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DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY
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COMPARISON OF DISTILLERY AND FARM DISTILLERY LICENSES

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This document is intended to assist distilleries and farm distilleries in complying with the provisions of the Alcoholic Beverage Control Law. It is not intended to serve as a comprehensive manual with respect to either the Alcoholic Beverage Control Law or the other laws and regulations that govern the operation of distilleries and farm distilleries. In addition, please note that any changes made to the Alcoholic Beverage Control Law or new directives issued by the State Liquor Authority after the date of this presentation may impact some of the information provided in this document.

Comparison of Distillery and Farm Distiller Licenses

	Distiller	Rectifier	Brandy Producer	Farm Distiller
<u>BASIC LICENSE PROVISIONS</u>				
Type of license	Distilling, redistilling, and rectifying with wholesale privileges	Rectifying, redistilling with wholesale privileges	Manufacture of fruit brandy with wholesale privileges	Distilling, redistilling, and rectifying with wholesale and retail privileges
Annual license fee	\$12,000	\$8,000	\$128	\$128
Limitation on amount produced	[1] None [2] Micro-distiller costs \$250 with production limit of 35,000 gallons/year	[1] None [2] Micro-rectifier costs \$320 with production limit of 35,000 gallons/year	None	35,000 gallons/year
Limitation on type of liquor	None	None	None	Liquor made primarily (75%) from ingredients grown in NYS
Production of other alcoholic beverages	No	No	No	No
<u>WHOLESALE PRIVILEGES</u>				
Sales to NYS wholesalers	Yes	Yes	Yes	Yes
Sales to NYS retailers	Yes	Yes	Yes	Yes
Sales to out-of-state entities	If allowed by the laws of the buyer's state	If allowed by laws of the buyer's state	If allowed by the laws of the buyer's state	If allowed by the laws of the buyer's state

Comparison of Distillery and Farm Distiller Licenses

<u>TASTINGS</u>	Distiller	Rectifier	Brandy Producer	Farm Distiller
Liquor tastings at licensed premises	No	No	No	NYS labeled liquor
Tastings of any other alcoholic beverages at licensed premises	No	No	No	NYS labeled wine, NYS labeled cider, NYS labeled beer, NYS labeled wine products
Tastings at farmers markets, county fairs and State Fair	With Marketing Permit	With Marketing Permit	With Marketing Permit	NYS labeled liquor with a permit issued under ABCL §61(2-c) or a Marketing Permit
Tastings at charitable events	With Marketing Permit	With Marketing Permit	With Marketing Permit	NYS labeled liquor with Marketing Permit
Tastings at other licensed premises	At premises licensed to sell liquor with a Marketing Permit	At premises licensed to sell liquor with a Marketing Permit	At premises licensed to sell liquor with a Marketing Permit	NYS labeled liquor at premises licensed to sell liquor with a Marketing Permit
Tastings at other events/locations	With a Marketing Permit on notice to Authority	With a Marketing Permit on notice to Authority	With a Marketing Permit on notice to Authority	NYS labeled liquor with a Marketing Permit on notice to Authority

Comparison of Distillery and Farm Distiller Licenses

	Distiller	Rectifier	Brandy Producer	Farm Distiller
SALES BY THE GLASS (ON-PREMISES CONSUMPTION)				
Liquor sales by glass at distillery	No	No	No	No
Sales by the glass of any other alcoholic beverages at distillery	No	No	No	No
Sales by the glass in restaurant in or adjacent to distillery without separate license	No	No	No	No
Sales by the glass in restaurant in or adjacent to distillery with separate license	No	No	No	Liquor, wine, beer and cider

Comparison of Distillery and Farm Distiller Licenses

	Distiller	Rectifier	Brandy Producer	Farm Distiller
SALES BY THE BOTTLE (OFF-PREMISES CONSUMPTION)				
Liquor sales by the bottle at distillery	No	No	No	NYS labeled liquor
Bottle sales of any other alcoholic beverages at distillery	No	No	No	NYS labeled wine, NYS labeled cider, NYS labeled beer, NYS labeled wine products
Bottle sales at farmers markets, county fairs and State Fair	With Marketing Permit	With Marketing Permit	With Marketing Permit	NYS labeled liquor with a permit issued under ABCL §61(2-c) or a Marketing Permit
Bottle sales at charitable events	With a Marketing Permit	With a Marketing Permit	With Marketing Permit	NYS labeled liquor with Marketing Permit
Bottle sales at other licensed premises	At premises licensed to sell liquor with a Marketing Permit	At premises licensed to sell liquor with a Marketing Permit	At premises licensed to sell liquor with a Marketing Permit	NYS labeled liquor at premises licensed to sell liquor with a Marketing Permit
Bottle sales at other events/locations	With a Marketing Permit on notice to Authority	With a Marketing Permit on notice to Authority	With a Marketing Permit on notice to Authority	NYS labeled liquor with a Marketing Permit on notice to Authority

Comparison of Distillery and Farm Distiller Licenses

	Distiller	Rectifier	Brandy Producer	Farm Distiller
<u>MISCELLANEOUS</u>				
Multiple locations	Each distillery requires a separate license			
Tied-house restrictions	No interest in any business that sells alcoholic beverages at retail	No interest in any business that sells alcoholic beverages at retail	No interest in any business that sells alcoholic beverages at retail	No interest in any business that manufactures or wholesales alcoholic beverages