



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB4629

Introduced 2/3/2026, by Rep. Joe C. Sosnowski

#### SYNOPSIS AS INTRODUCED:

235 ILCS 5/5-1	from Ch. 43, par. 115
235 ILCS 5/5-3	from Ch. 43, par. 118
235 ILCS 5/6-40 new	

Amends the Liquor Control Act of 1934. Creates a vintage distilled spirits license that allows a vintage distilled spirits licensee to purchase vintage distilled spirits from a vintage distilled spirits seller and sell vintage distilled spirits. Sets forth provisions concerning definitions, license fees, monthly reporting requirements, labeling requirements, and limits on the purchase and sale of vintage distilled spirits. Provides that a vintage distilled spirits seller shall not sell more than 24 vintage distilled spirits packages to any single or combination of vintage distilled spirits licensees in any given 12-month period. Sets forth a fine for a vintage distilled spirits seller who violates that limit.

LRB104 15791 RPS 28984 b

1 AN ACT concerning liquor.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Liquor Control Act of 1934 is amended by  
5 changing Sections 5-1 and 5-3 and by adding Section 6-40 as  
6 follows:

7 (235 ILCS 5/5-1) (from Ch. 43, par. 115)

8 Sec. 5-1. Licenses issued by the Illinois Liquor Control  
9 Commission shall be of the following classes:

10 (a) Manufacturer's license - Class 1. Distiller, Class 2.  
11 Rectifier, Class 3. Brewer, Class 4. First Class Wine  
12 Manufacturer, Class 5. Second Class Wine Manufacturer, Class  
13 6. First Class Winemaker, Class 7. Second Class Winemaker,  
14 Class 8. Limited Wine Manufacturer, Class 9. Craft Distiller,  
15 Class 10. Class 1 Craft Distiller, Class 11. Class 2 Craft  
16 Distiller, Class 12. Class 1 Brewer, Class 13. Class 2 Brewer,  
17 Class 14. Class 3 Brewer,

18 (b) Distributor's license,

19 (c) Importing Distributor's license,

20 (d) Retailer's license,

21 (e) Special Event Retailer's license (not-for-profit),

22 (f) Railroad license,

23 (g) Boat license,

- 1 (h) Non-Beverage User's license,
- 2 (i) Wine-maker's premises license,
- 3 (j) Airplane license,
- 4 (k) Foreign importer's license,
- 5 (l) Broker's license,
- 6 (m) Non-resident dealer's license,
- 7 (n) Brew Pub license,
- 8 (o) Auction liquor license,
- 9 (p) Caterer retailer license,
- 10 (q) Special use permit license,
- 11 (r) Winery shipper's license,
- 12 (s) Craft distiller tasting permit,
- 13 (t) Brewer warehouse permit,
- 14 (u) Distilling pub license,
- 15 (v) Craft distiller warehouse permit,
- 16 (w) Beer showcase permit, ~~and~~
- 17 (x) Vintage distilled spirits license.

18 No person, firm, partnership, corporation, or other legal  
19 business entity that is engaged in the manufacturing of wine  
20 may concurrently obtain and hold a wine-maker's license and a  
21 wine manufacturer's license.

22 (a) A manufacturer's license shall allow the manufacture,  
23 importation in bulk, storage, distribution and sale of  
24 alcoholic liquor to persons without the State, as may be  
25 permitted by law, and to licensees in this State as follows:

26 Class 1. A Distiller may make sales and deliveries of

1 alcoholic liquor to distillers, rectifiers, importing  
2 distributors, distributors, and non-beverage users and to no  
3 other licensees.

4 Class 2. A Rectifier, who is not a distiller, as defined  
5 herein, may make sales and deliveries of alcoholic liquor to  
6 rectifiers, importing distributors, distributors, retailers,  
7 and non-beverage users and to no other licensees.

8 Class 3. A Brewer may make sales and deliveries of beer to  
9 importing distributors and distributors and may make sales as  
10 authorized under subsection (e) of Section 6-4 of this Act,  
11 including any alcoholic liquor that subsection (e) of Section  
12 6-4 authorizes a brewer to sell in its original package only to  
13 a non-licensee for pick-up by a non-licensee either within the  
14 interior of the brewery premises or ~~at~~ outside of the brewery  
15 premises at a curb-side or parking lot adjacent to the brewery  
16 premises, subject to any local ordinance.

17 Class 4. A first class wine-manufacturer may make sales  
18 and deliveries of up to 50,000 gallons of wine to  
19 manufacturers, importing distributors and distributors, and to  
20 no other licensees. If a first-class wine-manufacturer  
21 manufactures beer, it shall also obtain and shall only be  
22 eligible for, in addition to any current license, a class 1  
23 brewer license, shall not manufacture more than 930,000  
24 gallons of beer per year, and shall not be a member of or  
25 affiliated with, directly or indirectly, a manufacturer that  
26 produces more than 930,000 gallons of beer per year. If the

1 first-class wine-manufacturer manufactures spirits, it shall  
2 also obtain and shall only be eligible for, in addition to any  
3 current license, a class 1 craft distiller license, shall not  
4 manufacture more than 50,000 gallons of spirits per year, and  
5 shall not be a member of or affiliated with, directly or  
6 indirectly, a manufacturer that produces more than 50,000  
7 gallons of spirits per year. A first-class wine-manufacturer  
8 shall be permitted to sell wine manufactured at the  
9 first-class wine-manufacturer premises to non-licensees.

10 Class 5. A second class wine ~~Wine~~ manufacturer may make  
11 sales and deliveries of more than 50,000 gallons of wine to  
12 manufacturers, importing distributors and distributors and to  
13 no other licensees.

14 Class 6. A first-class wine-maker's license shall allow  
15 the manufacture of up to 50,000 gallons of wine per year, and  
16 the storage and sale of such wine to distributors in the State  
17 and to persons without the State, as may be permitted by law. A  
18 person who, prior to June 1, 2008 (the effective date of Public  
19 Act 95-634), is a holder of a first-class wine-maker's license  
20 and annually produces more than 25,000 gallons of its own wine  
21 and who distributes its wine to licensed retailers shall cease  
22 this practice on or before July 1, 2008 in compliance with  
23 Public Act 95-634. If a first-class wine-maker manufactures  
24 beer, it shall also obtain and shall only be eligible for, in  
25 addition to any current license, a class 1 brewer license,  
26 shall not manufacture more than 930,000 gallons of beer per

1 year, and shall not be a member of or affiliated with, directly  
2 or indirectly, a manufacturer that produces more than 930,000  
3 gallons of beer per year. If the first-class wine-maker  
4 manufactures spirits, it shall also obtain and shall only be  
5 eligible for, in addition to any current license, a class 1  
6 craft distiller license, shall not manufacture more than  
7 50,000 gallons of spirits per year, and shall not be a member  
8 of or affiliated with, directly or indirectly, a manufacturer  
9 that produces more than 50,000 gallons of spirits per year. A  
10 first-class wine-maker holding a class 1 brewer license or a  
11 class 1 craft distiller license shall not be eligible for a  
12 wine-maker's premises license but shall be permitted to sell  
13 wine manufactured at the first-class wine-maker premises to  
14 non-licensees.

15 Class 7. A second-class wine-maker's license shall allow  
16 the manufacture of up to 150,000 gallons of wine per year, and  
17 the storage and sale of such wine to distributors in this State  
18 and to persons without the State, as may be permitted by law. A  
19 person who, prior to June 1, 2008 (the effective date of Public  
20 Act 95-634), is a holder of a second-class wine-maker's  
21 license and annually produces more than 25,000 gallons of its  
22 own wine and who distributes its wine to licensed retailers  
23 shall cease this practice on or before July 1, 2008 in  
24 compliance with Public Act 95-634. If a second-class  
25 wine-maker manufactures beer, it shall also obtain and shall  
26 only be eligible for, in addition to any current license, a

1 class 2 brewer license, shall not manufacture more than  
2 3,720,000 gallons of beer per year, and shall not be a member  
3 of or affiliated with, directly or indirectly, a manufacturer  
4 that produces more than 3,720,000 gallons of beer per year. If  
5 a second-class wine-maker manufactures spirits, it shall also  
6 obtain and shall only be eligible for, in addition to any  
7 current license, a class 2 craft distiller license, shall not  
8 manufacture more than 100,000 gallons of spirits per year, and  
9 shall not be a member of or affiliated with, directly or  
10 indirectly, a manufacturer that produces more than 100,000  
11 gallons of spirits per year.

12 Class 8. A limited wine-manufacturer may make sales and  
13 deliveries not to exceed 40,000 gallons of wine per year to  
14 distributors, and to non-licensees in accordance with the  
15 provisions of this Act.

16 Class 9. A craft distiller license, which may only be held  
17 by a class 1 craft distiller licensee or class 2 craft  
18 distiller licensee but not held by both a class 1 craft  
19 distiller licensee and a class 2 craft distiller licensee,  
20 shall grant all rights conveyed by either: (i) a class 1 craft  
21 distiller license if the craft distiller holds a class 1 craft  
22 distiller license; or (ii) a class 2 craft distiller licensee  
23 if the craft distiller holds a class 2 craft distiller  
24 license.

25 Class 10. A class 1 craft distiller license, which may  
26 only be issued to a licensed craft distiller or licensed

1 non-resident dealer, shall allow the manufacture of up to  
2 50,000 gallons of spirits per year provided that the class 1  
3 craft distiller licensee does not manufacture more than a  
4 combined 50,000 gallons of spirits per year and is not a member  
5 of or affiliated with, directly or indirectly, a manufacturer  
6 that produces more than 50,000 gallons of spirits per year. If  
7 a class 1 craft distiller manufactures beer, it shall also  
8 obtain and shall only be eligible for, in addition to any  
9 current license, a class 1 brewer license, shall not  
10 manufacture more than 930,000 gallons of beer per year, and  
11 shall not be a member of or affiliated with, directly or  
12 indirectly, a manufacturer that produces more than 930,000  
13 gallons of beer per year. If a class 1 craft distiller  
14 manufactures wine, it shall also obtain and shall only be  
15 eligible for, in addition to any current license, a  
16 first-class wine-manufacturer license or a first-class  
17 wine-maker's license, shall not manufacture more than 50,000  
18 gallons of wine per year, and shall not be a member of or  
19 affiliated with, directly or indirectly, a manufacturer that  
20 produces more than 50,000 gallons of wine per year. A class 1  
21 craft distiller licensee may make sales and deliveries to  
22 importing distributors and distributors and to retail  
23 licensees in accordance with the conditions set forth in  
24 paragraph (19) of subsection (a) of Section 3-12 of this Act.  
25 However, the aggregate amount of spirits sold to non-licensees  
26 and sold or delivered to retail licensees may not exceed 5,000

1 gallons per year.

2 A class 1 craft distiller licensee may sell up to 5,000  
3 gallons of such spirits to non-licensees to the extent  
4 permitted by any exemption approved by the State Commission  
5 pursuant to Section 6-4 of this Act. A class 1 craft distiller  
6 license holder may store such spirits at a non-contiguous  
7 licensed location, but at no time shall a class 1 craft  
8 distiller license holder directly or indirectly produce in the  
9 aggregate more than 50,000 gallons of spirits per year.

10 A class 1 craft distiller licensee may hold more than one  
11 class 1 craft distiller's license. However, a class 1 craft  
12 distiller that holds more than one class 1 craft distiller  
13 license shall not manufacture, in the aggregate, more than  
14 50,000 gallons of spirits by distillation per year and shall  
15 not sell, in the aggregate, more than 5,000 gallons of such  
16 spirits to non-licensees in accordance with an exemption  
17 approved by the State Commission pursuant to Section 6-4 of  
18 this Act.

19 Class 11. A class 2 craft distiller license, which may  
20 only be issued to a licensed craft distiller or licensed  
21 non-resident dealer, shall allow the manufacture of up to  
22 100,000 gallons of spirits per year provided that the class 2  
23 craft distiller licensee does not manufacture more than a  
24 combined 100,000 gallons of spirits per year and is not a  
25 member of or affiliated with, directly or indirectly, a  
26 manufacturer that produces more than 100,000 gallons of

1 spirits per year. If a class 2 craft distiller manufactures  
2 beer, it shall also obtain and shall only be eligible for, in  
3 addition to any current license, a class 2 brewer license,  
4 shall not manufacture more than 3,720,000 gallons of beer per  
5 year, and shall not be a member of or affiliated with, directly  
6 or indirectly, a manufacturer that produces more than  
7 3,720,000 gallons of beer per year. If a class 2 craft  
8 distiller manufactures wine, it shall also obtain and shall  
9 only be eligible for, in addition to any current license, a  
10 second-class wine-maker's license, shall not manufacture more  
11 than 150,000 gallons of wine per year, and shall not be a  
12 member of or affiliated with, directly or indirectly, a  
13 manufacturer that produces more than 150,000 gallons of wine  
14 per year. A class 2 craft distiller licensee may make sales and  
15 deliveries to importing distributors and distributors, but  
16 shall not make sales or deliveries to any other licensee. If  
17 the State Commission provides prior approval, a class 2 craft  
18 distiller licensee may annually transfer up to 100,000 gallons  
19 of spirits manufactured by that class 2 craft distiller  
20 licensee to the premises of a licensed class 2 craft distiller  
21 wholly owned and operated by the same licensee. A class 2 craft  
22 distiller may transfer spirits to a distilling pub wholly  
23 owned and operated by the class 2 craft distiller subject to  
24 the following limitations and restrictions: (i) the transfer  
25 shall not annually exceed more than 5,000 gallons; (ii) the  
26 annual amount transferred shall reduce the distilling pub's

1 annual permitted production limit; (iii) all spirits  
2 transferred shall be subject to Article VIII of this Act; (iv)  
3 a written record shall be maintained by the distiller and  
4 distilling pub specifying the amount, date of delivery, and  
5 receipt of the product by the distilling pub; and (v) the  
6 distilling pub shall be located no farther than 80 miles from  
7 the class 2 craft distiller's licensed location.

8 A class 2 craft distiller shall, prior to transferring  
9 spirits to a distilling pub wholly owned by the class 2 craft  
10 distiller, furnish a written notice to the State Commission of  
11 intent to transfer spirits setting forth the name and address  
12 of the distilling pub and shall annually submit to the State  
13 Commission a verified report identifying the total gallons of  
14 spirits transferred to the distilling pub wholly owned by the  
15 class 2 craft distiller.

16 A class 2 craft distiller license holder may store such  
17 spirits at a non-contiguous licensed location, but at no time  
18 shall a class 2 craft distiller license holder directly or  
19 indirectly produce in the aggregate more than 100,000 gallons  
20 of spirits per year.

21 Class 12. A class 1 brewer license, which may only be  
22 issued to a licensed brewer or licensed non-resident dealer,  
23 shall allow the manufacture of up to 930,000 gallons of beer  
24 per year provided that the class 1 brewer licensee does not  
25 manufacture more than a combined 930,000 gallons of beer per  
26 year and is not a member of or affiliated with, directly or

1 indirectly, a manufacturer that produces more than 930,000  
2 gallons of beer per year. If a class 1 brewer manufactures  
3 spirits, it shall also obtain and shall only be eligible for,  
4 in addition to any current license, a class 1 craft distiller  
5 license, shall not manufacture more than 50,000 gallons of  
6 spirits per year, and shall not be a member of or affiliated  
7 with, directly or indirectly, a manufacturer that produces  
8 more than 50,000 gallons of spirits per year. If a class 1  
9 craft brewer manufactures wine, it shall also obtain and shall  
10 only be eligible for, in addition to any current license, a  
11 first-class wine-manufacturer license or a first-class  
12 wine-maker's license, shall not manufacture more than 50,000  
13 gallons of wine per year, and shall not be a member of or  
14 affiliated with, directly or indirectly, a manufacturer that  
15 produces more than 50,000 gallons of wine per year. A class 1  
16 brewer licensee may make sales and deliveries to importing  
17 distributors and distributors and to retail licensees in  
18 accordance with the conditions set forth in paragraph (18) of  
19 subsection (a) of Section 3-12 of this Act. If the State  
20 Commission provides prior approval, a class 1 brewer may  
21 annually transfer up to 930,000 gallons of beer manufactured  
22 by that class 1 brewer to the premises of a licensed class 1  
23 brewer wholly owned and operated by the same licensee.

24 Class 13. A class 2 brewer license, which may only be  
25 issued to a licensed brewer or licensed non-resident dealer,  
26 shall allow the manufacture of up to 3,720,000 gallons of beer

1 per year provided that the class 2 brewer licensee does not  
2 manufacture more than a combined 3,720,000 gallons of beer per  
3 year and is not a member of or affiliated with, directly or  
4 indirectly, a manufacturer that produces more than 3,720,000  
5 gallons of beer per year. If a class 2 brewer manufactures  
6 spirits, it shall also obtain and shall only be eligible for,  
7 in addition to any current license, a class 2 craft distiller  
8 license, shall not manufacture more than 100,000 gallons of  
9 spirits per year, and shall not be a member of or affiliated  
10 with, directly or indirectly, a manufacturer that produces  
11 more than 100,000 gallons of spirits per year. If a class 2  
12 craft distiller manufactures wine, it shall also obtain and  
13 shall only be eligible for, in addition to any current  
14 license, a second-class wine-maker's license, shall not  
15 manufacture more than 150,000 gallons of wine per year, and  
16 shall not be a member of or affiliated with, directly or  
17 indirectly, a manufacturer that produces more than 150,000  
18 gallons of wine a year. A class 2 brewer licensee may make  
19 sales and deliveries to importing distributors and  
20 distributors, but shall not make sales or deliveries to any  
21 other licensee. If the State Commission provides prior  
22 approval, a class 2 brewer licensee may annually transfer up  
23 to 3,720,000 gallons of beer manufactured by that class 2  
24 brewer licensee to the premises of a licensed class 2 brewer  
25 wholly owned and operated by the same licensee.

26 A class 2 brewer may transfer beer to a brew pub wholly

1 owned and operated by the class 2 brewer subject to the  
2 following limitations and restrictions: (i) the transfer shall  
3 not annually exceed more than 31,000 gallons; (ii) the annual  
4 amount transferred shall reduce the brew pub's annual  
5 permitted production limit; (iii) all beer transferred shall  
6 be subject to Article VIII of this Act; (iv) a written record  
7 shall be maintained by the brewer and brew pub specifying the  
8 amount, date of delivery, and receipt of the product by the  
9 brew pub; and (v) the brew pub shall be located no farther than  
10 80 miles from the class 2 brewer's licensed location.

11 A class 2 brewer shall, prior to transferring beer to a  
12 brew pub wholly owned by the class 2 brewer, furnish a written  
13 notice to the State Commission of intent to transfer beer  
14 setting forth the name and address of the brew pub and shall  
15 annually submit to the State Commission a verified report  
16 identifying the total gallons of beer transferred to the brew  
17 pub wholly owned by the class 2 brewer.

18 Class 14. A class 3 brewer license, which may be issued to  
19 a brewer or a non-resident dealer, shall allow the manufacture  
20 of no more than 465,000 gallons of beer per year and no more  
21 than 155,000 gallons at a single brewery premises, and shall  
22 allow the sale of no more than 6,200 gallons of beer from each  
23 in-state or out-of-state class 3 brewery premises, or 18,600  
24 gallons in the aggregate, to retail licensees, class 1  
25 brewers, class 2 brewers, and class 3 brewers as long as the  
26 class 3 brewer licensee does not manufacture more than a

1 combined 465,000 gallons of beer per year and is not a member  
2 of or affiliated with, directly or indirectly, a manufacturer  
3 that produces more than 465,000 gallons of beer per year to  
4 make sales to importing distributors, distributors, retail  
5 licensees, brewers, class 1 brewers, class 2 brewers, and  
6 class 3 brewers in accordance with the conditions set forth in  
7 paragraph (20) of subsection (a) of Section 3-12. If the State  
8 Commission provides prior approval, a class 3 brewer may  
9 annually transfer up to 155,000 gallons of beer manufactured  
10 by that class 3 brewer to the premises of a licensed class 3  
11 brewer wholly owned and operated by the same licensee. A class  
12 3 brewer shall manufacture beer at the brewer's class 3  
13 designated licensed premises, and may sell beer as otherwise  
14 provided in this Act.

15 (a-1) A manufacturer ~~that~~ ~~which~~ is licensed in this State  
16 to make sales or deliveries of alcoholic liquor to licensed  
17 distributors or importing distributors and which enlists  
18 agents, representatives, or individuals acting on its behalf  
19 who contact licensed retailers on a regular and continual  
20 basis in this State must register those agents,  
21 representatives, or persons acting on its behalf with the  
22 State Commission.

23 Registration of agents, representatives, or persons acting  
24 on behalf of a manufacturer is fulfilled by submitting a form  
25 to the State Commission. The form shall be developed by the  
26 State Commission and shall include the name and address of the

1 applicant, the name and address of the manufacturer he or she  
2 represents, the territory or areas assigned to sell to or  
3 discuss pricing terms of alcoholic liquor, and any other  
4 questions deemed appropriate and necessary. All statements in  
5 the forms required to be made by law or by rule shall be deemed  
6 material, and any person who knowingly misstates any material  
7 fact under oath in an application is guilty of a Class B  
8 misdemeanor. Fraud, misrepresentation, false statements,  
9 misleading statements, evasions, or suppression of material  
10 facts in the securing of a registration are grounds for  
11 suspension or revocation of the registration. The State  
12 Commission shall post a list of registered agents on the State  
13 Commission's website.

14 (b) A distributor's license shall allow (i) the wholesale  
15 purchase and storage of alcoholic liquors and sale of  
16 alcoholic liquors to licensees in this State and to persons  
17 without the State, as may be permitted by law; (ii) the sale of  
18 beer, cider, mead, or any combination thereof to brewers,  
19 class 1 brewers, and class 2 brewers that, pursuant to  
20 subsection (e) of Section 6-4 of this Act, sell beer, cider,  
21 mead, or any combination thereof to non-licensees at their  
22 breweries; (iii) the sale of vermouth to class 1 craft  
23 distillers and class 2 craft distillers that, pursuant to  
24 subsection (e) of Section 6-4 of this Act, sell spirits,  
25 vermouth, or both spirits and vermouth to non-licensees at  
26 their distilleries; or (iv) as otherwise provided in this Act.

1 No person licensed as a distributor shall be granted a  
2 non-resident dealer's license.

3 (c) An importing distributor's license may be issued to  
4 and held by those only who are duly licensed distributors,  
5 upon the filing of an application by a duly licensed  
6 distributor, with the State Commission and the State  
7 Commission shall, without the payment of any fee, immediately  
8 issue such importing distributor's license to the applicant,  
9 which shall allow the importation of alcoholic liquor by the  
10 licensee into this State from any point in the United States  
11 outside this State, and the purchase of alcoholic liquor in  
12 barrels, casks, or other bulk containers and the bottling of  
13 such alcoholic liquors before resale thereof, but all bottles  
14 or containers so filled shall be sealed, labeled, stamped, and  
15 otherwise made to comply with all provisions, rules, and  
16 regulations governing manufacturers in the preparation and  
17 bottling of alcoholic liquors. The importing distributor's  
18 license shall permit such licensee to purchase alcoholic  
19 liquor from Illinois licensed non-resident dealers and foreign  
20 importers only. No person licensed as an importing distributor  
21 shall be granted a non-resident dealer's license.

22 (d) A retailer's license shall allow the licensee to sell  
23 and offer for sale at retail, only in the premises specified in  
24 the license, alcoholic liquor for use or consumption, but not  
25 for resale in any form. Except as provided in Section 6-16,  
26 6-29, or 6-29.1, nothing in this Act shall deny, limit,

1 remove, or restrict the ability of a holder of a retailer's  
2 license to transfer or ship alcoholic liquor to the purchaser  
3 for use or consumption subject to any applicable local law or  
4 ordinance. For the purposes of this Section, "shipping" means  
5 the movement of alcoholic liquor from a licensed retailer to a  
6 consumer via a common carrier. Except as provided in Section  
7 6-16, 6-29, or 6-29.1, nothing in this Act shall deny, limit,  
8 remove, or restrict the ability of a holder of a retailer's  
9 license to deliver alcoholic liquor to the purchaser for use  
10 or consumption. The delivery shall be made only within 12  
11 hours from the time the alcoholic liquor leaves the licensed  
12 premises of the retailer for delivery. For the purposes of  
13 this Section, "delivery" means the movement of alcoholic  
14 liquor purchased from a licensed retailer to a consumer  
15 through the following methods:

16 (1) delivery within licensed retailer's parking lot,  
17 including curbside, for pickup by the consumer;

18 (2) delivery by an owner, officer, director,  
19 shareholder, or employee of the licensed retailer; or

20 (3) delivery by a third-party contractor, independent  
21 contractor, or agent with whom the licensed retailer has  
22 contracted to make deliveries of alcoholic liquors.

23 Under paragraph ~~subsection~~ (1), (2), or (3), delivery  
24 shall not include the use of common carriers.

25 Any retail license issued to a manufacturer shall only  
26 permit the manufacturer to sell beer at retail on the premises

1 actually occupied by the manufacturer. For the purpose of  
2 further describing the type of business conducted at a retail  
3 licensed premises, a retailer's licensee may be designated by  
4 the State Commission as (i) an on premise consumption  
5 retailer, (ii) an off premise sale retailer, or (iii) a  
6 combined on premise consumption and off premise sale retailer.

7 Except for a municipality with a population of more than  
8 1,000,000 inhabitants, a home rule unit may not regulate the  
9 delivery of alcoholic liquor inconsistent with this  
10 subsection. This paragraph is a limitation under subsection  
11 (i) of Section 6 of Article VII of the Illinois Constitution on  
12 the concurrent exercise by home rule units of powers and  
13 functions exercised by the State. A non-home rule municipality  
14 may not regulate the delivery of alcoholic liquor inconsistent  
15 with this subsection.

16 Notwithstanding any other provision of this subsection  
17 (d), a retail licensee may sell alcoholic liquors to a special  
18 event retailer licensee for resale to the extent permitted  
19 under subsection (e).

20 (e) A special event retailer's license (not-for-profit)  
21 shall permit the licensee to purchase alcoholic liquors from  
22 an Illinois licensed distributor (unless the licensee  
23 purchases less than \$500 of alcoholic liquors for the special  
24 event, in which case the licensee may purchase the alcoholic  
25 liquors from a licensed retailer) and shall allow the licensee  
26 to sell and offer for sale, at retail, alcoholic liquors for

1 use or consumption, but not for resale in any form and only at  
2 the location and on the specific dates designated for the  
3 special event in the license. An applicant for a special event  
4 retailer license must (i) furnish with the application: (A) a  
5 resale number issued under Section 2c of the Retailers'  
6 Occupation Tax Act or evidence that the applicant is  
7 registered under Section 2a of the Retailers' Occupation Tax  
8 Act, (B) a current, valid exemption identification number  
9 issued under Section 1g of the Retailers' Occupation Tax Act,  
10 and a certification to the State Commission that the purchase  
11 of alcoholic liquors will be a tax-exempt purchase, or (C) a  
12 statement that the applicant is not registered under Section  
13 2a of the Retailers' Occupation Tax Act, does not hold a resale  
14 number under Section 2c of the Retailers' Occupation Tax Act,  
15 and does not hold an exemption number under Section 1g of the  
16 Retailers' Occupation Tax Act, in which event the State  
17 Commission shall set forth on the special event retailer's  
18 license a statement to that effect; (ii) submit with the  
19 application proof satisfactory to the State Commission that  
20 the applicant will provide dram shop liability insurance in  
21 the maximum limits; and (iii) show proof satisfactory to the  
22 State Commission that the applicant has obtained local  
23 authority approval.

24 Nothing in this Act prohibits an Illinois licensed  
25 distributor from offering credit or a refund for unused,  
26 salable alcoholic liquors to a holder of a special event

1 retailer's license or the special event retailer's licensee  
2 from accepting the credit or refund of alcoholic liquors at  
3 the conclusion of the event specified in the license.

4 (f) A railroad license shall permit the licensee to import  
5 alcoholic liquors into this State from any point in the United  
6 States outside this State and to store such alcoholic liquors  
7 in this State; to make wholesale purchases of alcoholic  
8 liquors directly from manufacturers, foreign importers,  
9 distributors and importing distributors from within or outside  
10 this State; and to store such alcoholic liquors in this State;  
11 provided that the above powers may be exercised only in  
12 connection with the importation, purchase or storage of  
13 alcoholic liquors to be sold or dispensed on a club, buffet,  
14 lounge, or dining car operated on an electric, gas, or steam  
15 railway in this State; and provided further, that railroad  
16 licensees exercising the above powers shall be subject to all  
17 provisions of Article VIII of this Act as applied to importing  
18 distributors. A railroad license shall also permit the  
19 licensee to sell or dispense alcoholic liquors on any club,  
20 buffet, lounge, or dining car operated on an electric, gas, or  
21 steam railway regularly operated by a common carrier in this  
22 State, but shall not permit the sale for resale of any  
23 alcoholic liquors to any licensee within this State. A license  
24 shall be obtained for each car in which such sales are made.

25 (g) A boat license shall allow the sale of alcoholic  
26 liquor in individual drinks, on any passenger boat regularly

1 operated as a common carrier on navigable waters in this State  
 2 or on any riverboat operated under the Illinois Gambling Act,  
 3 which boat or riverboat maintains a public dining room or  
 4 restaurant thereon.

5 (h) A non-beverage user's license shall allow the licensee  
 6 to purchase alcoholic liquor from a licensed manufacturer or  
 7 importing distributor, without the imposition of any tax upon  
 8 the business of such licensed manufacturer or importing  
 9 distributor as to such alcoholic liquor to be used by such  
 10 licensee solely for the non-beverage purposes set forth in  
 11 subsection (a) of Section 8-1 of this Act, and such licenses  
 12 shall be divided and classified and shall permit the purchase,  
 13 possession, and use of limited and stated quantities of  
 14 alcoholic liquor as follows:

- 15 Class 1, not to exceed ..... 500 gallons
- 16 Class 2, not to exceed ..... 1,000 gallons
- 17 Class 3, not to exceed ..... 5,000 gallons
- 18 Class 4, not to exceed ..... 10,000 gallons
- 19 Class 5, not to exceed ..... 50,000 gallons

20 (i) A wine-maker's premises license shall allow a licensee  
 21 that concurrently holds a first-class wine-maker's license to  
 22 sell and offer for sale at retail in the premises specified in  
 23 such license not more than 50,000 gallons of the first-class  
 24 wine-maker's wine that is made at the first-class wine-maker's  
 25 licensed premises per year for use or consumption, but not for  
 26 resale in any form. A wine-maker's premises license shall

1 allow a licensee who concurrently holds a second-class  
2 wine-maker's license to sell and offer for sale at retail in  
3 the premises specified in such license up to 100,000 gallons  
4 of the second-class wine-maker's wine that is made at the  
5 second-class wine-maker's licensed premises per year for use  
6 or consumption but not for resale in any form. A first-class  
7 wine-maker that concurrently holds a class 1 brewer license or  
8 a class 1 craft distiller license shall not be eligible to hold  
9 a wine-maker's premises license. A wine-maker's premises  
10 license shall allow a licensee that concurrently holds a  
11 first-class wine-maker's license or a second-class  
12 wine-maker's license to sell and offer for sale at retail at  
13 the premises specified in the wine-maker's premises license,  
14 for use or consumption but not for resale in any form, any  
15 beer, wine, and spirits purchased from a licensed distributor.  
16 Upon approval from the State Commission, a wine-maker's  
17 premises license shall allow the licensee to sell and offer  
18 for sale at (i) the wine-maker's licensed premises and (ii) ~~at~~  
19 up to 2 additional locations for use and consumption and not  
20 for resale. Each location shall require additional licensing  
21 per location as specified in Section 5-3 of this Act. A  
22 wine-maker's premises licensee shall secure liquor liability  
23 insurance coverage in an amount at least equal to the maximum  
24 liability amounts set forth in subsection (a) of Section 6-21  
25 of this Act.

26 (j) An airplane license shall permit the licensee to

1 import alcoholic liquors into this State from any point in the  
2 United States outside this State and to store such alcoholic  
3 liquors in this State; to make wholesale purchases of  
4 alcoholic liquors directly from manufacturers, foreign  
5 importers, distributors, and importing distributors from  
6 within or outside this State; and to store such alcoholic  
7 liquors in this State; provided that the above powers may be  
8 exercised only in connection with the importation, purchase,  
9 or storage of alcoholic liquors to be sold or dispensed on an  
10 airplane; and provided further, that airplane licensees  
11 exercising the above powers shall be subject to all provisions  
12 of Article VIII of this Act as applied to importing  
13 distributors. An airplane licensee shall also permit the sale  
14 or dispensing of alcoholic liquors on any passenger airplane  
15 regularly operated by a common carrier in this State, but  
16 shall not permit the sale for resale of any alcoholic liquors  
17 to any licensee within this State. A single airplane license  
18 shall be required of an airline company if liquor service is  
19 provided on board aircraft in this State. The annual fee for  
20 such license shall be as determined in Section 5-3.

21 (k) A foreign importer's license shall permit such  
22 licensee to purchase alcoholic liquor from Illinois licensed  
23 non-resident dealers only, and to import alcoholic liquor  
24 other than in bulk from any point outside the United States and  
25 to sell such alcoholic liquor to Illinois licensed importing  
26 distributors and to no one else in Illinois; provided that (i)

1 the foreign importer registers with the State Commission every  
2 brand of alcoholic liquor that it proposes to sell to Illinois  
3 licensees during the license period, (ii) the foreign importer  
4 complies with all of the provisions of Section 6-9 of this Act  
5 with respect to registration of such Illinois licensees as may  
6 be granted the right to sell such brands at wholesale, and  
7 (iii) the foreign importer complies with the provisions of  
8 Sections 6-5 and 6-6 of this Act to the same extent that these  
9 provisions apply to manufacturers.

10 (1) (i) A broker's license shall be required of all  
11 persons who solicit orders for, offer to sell, or offer to  
12 supply alcoholic liquor to retailers in the State of Illinois,  
13 or who offer to retailers to ship or cause to be shipped or to  
14 make contact with distillers, craft distillers, rectifiers,  
15 brewers or manufacturers or any other party within or without  
16 the State of Illinois in order that alcoholic liquors be  
17 shipped to a distributor, importing distributor, or foreign  
18 importer, whether such solicitation or offer is consummated  
19 within or without the State of Illinois.

20 No holder of a retailer's license issued by the Illinois  
21 Liquor Control Commission shall purchase or receive any  
22 alcoholic liquor, the order for which was solicited or offered  
23 for sale to such retailer by a broker unless the broker is the  
24 holder of a valid broker's license.

25 The broker shall, upon the acceptance by a retailer of the  
26 broker's solicitation of an order or offer to sell or supply or

1 deliver or have delivered alcoholic liquors, promptly forward  
2 to the Illinois Liquor Control Commission a notification of  
3 said transaction in such form as the State Commission may by  
4 regulations prescribe.

5 (ii) A broker's license shall be required of a person  
6 within this State, other than a retail licensee, who, for a fee  
7 or commission, promotes, solicits, or accepts orders for  
8 alcoholic liquor, for use or consumption and not for resale,  
9 to be shipped from this State and delivered to residents  
10 outside of this State by an express company, common carrier,  
11 or contract carrier. This Section does not apply to any person  
12 who promotes, solicits, or accepts orders for wine as  
13 specifically authorized in Section 6-29 of this Act.

14 A broker's license under this subsection (1) shall not  
15 entitle the holder to buy or sell any alcoholic liquors for his  
16 own account or to take or deliver title to such alcoholic  
17 liquors.

18 This subsection (1) shall not apply to distributors,  
19 employees of distributors, or employees of a manufacturer who  
20 has registered the trademark, brand, or name of the alcoholic  
21 liquor pursuant to Section 6-9 of this Act, and who regularly  
22 sells such alcoholic liquor in the State of Illinois only to  
23 its registrants thereunder.

24 Any agent, representative, or person subject to  
25 registration pursuant to subsection (a-1) of this Section  
26 shall not be eligible to receive a broker's license.

1 (m) A non-resident dealer's license shall permit such  
2 licensee to ship into and warehouse alcoholic liquor into this  
3 State from any point outside of this State, and to sell such  
4 alcoholic liquor to Illinois licensed foreign importers and  
5 importing distributors and to no one else in this State;  
6 provided that (i) said non-resident dealer shall register with  
7 the Illinois Liquor Control Commission each and every brand of  
8 alcoholic liquor which it proposes to sell to Illinois  
9 licensees during the license period, (ii) it shall comply with  
10 all of the provisions of Section 6-9 hereof with respect to  
11 registration of such Illinois licensees as may be granted the  
12 right to sell such brands at wholesale by duly filing such  
13 registration statement, thereby authorizing the non-resident  
14 dealer to proceed to sell such brands at wholesale, and (iii)  
15 the non-resident dealer shall comply with the provisions of  
16 Sections 6-5 and 6-6 of this Act to the same extent that these  
17 provisions apply to manufacturers. No person licensed as a  
18 non-resident dealer shall be granted a distributor's or  
19 importing distributor's license.

20 (n) A brew pub license shall allow the licensee to only (i)  
21 manufacture up to 155,000 gallons of beer per year only on the  
22 premises specified in the license, (ii) make sales of the beer  
23 manufactured on the premises or, with the approval of the  
24 State Commission, beer manufactured on another brew pub  
25 licensed premises that is wholly owned and operated by the  
26 same licensee to importing distributors, distributors, and ~~to~~

1 non-licensees for use and consumption, (iii) store the beer  
2 upon the premises, (iv) sell and offer for sale at retail from  
3 the licensed premises for off-premises consumption no more  
4 than 155,000 gallons per year so long as such sales are only  
5 made in-person, (v) sell and offer for sale at retail for use  
6 and consumption on the premises specified in the license any  
7 form of alcoholic liquor purchased from a licensed distributor  
8 or importing distributor, (vi) with the prior approval of the  
9 State Commission, annually transfer no more than 155,000  
10 gallons of beer manufactured on the premises to a licensed  
11 brew pub wholly owned and operated by the same licensee, and  
12 (vii) notwithstanding item (i) of this subsection, brew pubs  
13 wholly owned and operated by the same licensee may combine  
14 each location's production limit of 155,000 gallons of beer  
15 per year and allocate the aggregate total between the wholly  
16 owned, operated, and licensed locations.

17 A brew pub licensee shall not under any circumstance sell  
18 or offer for sale beer manufactured by the brew pub licensee to  
19 retail licensees.

20 A person who holds a class 2 brewer license may  
21 simultaneously hold a brew pub license if the class 2 brewer  
22 (i) does not, under any circumstance, sell or offer for sale  
23 beer manufactured by the class 2 brewer to retail licensees;  
24 (ii) does not hold more than 3 brew pub licenses in this State;  
25 (iii) does not manufacture more than a combined 3,720,000  
26 gallons of beer per year, including the beer manufactured at

1 the brew pub; and (iv) is not a member of or affiliated with,  
2 directly or indirectly, a manufacturer that produces more than  
3 3,720,000 gallons of beer per year or any other alcoholic  
4 liquor.

5 Notwithstanding any other provision of this Act, a  
6 licensed brewer, class 2 brewer, or non-resident dealer who  
7 before July 1, 2015 manufactured less than 3,720,000 gallons  
8 of beer per year and held a brew pub license on or before July  
9 1, 2015 may (i) continue to qualify for and hold that brew pub  
10 license for the licensed premises and (ii) manufacture more  
11 than 3,720,000 gallons of beer per year and continue to  
12 qualify for and hold that brew pub license if that brewer,  
13 class 2 brewer, or non-resident dealer does not simultaneously  
14 hold a class 1 brewer license and is not a member of or  
15 affiliated with, directly or indirectly, a manufacturer that  
16 produces more than 3,720,000 gallons of beer per year or that  
17 produces any other alcoholic liquor.

18 A brew pub licensee may apply for a class 3 brewer license  
19 and, upon meeting all applicable qualifications of this Act  
20 and relinquishing all commonly owned brew pub or retail  
21 licenses, shall be issued a class 3 brewer license. Nothing in  
22 this Act shall prohibit the issuance of a class 3 brewer  
23 license if the applicant:

24 (1) has a valid retail license on or before May 1,  
25 2021;

26 (2) has an ownership interest in at least 2 ~~two~~ brew

1           pubs licenses on or before May 1, 2021;

2           (3) the brew pub licensee applies for a class 3 brewer  
3           license on or before October 1, 2022 and relinquishes all  
4           commonly owned brew pub licenses; and

5           (4) relinquishes all commonly owned retail licenses on  
6           or before December 31, 2022.

7           If a brew pub licensee is issued a class 3 brewer license,  
8           the class 3 brewer license shall expire on the same date as the  
9           existing brew pub license and the State Commission shall not  
10          require a class 3 brewer licensee to obtain a brewer license~~7~~  
11          or    in the alternative    to pay a fee for a brewer license,  
12          until the date the brew pub license of the applicant would have  
13          expired.

14          (o) A caterer retailer license shall allow the holder to  
15          serve alcoholic liquors as an incidental part of a food  
16          service that serves prepared meals which excludes the serving  
17          of snacks as the primary meal, either on or off-site whether  
18          licensed or unlicensed. A caterer retailer license shall allow  
19          the holder, a distributor, or an importing distributor to  
20          transfer any inventory to and from the holder's retail  
21          premises and shall allow the holder to purchase alcoholic  
22          liquor from a distributor or importing distributor to be  
23          delivered directly to an off-site event.

24          Nothing in this Act prohibits a distributor or importing  
25          distributor from offering credit or a refund for unused,  
26          salable beer to a holder of a caterer retailer license or a

1 caterer retailer licensee from accepting a credit or refund  
2 for unused, salable beer, in the event an act of God is the  
3 sole reason an off-site event is canceled ~~cancelled~~ and if:  
4 (i) the holder of a caterer retailer license has not  
5 transferred alcoholic liquor from its caterer retailer  
6 premises to an off-site location; (ii) the distributor or  
7 importing distributor offers the credit or refund for the  
8 unused, salable beer that it delivered to the off-site  
9 premises and not for any unused, salable beer that the  
10 distributor or importing distributor delivered to the caterer  
11 retailer's premises; and (iii) the unused, salable beer would  
12 likely spoil if transferred to the caterer retailer's  
13 premises. A caterer retailer license shall allow the holder to  
14 transfer any inventory from any off-site location to its  
15 caterer retailer premises at the conclusion of an off-site  
16 event or engage a distributor or importing distributor to  
17 transfer any inventory from any off-site location to its  
18 caterer retailer premises at the conclusion of an off-site  
19 event, provided that the distributor or importing distributor  
20 issues bona fide charges to the caterer retailer licensee for  
21 fuel, labor, and delivery and the distributor or importing  
22 distributor collects payment from the caterer retailer  
23 licensee prior to the distributor or importing distributor  
24 transferring inventory to the caterer retailer premises.

25 For purposes of this subsection (o), an "act of God" means  
26 an unforeseeable event, such as a rain or snow storm, hail, a

1 flood, or a similar event, that is the sole cause of the  
2 cancellation of an off-site, outdoor event.

3 (p) An auction liquor license shall allow the licensee to  
4 sell and offer for sale at auction wine and spirits for use or  
5 consumption, or for resale by an Illinois liquor licensee in  
6 accordance with provisions of this Act. An auction liquor  
7 license will be issued to a person and it will permit the  
8 auction liquor licensee to hold the auction anywhere in the  
9 State. An auction liquor license must be obtained for each  
10 auction at least 14 days in advance of the auction date.

11 (q) A special use permit license shall allow an Illinois  
12 licensed retailer to transfer a portion of its alcoholic  
13 liquor inventory from its retail licensed premises to the  
14 premises specified in the license hereby created; to purchase  
15 alcoholic liquor from a distributor or importing distributor  
16 to be delivered directly to the location specified in the  
17 license hereby created; and to sell or offer for sale at  
18 retail, only in the premises specified in the license hereby  
19 created, the transferred or delivered alcoholic liquor for use  
20 or consumption, but not for resale in any form. A special use  
21 permit license may be granted for the following time periods:  
22 one day or less; 2 or more days to a maximum of 15 days per  
23 location in any 12-month period. An applicant for the special  
24 use permit license must also submit with the application proof  
25 satisfactory to the State Commission that the applicant will  
26 provide dram shop liability insurance to the maximum limits

1 and have local authority approval.

2 A special use permit license shall allow the holder to  
3 transfer any inventory from the holder's special use premises  
4 to its retail premises at the conclusion of the special use  
5 event or engage a distributor or importing distributor to  
6 transfer any inventory from the holder's special use premises  
7 to its retail premises at the conclusion of an off-site event,  
8 provided that the distributor or importing distributor issues  
9 bona fide charges to the special use permit licensee for fuel,  
10 labor, and delivery and the distributor or importing  
11 distributor collects payment from the retail licensee prior to  
12 the distributor or importing distributor transferring  
13 inventory to the retail premises.

14 Nothing in this Act prohibits a distributor or importing  
15 distributor from offering credit or a refund for unused,  
16 salable beer to a special use permit licensee or a special use  
17 permit licensee from accepting a credit or refund for unused,  
18 salable beer at the conclusion of the event specified in the  
19 license if: (i) the holder of the special use permit license  
20 has not transferred alcoholic liquor from its retail licensed  
21 premises to the premises specified in the special use permit  
22 license; (ii) the distributor or importing distributor offers  
23 the credit or refund for the unused, salable beer that it  
24 delivered to the premises specified in the special use permit  
25 license and not for any unused, salable beer that the  
26 distributor or importing distributor delivered to the

1 retailer's premises; and (iii) the unused, salable beer would  
2 likely spoil if transferred to the retailer premises.

3 (r) A winery shipper's license shall allow a person with a  
4 first-class or second-class wine manufacturer's license, a  
5 first-class or second-class wine-maker's license, or a limited  
6 wine manufacturer's license or who is licensed to make wine  
7 under the laws of another state to ship wine made by that  
8 licensee directly to a resident of this State who is 21 years  
9 of age or older for that resident's personal use and not for  
10 resale. Prior to receiving a winery shipper's license, an  
11 applicant for the license must provide the State Commission  
12 with a true copy of its current license in any state in which  
13 it is licensed as a manufacturer of wine. An applicant for a  
14 winery shipper's license must also complete an application  
15 form that provides any other information the State Commission  
16 deems necessary. The application form shall include all  
17 addresses from which the applicant for a winery shipper's  
18 license intends to ship wine, including the name and address  
19 of any third party, except for a common carrier, authorized to  
20 ship wine on behalf of the manufacturer. The application form  
21 shall include an acknowledgment ~~acknowledgement~~ consenting to  
22 the jurisdiction of the State Commission, the Illinois  
23 Department of Revenue, and the courts of this State concerning  
24 the enforcement of this Act and any related laws, rules, and  
25 regulations, including authorizing the Department of Revenue  
26 and the State Commission to conduct audits for the purpose of

1 ensuring compliance with Public Act 95-634, and an  
2 acknowledgment ~~acknowledgement~~ that the wine manufacturer is  
3 in compliance with Section 6-2 of this Act. Any third party,  
4 except for a common carrier, authorized to ship wine on behalf  
5 of a first-class or second-class wine manufacturer's licensee,  
6 a first-class or second-class wine-maker's licensee, a limited  
7 wine manufacturer's licensee, or a person who is licensed to  
8 make wine under the laws of another state shall also be  
9 disclosed by the winery shipper's licensee, and a copy of the  
10 written appointment of the third-party wine provider, except  
11 for a common carrier, to the wine manufacturer shall be filed  
12 with the State Commission as a supplement to the winery  
13 shipper's license application or any renewal thereof. The  
14 winery shipper's license holder shall affirm under penalty of  
15 perjury, as part of the winery shipper's license application  
16 or renewal, that he or she only ships wine, either directly or  
17 indirectly through a third-party provider, from the licensee's  
18 own production.

19 Except for a common carrier, a third-party provider  
20 shipping wine on behalf of a winery shipper's license holder  
21 is the agent of the winery shipper's license holder and, as  
22 such, a winery shipper's license holder is responsible for the  
23 acts and omissions of the third-party provider acting on  
24 behalf of the license holder. A third-party provider, except  
25 for a common carrier, that engages in shipping wine into  
26 Illinois on behalf of a winery shipper's license holder shall

1 consent to the jurisdiction of the State Commission and the  
2 State. Any third-party, except for a common carrier, holding  
3 such an appointment shall, by February 1 of each calendar year  
4 and upon request by the State Commission or the Department of  
5 Revenue, file with the State Commission a statement detailing  
6 each shipment made to an Illinois resident. The statement  
7 shall include the name and address of the third-party provider  
8 filing the statement, the time period covered by the  
9 statement, and the following information:

10 (1) the name, address, and license number of the  
11 winery shipper on whose behalf the shipment was made;

12 (2) the quantity of the products delivered; and

13 (3) the date and address of the shipment.

14 If the Department of Revenue or the State Commission requests  
15 a statement under this paragraph, the third-party provider  
16 must provide that statement no later than 30 days after the  
17 request is made. Any books, records, supporting papers, and  
18 documents containing information and data relating to a  
19 statement under this paragraph shall be kept and preserved for  
20 a period of 3 years, unless their destruction sooner is  
21 authorized, in writing, by the Director of Revenue, and shall  
22 be open and available to inspection by the Director of Revenue  
23 or the State Commission or any duly authorized officer, agent,  
24 or employee of the State Commission or the Department of  
25 Revenue, at all times during business hours of the day. Any  
26 person who violates any provision of this paragraph or any

1 rule of the State Commission for the administration and  
2 enforcement of the provisions of this paragraph is guilty of a  
3 Class C misdemeanor. In case of a continuing violation, each  
4 day's continuance thereof shall be a separate and distinct  
5 offense.

6 The State Commission shall adopt rules as soon as  
7 practicable to implement the requirements of Public Act 99-904  
8 and shall adopt rules prohibiting any such third-party  
9 appointment of a third-party provider, except for a common  
10 carrier, that has been deemed by the State Commission to have  
11 violated the provisions of this Act with regard to any winery  
12 shipper licensee.

13 A winery shipper licensee must pay to the Department of  
14 Revenue the State liquor gallonage tax under Section 8-1 for  
15 all wine that is sold by the licensee and shipped to a person  
16 in this State. For the purposes of Section 8-1, a winery  
17 shipper licensee shall be taxed in the same manner as a  
18 manufacturer of wine. A licensee who is not otherwise required  
19 to register under the Retailers' Occupation Tax Act must  
20 register under the Use Tax Act to collect and remit use tax to  
21 the Department of Revenue for all gallons of wine that are sold  
22 by the licensee and shipped to persons in this State. If a  
23 licensee fails to remit the tax imposed under this Act in  
24 accordance with the provisions of Article VIII of this Act,  
25 the winery shipper's license shall be revoked in accordance  
26 with the provisions of Article VII of this Act. If a licensee

1 fails to properly register and remit tax under the Use Tax Act  
2 or the Retailers' Occupation Tax Act for all wine that is sold  
3 by the winery shipper and shipped to persons in this State, the  
4 winery shipper's license shall be revoked in accordance with  
5 the provisions of Article VII of this Act.

6 A winery shipper licensee must collect, maintain, and  
7 submit to the State Commission on a semi-annual basis the  
8 total number of cases per resident of wine shipped to  
9 residents of this State. A winery shipper licensed under this  
10 subsection (r) must comply with the requirements of Section  
11 6-29 of this Act.

12 Pursuant to paragraph (5.1) or (5.3) of subsection (a) of  
13 Section 3-12, the State Commission may receive, respond to,  
14 and investigate any complaint and impose any of the remedies  
15 specified in paragraph (1) of subsection (a) of Section 3-12.

16 As used in this subsection, "third-party provider" means  
17 any entity that provides fulfillment house services, including  
18 warehousing, packaging, distribution, order processing, or  
19 shipment of wine, but not the sale of wine, on behalf of a  
20 licensed winery shipper.

21 (s) A craft distiller tasting permit license shall allow  
22 an Illinois licensed class 1 craft distiller or class 2 craft  
23 distiller to transfer a portion of its alcoholic liquor  
24 inventory from its class 1 craft distiller or class 2 craft  
25 distiller licensed premises to the premises specified in the  
26 license hereby created and to conduct a sampling, only in the

1 premises specified in the license hereby created, of the  
2 transferred alcoholic liquor in accordance with subsection (c)  
3 of Section 6-31 of this Act. The transferred alcoholic liquor  
4 may not be sold or resold in any form. An applicant for the  
5 craft distiller tasting permit license must also submit with  
6 the application proof satisfactory to the State Commission  
7 that the applicant will provide dram shop liability insurance  
8 to the maximum limits and have local authority approval.

9 (t) A brewer warehouse permit may be issued to the holder  
10 of a class 1 brewer license or a class 2 brewer license. If the  
11 holder of the permit is a class 1 brewer licensee, the brewer  
12 warehouse permit shall allow the holder to store or warehouse  
13 up to 930,000 gallons of tax-determined beer manufactured by  
14 the holder of the permit at the premises specified on the  
15 permit. If the holder of the permit is a class 2 brewer  
16 licensee, the brewer warehouse permit shall allow the holder  
17 to store or warehouse up to 3,720,000 gallons of  
18 tax-determined beer manufactured by the holder of the permit  
19 at the premises specified on the permit. Sales to  
20 non-licensees are prohibited at the premises specified in the  
21 brewer warehouse permit.

22 (u) A distilling pub license shall allow the licensee to  
23 only (i) manufacture up to 5,000 gallons of spirits per year  
24 only on the premises specified in the license, (ii) make sales  
25 of the spirits manufactured on the premises or, with the  
26 approval of the State Commission, spirits manufactured on

1 another distilling pub licensed premises that is wholly owned  
2 and operated by the same licensee to importing distributors  
3 and distributors and to non-licensees for use and consumption,  
4 (iii) store the spirits upon the premises, (iv) sell and offer  
5 for sale at retail from the licensed premises for off-premises  
6 consumption no more than 5,000 gallons per year so long as such  
7 sales are only made in-person, (v) sell and offer for sale at  
8 retail for use and consumption on the premises specified in  
9 the license any form of alcoholic liquor purchased from a  
10 licensed distributor or importing distributor, and (vi) with  
11 the prior approval of the State Commission, annually transfer  
12 no more than 5,000 gallons of spirits manufactured on the  
13 premises to a licensed distilling pub wholly owned and  
14 operated by the same licensee.

15 A distilling pub licensee shall not under any circumstance  
16 sell or offer for sale spirits manufactured by the distilling  
17 pub licensee to retail licensees.

18 A person who holds a class 2 craft distiller license may  
19 simultaneously hold a distilling pub license if the class 2  
20 craft distiller (i) does not, under any circumstance, sell or  
21 offer for sale spirits manufactured by the class 2 craft  
22 distiller to retail licensees; (ii) does not hold more than 3  
23 distilling pub licenses in this State; (iii) does not  
24 manufacture more than a combined 100,000 gallons of spirits  
25 per year, including the spirits manufactured at the distilling  
26 pub; and (iv) is not a member of or affiliated with, directly

1 or indirectly, a manufacturer that produces more than 100,000  
2 gallons of spirits per year or any other alcoholic liquor.

3 (v) A craft distiller warehouse permit may be issued to  
4 the holder of a class 1 craft distiller or class 2 craft  
5 distiller license. The craft distiller warehouse permit shall  
6 allow the holder to store or warehouse up to 500,000 gallons of  
7 spirits manufactured by the holder of the permit at the  
8 premises specified on the permit. Sales to non-licensees are  
9 prohibited at the premises specified in the craft distiller  
10 warehouse permit.

11 (w) A beer showcase permit license shall allow an  
12 Illinois-licensed distributor to transfer a portion of its  
13 beer inventory from its licensed premises to the premises  
14 specified in the beer showcase permit license, and, in the  
15 case of a class 3 brewer, transfer only beer the class 3 brewer  
16 manufactures from its licensed premises to the premises  
17 specified in the beer showcase permit license; and to sell or  
18 offer for sale at retail, only in the premises specified in the  
19 beer showcase permit license, the transferred or delivered  
20 beer for on or off premise consumption, but not for resale in  
21 any form and to sell to non-licensees not more than 96 fluid  
22 ounces of beer per person. A beer showcase permit license may  
23 be granted for the following time periods: one day or less; or  
24 2 or more days to a maximum of 15 days per location in any  
25 12-month period. An applicant for a beer showcase permit  
26 license must also submit with the application proof

1 satisfactory to the State Commission that the applicant will  
2 provide dram shop liability insurance to the maximum limits  
3 and have local authority approval. The State Commission shall  
4 require the beer showcase applicant to comply with Section  
5 6-27.1.

6 (x) A vintage distilled spirits license may be issued to a  
7 retail licensee as a supplement to the retail license. A  
8 vintage distilled spirits license shall allow the licensee to  
9 purchase vintage distilled spirits from a vintage distilled  
10 spirits seller in accordance with Section 6-40 and to sell  
11 vintage distilled spirits in accordance with Section 6-40.

12 (Source: P.A. 101-16, eff. 6-14-19; 101-31, eff. 6-28-19;  
13 101-81, eff. 7-12-19; 101-482, eff. 8-23-19; 101-517, eff.  
14 8-23-19; 101-615, eff. 12-20-19; 101-668, eff. 1-1-22;  
15 102-442, eff. 8-20-21; 102-1142, eff. 2-17-23; revised  
16 7-2-25.)

17 (235 ILCS 5/5-3) (from Ch. 43, par. 118)

18 Sec. 5-3. License fees. Except as otherwise provided  
19 herein, at the time application is made to the State  
20 Commission for a license of any class, the applicant shall pay  
21 to the State Commission the fee hereinafter provided for the  
22 kind of license applied for.

23 The fee for licenses issued by the State Commission shall  
24 be as follows:

25 Online Initial

1		renewal	license
2			or
3			non-online
4			renewal
5	For a manufacturer's license:		
6	Class 1. Distiller .....	\$4,000	\$5,000
7	Class 2. Rectifier .....	4,000	5,000
8	Class 3. Brewer .....	1,200	1,500
9	Class 4. First-class Wine		
10	Manufacturer .....	750	900
11	Class 5. Second-class		
12	Wine Manufacturer.....	1,500	1,750
13	Class 6. First-class wine-maker ....	750	900
14	Class 7. Second-class wine-maker ..	1,500	1,750
15	Class 8. Limited Wine		
16	Manufacturer .....	250	350
17	Class 9. Craft Distiller .....	2,000	2,500
18	Class 10. Class 1 Craft Distiller ..	50	75
19	Class 11. Class 2 Craft Distiller ..	75	100
20	Class 12. Class 1 Brewer .....	50	75
21	Class 13. Class 2 Brewer .....	75	100
22	Class 14. Class 3 Brewer .....	25	50
23	For a Brew Pub License .....	1,200	1,500
24	For a Distilling Pub License .....	1,200	1,500
25	For a caterer retailer's license ..	350	500
26	For a foreign importer's license ..	25	25

1	For an importing distributor's		
2	license.....	25	25
3	For a distributor's license		
4	(11,250,000 gallons		
5	or over) .....	1,450	2,200
6	For a distributor's license		
7	(over 4,500,000 gallons, but		
8	under 11,250,000 gallons) .....	950	1,450
9	For a distributor's license		
10	(4,500,000 gallons or under) ..	300	450
11	For a non-resident dealer's license		
12	(500,000 gallons or over)		
13	or with self-distribution		
14	privileges .....	1,200	1,500
15	For a non-resident dealer's license		
16	(under 500,000 gallons) .....	250	350
17	For a wine-maker's premises		
18	license.....	250	500
19	For a winery shipper's license		
20	(under 250,000 gallons) .....	200	350
21	For a winery shipper's license		
22	(250,000 or over, but		
23	under 500,000 gallons) .....	750	1,000
24	For a winery shipper's license		
25	(500,000 gallons or over) .....	1,200	1,500
26	For a wine-maker's premises		

1	license, second location .....	500	1,000
2	For a wine-maker's premises		
3	license, third location.....	500	1,000
4	For a retailer's license .....	600	750
5	For a special event retailer's		
6	license, (not-for-profit).....	25	25
7	For a beer showcase permit,		
8	one day only .....	100	150
9	2 days or more .....	150	250
10	For a special use permit license,		
11	one day only .....	100	150
12	2 days or more .....	150	250
13	For a railroad license .....	100	150
14	For a boat license .....	500	1,000
15	For an airplane license, times the		
16	licensee's maximum number of		
17	aircraft in flight, serving		
18	liquor over the State at any		
19	given time, which either		
20	originate, terminate, or make		
21	an intermediate stop in		
22	the State.....	100	150
23	For a non-beverage user's license:		
24	Class 1 .....	24	24
25	Class 2 .....	60	60
26	Class 3 .....	120	120

1	Class 4 .....	240	240
2	Class 5 .....	600	600
3	For a broker's license .....	750	1,000
4	For an auction liquor license .....	100	150
5	For a homebrewer special		
6	event permit .....	25	25
7	For a craft distiller		
8	tasting permit .....	25	25
9	For a BASSET trainer license .....	300	350
10	For a tasting representative		
11	license.....	200	300
12	For a brewer warehouse permit .....	25	25
13	For a craft distiller		
14	warehouse permit .....	25	25
15	<u>For a vintage distilled</u>		
16	<u>spirits license.....</u>	<u>300</u>	<u>300</u>

17 Fees collected under this Section shall be paid into the  
 18 Dram Shop Fund. The State Commission shall waive license  
 19 renewal fees for those retailers' licenses that are designated  
 20 as "1A" by the State Commission and expire on or after July 1,  
 21 2022, and on or before June 30, 2023. One-half of the funds  
 22 received for a retailer's license shall be paid into the Dram  
 23 Shop Fund and one-half of the funds received for a retailer's  
 24 license shall be paid into the General Revenue Fund.

25 No fee shall be paid for licenses issued by the State  
 26 Commission to the following non-beverage users:

1 (a) Hospitals, sanitariums, or clinics when their use  
2 of alcoholic liquor is exclusively medicinal, mechanical,  
3 or scientific.

4 (b) Universities, colleges of learning, or schools  
5 when their use of alcoholic liquor is exclusively  
6 medicinal, mechanical, or scientific.

7 (c) Laboratories when their use is exclusively for the  
8 purpose of scientific research.

9 (Source: P.A. 102-442, eff. 8-20-21; 102-558, eff. 8-20-21;  
10 102-699, eff. 4-19-22; 102-1142, eff. 2-17-23; 103-154, eff.  
11 6-30-23; 103-605, eff. 7-1-24.)

12 (235 ILCS 5/6-40 new)

13 Sec. 6-40. Vintage distilled spirits sales.

14 (a) As used in this Section:

15 "Vintage distilled spirits" means a private selection  
16 package or a package or packages of distilled spirits that (i)  
17 are in their original manufacturer's unopened container, (ii)  
18 are not owned by a distillery, and (iii) are not otherwise  
19 available for purchase from a licensed wholesaler within this  
20 State.

21 "Vintage distilled spirits seller" means a non-licensed  
22 person at least 21 years of age who is:

23 (1) an administrator, executor, receiver, or other  
24 fiduciary who receives and sells vintage distilled spirits  
25 in execution of the person's fiduciary capacity;

1           (2) a creditor who receives or takes possession of  
2           vintage distilled spirits as security for, or in payment  
3           of, debt, in whole or in part;

4           (3) a public officer or court official who levies on  
5           vintage distilled spirits under order or process of any  
6           court or magistrate to sell the vintage distilled spirits  
7           in satisfaction of the order or process; or

8           (4) any other person not engaged in the business of  
9           selling alcoholic beverages.

10          (b) A vintage distilled spirits license may be issued as a  
11          supplementary license to a retail licensee.

12          (c) A vintage distilled spirits licensee shall file a  
13          monthly report with the State Commission, which shall be  
14          established and maintained by the State Commission, using a  
15          form prescribed by the State Commission that includes the  
16          following information:

17               (1) the number of vintage distilled spirits packages  
18               purchased in the preceding 30 days in total, with each  
19               purchase matched to the individual from whom the vintage  
20               distilled spirits were purchased;

21               (2) the date of each purchase;

22               (3) the name, address, and phone number of each  
23               individual from whom vintage distilled spirits were  
24               purchased;

25               (4) a detailed description of the vintage distilled  
26               spirits purchased, including the brand name and the size

1 of the packages; and

2 (5) the number of vintage distilled spirits packages  
3 that the licensee has previously purchased from the same  
4 individual and the dates of those purchases.

5 (d) Vintage distilled spirits licensees shall purchase all  
6 vintage distilled spirits in person at their licensed  
7 premises, and at the time of purchase, the vintage distilled  
8 spirits licensee shall immediately place a conspicuous  
9 sticker, not readily removable, on the bottle or container  
10 that states "Vintage Distilled Spirit."

11 (e) Vintage distilled spirits may be resold only by the  
12 drink by a vintage distilled spirits licensee with an  
13 on-premises retail license and by the package by a vintage  
14 distilled spirits licensee with an off-premises retail  
15 license.

16 (f) A vintage distilled spirits licensee shall not  
17 purchase more than 24 vintage distilled spirits packages from  
18 any single vintage distilled spirits seller in any given  
19 12-month period.

20 (g) A vintage distilled spirits seller shall not sell more  
21 than 24 vintage distilled spirits packages to any single or  
22 combination of vintage distilled spirits licensees in any  
23 given 12-month period. A vintage distilled spirits seller who  
24 violates this subsection shall be subject to a fine of \$500 for  
25 a first offense, \$2,500 for a second offense, and \$5,000 for a  
26 third or subsequent offense.