

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

# A Bill

HOUSE BILL 1817

By: Representative Capp  
By: Senator G. Stubblefield

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW REGARDING NATIVE WINE INCENTIVE GRANTS; TO AMEND THE MAXIMUM AMOUNT OF INCENTIVE GRANT FUNDS AWARDED TO AN ELIGIBLE WINERY; TO AMEND THE LAW REGARDING THE ARKANSAS AGRICULTURAL MARKETING GRANTS FUND; TO AMEND THE LAW REGARDING THE ARKANSAS WINE GRANTS FUND; AND FOR OTHER PURPOSES.

## Subtitle

TO AMEND THE LAW REGARDING NATIVE WINE INCENTIVE GRANTS; TO AMEND THE MAXIMUM AMOUNT OF NATIVE WINE INCENTIVE GRANT FUNDS AWARDED; AND TO AMEND THE ARKANSAS AGRICULTURAL MARKETING GRANTS FUND.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 3-5-904(a)(6), concerning the requirements for a winery to be eligible for a native wine incentive grant, is amended to read as follows:

(6) Received a certification of eligibility under subsection (a) of this section from the Arkansas Wine Producers Council.

SECTION 2. Arkansas Code § 3-5-907(b)(1), concerning the maximum amount of incentive grant funds awarded to a winery, is amended to read as follows:

(b)(1) Grant funds awarded shall be distributed equally to each winery



at a base amount not to exceed five hundred dollars (\$500), with any remaining balance of the grant to be divided among each grantee according to the same ratio as the wine taxes paid in the previous calendar year by the grantee not to exceed ~~one hundred thousand dollars (\$100,000)~~ one hundred twenty-five thousand dollars (\$125,000) annually to any one (1) winery, as determined by the Chief Fiscal Officer of the State.

SECTION 3. Arkansas Code § 3-5-908 is amended to read as follows:

3-5-908. Arkansas Agricultural Marketing Grants Fund.

There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State ~~an~~ the Arkansas Agricultural Marketing Grants Fund, into which shall be paid the fees specified by § 19-6-839(b) and such moneys as may be provided by law to be used ~~exclusively~~ for making payments of grants to eligible Arkansas wineries under this subchapter.

SECTION 4. Arkansas Code § 19-5-1070 is amended to read as follows:

19-5-1070. Arkansas Agricultural Marketing Grants Fund.

(a) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Arkansas Agricultural Marketing Grants Fund".

(b) The fund shall consist of the fees specified by § 19-6-839(b) and such moneys as may be provided by law, there to be used ~~exclusively~~ for making payments of grants to eligible Arkansas wineries with respect to the purchase of grapes, fruits, berries, or vegetables produced in this state and purchased for use in this state for the production of wine.

SECTION 5. Arkansas Code § 19-6-839 is amended to read as follows:

19-6-839. Arkansas Wine Grants Fund.

(a)(1) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund to be known as the "Arkansas Wine Grants Fund".

(2) The Arkansas Wine Grants Fund shall consist of fees collected from grocery store wine permits under § 3-5-1802 and shall be administered by the Department of Finance and Administration.

(b) Fifty percent (50%) of fees that are deposited into the Arkansas

Wine Grants Fund under § 3-5-1802 shall be ~~divided among the wineries seeking grant payments under § 3-5-901 et seq., according to the same ratio as the wine taxes paid in the previous calendar year by the grantee as determined by the Chief Fiscal Officer of the State, not to exceed the amount paid in by each grantee~~ transferred to the Arkansas Agricultural Marketing Grants Fund to be used to make payments of grants under the grant program in § 3-5-901 et seq.

(c) Fifty percent (50%) of fees that are deposited into the Arkansas Wine Grants Fund under § 3-5-1802 shall be transferred to the Tourism Development Trust Fund for the purpose of operating and staffing a wine tourism facility and office space for the Arkansas Wine Producers Council within the tourism facility in Franklin County, Arkansas.

(d) Any unused or undesignated fees at the end of the fiscal year shall be transferred to the Tourism Development Trust Fund.