72 - Special on-sale general for-profit theater, Napa County in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 72 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 72 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 72 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(63) For a Type 73 - Special nonprofit sales: the fee through September 30, 2019, is one hundred fourteen dollars (\$114) and the fee on and after October 1, 2019, is one hundred sixty dollars (\$160).

(64) For a Type 74 - Craft distilled spirits manufacturer: the fee through September 30, 2019, is five hundred ten dollars (\$510) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(65) (A) For a Type 75 - Brewpub-restaurant in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 75 - Brewpub-restaurant in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 75 - Brewpub-restaurant in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 75 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 75 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 75 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(66) (A) For a Type 76 - On-sale general maritime museum: the fee through September 30, 2019, is two hundred seventeen dollars (\$217) and the fee on and after October 1, 2019, is three hundred twenty-five dollars (\$325).

(B) For a Duplicate Type 76: the fee through September 30, 2019, is seventy-seven dollars (\$77) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(67) For a Type 77 - Event permit: the fee through September 30, 2019, is one hundred forty-six dollars (\$146) and the fee on and after October 1, 2019, is two hundred fifteen dollars (\$215).

(68) (A) For a Type 78 - On-sale general wine, food and art cultural museum in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 78 - On-sale general wine, food and art cultural museum in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 78 - On-sale general wine, food and art cultural museum in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 78 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 78 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 78 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(69) For a Type 79 - Certified farmers' market: the fee through September 30, 2019, is fifty-eight dollars (\$58) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(70) For a Type 80 - Special on-sale general; per room: the fee through September 30, 2019, is seventeen dollars (\$17) and the fee on and after October 1, 2019, is twenty dollars (\$20).

(71) For a Type 81 - Wine sales event permit: the fee through September 30, 2019, is fifty dollars (\$50) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(72) For a Type 82 - Direct shipper permit: the fee through September 30, 2019, is ten dollars (\$10) and the fee on and after October 1, 2019, is twenty-five dollars (\$25).

(73) (A) For a Type 83 - On-sale general caterer's permit in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 83 - On-sale general caterer's permit in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 83 - On-sale general caterer's permit in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(74) For a Type 84 - Certified farmers' market beer: the fee through September 30, 2019, is fifty-eight dollars (\$58) and the fee on and after October 1, 2019, is one hundred ten dollars (\$110).

(75) For a Type 85 - Limited off-sale wine license: the fee through September 30, 2019, is two hundred seventy-eight dollars (\$278) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(76) For a Type 86 - Instructional tasting license: the fee through September 30, 2019, is three hundred dollars (\$300) and the fee on and after October 1, 2019, is three hundred eighty dollars (\$380).

(77) (A) For a Type 87 - Neighborhood restricted special on-sale in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 87 - Neighborhood restricted special on-sale in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 87 - Neighborhood restricted special on-sale in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 87 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 87 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 87 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(78) (A) For a Type 88 - Special on-sale general license for historic cemetery in cities of 40,000 population or over: the fee through September 30, 2019, is nine hundred seventy-one dollars (\$971) and the fee on and after October 1, 2019, is one thousand one hundred ninety dollars (\$1,190).

(B) For a Type 88 - Special on-sale general license for historic cemetery in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is seven hundred eleven dollars (\$711) and the fee on and after October 1, 2019, is nine hundred seventy dollars (\$970).

(C) For a Type 88 - Special on-sale general license for historic cemetery in all other localities: the fee through September 30, 2019, is six hundred thirty-two dollars (\$632) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(D) For a Duplicate Type 88 in cities of 40,000 population or over: the fee through September 30, 2019, is six hundred ninety-nine dollars (\$699) and the fee on and after October 1, 2019, is seven hundred fifty-five dollars (\$755).

(E) For a Duplicate Type 88 in cities of less than 40,000, but more than 20,000 population: the fee through September 30, 2019, is four hundred thirteen dollars (\$413) and the fee on and after October 1, 2019, is five hundred forty dollars (\$540).

(F) For a Duplicate Type 88 in all other localities: the fee through September 30, 2019, is three hundred twenty-six dollars (\$326) and the fee on and after October 1, 2019, is four hundred thirty dollars (\$430).

(c) (1) In addition to the application fee for a new permanent license as specified in subdivision (a), an annual renewal fee, as set forth in subdivision (b), shall accompany the application. The application fee shall be nonrefundable up to the amount of the application fee in paragraph (1) of subdivision (a), as adjusted by subdivisions (d) and (e). The annual fee provided at the time of application shall allow the license to be active for one year from the date of issuance and shall be refundable only in the event that the license application is withdrawn or denied.

(2) If an application includes multiple new permanent licenses to be issued at the same premises, the application fee shall be required for only one of the applied-for licenses and an application fee shall not be charged for the remainder of the licenses. In situations involving different license types, the application fee to be paid shall be the highest such fee as specified in subdivision (a). Notwithstanding this provision, the annual renewal fee required pursuant to this subdivision shall be payable for each license.

(d) Beginning January 1, 2021, and each January 1 thereafter, the department may adjust each of the fees specified in this section by increasing each fee by an amount not to exceed the percentage that the California Consumer Price Index (California Department of Industrial Relations, Division of Labor Statistics and Research, All Items, Base Period 1982-84=100) for the preceding August 2019, and each August annually thereafter, has increased under the same index over the month of August 2018, which shall be the base period. The department shall not adjust fees pursuant to this section if the balance of the Alcohol Beverage Control Fund at the end of the prior fiscal year is greater than one-fourth of the department's appropriation from the Alcohol Beverage Control Fund for the current fiscal year. No fee shall be decreased pursuant to this adjustment below the fee currently in effect on each December 31. If the accumulation of percentage increases is greater than 8 percent, the department shall not adjust fees without the Legislature's approval through the budget process. In the event that this index is discontinued, the department shall consult with the Department of Finance to convert the increase calculations to an index then available. When approved by the Department of Finance, the new index shall replace the discontinued index.

(e) When fees are adjusted pursuant to subdivision (d), the department shall calculate the percentage increase as specified in that subdivision and shall apply this increase to each fee. The increase to each fee shall be rounded to the nearest whole five dollars (\$5). The adjusted fee list, to be effective on January 1 of the upcoming year, shall be published by the department on its

internet website and transmitted in writing to the Chairperson of the Joint Legislative Budget Committee no later than January 10 of the year before it becomes effective. This adjustment of fees and publication of the adjusted fee list is not subject to the requirements of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code.

SEC. 2. Section 23390.5 of the Business and Professions Code is amended to read:

23390.5. (a) For purposes of this section, "licensed branch office" means a branch office or warehouse, or United States bonded wine cellar, located away from the licensed winegrower's or brandy manufacturer's place of production or manufacture, for which a duplicate license has been issued.

(b) Notwithstanding the provisions of Sections 23358, 23360, and 23390, a licensed winegrower or brandy manufacturer shall not sell wine or brandy to consumers or engage in winetasting activities at more than two licensed branch premises. This section is not and shall not be construed to be retroactive and notwithstanding any other provisions of this division shall not prohibit such sales or limit the quantity thereof or prohibit winetasting activities at a licensed branch office or branch offices under the existing duplicate license or licenses therefor in existence on January 1, 1966, or any renewal or transfer thereof or at any licensed branch office opened by the licensee in place of such licensed branch office.

SEC. 3. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.