



STATE OF INDIANA

ALCOHOL AND TOBACCO COMMISSION

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SUPPLEMENT FOR DIRECT WINE SELLER'S PERMIT APPLICATION

State Form 54364 (R / 7-15)

Approved by the State Board of Accounts, 2015

The applicant, _____, seeks a Direct Wine Seller's Permit under Indiana Code 7.1-3-26. The applicant certifies that the applicant is in compliance with the following terms and conditions:

1. Is domiciled and has its principal place of business in the United States;
2. Is engaged in the manufacture of wine;
3. Holds and acts within the scope of authority of an alcoholic beverage license or permit to manufacture wine that is required by Indiana or the state in which the applicant is domiciled and by the Tax and Trade Bureau of the United States Department of the Treasury;
4. Qualifies with the Indiana Secretary of State to do business in Indiana;
5. Consents to the personal jurisdiction of the Indiana Alcohol & Tobacco Commission and the Indiana courts; and
6. Has not distributed wine through a wine wholesaler in Indiana within the one hundred twenty (120) days immediately preceding the applicant's initial application for a direct wine seller's permit **or** the applicant has operated as a farm winery under IC 7.1-3-12.

The applicant anticipates direct shipping the following amount during the permit year:

- ☐ Up to 9,000 liters of wine (\$100 permit fee)
 - ☐ Up to 18,000 liters of wine (\$200 permit fee)
 - ☐ Up to 27,000 liters of wine (\$300 permit fee)
 - ☐ Up to 36,000 liters of wine (\$400 permit fee)
 - ☐ Up to 45,000 liters of wine (\$500 permit fee)
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The applicant understands that the following is required for the direct shipment of wine:

1. The consumer must provide:
 - a. The consumer's name;
 - b. A valid delivery address and telephone number; and
 - c. Proof of age by a state government issued or federal government issued identification card showing the consumer to be at least twenty-one (21) years of age. The proof under this clause may be evidenced:
 - i. In person;
 - ii. By a photocopy or facsimile copy that is mailed or electronically transmitted copy;
 - iii. By a computer scanned, electronically transmitted copy; or
 - iv. Through an age verification service used by the direct wine seller.

2. The direct wine seller must:

- a. Maintain records of direct wine sales for two (2) years;
- b. Stamp, print, or label on the outside of the shipping container the following: "CONTAIN WINE. SIGNATURE OF PERSON AGE 21 OR OLDER REQUIRED FOR DELIVERY."
- c. Cause the wine to be delivered by the holder of a valid carrier's alcoholic beverage permit under IC 7.1-3-18.
- d. Direct the carrier to verify that the individual personally receiving the wine shipment is at least twenty-one (21) years of age.
- e. Not ship to any consumer more than two hundred sixteen (216) liters of wine in any calendar year.
- f. Remit to the department of state revenue monthly all Indiana excise, sales, and use taxes on the shipments made into Indiana by the direct wine seller during the previous month.
- g. Ships to a consumer in Indiana only wine manufactured, produced, or bottled by the applicant.
- h. Not ship in or into Indiana more than 45,000 liters of wine during a permit year.

I have read and understand the requirements for the direct shipment of wine.

Initial

The applicant swears or affirms under the pains of perjury that the foregoing along with any attachments are true and correct. I UNDERSTAND THAT IT IS A FELONY TO MISREPRESENT OR FALSIFY ANY PORTION OF THIS APPLICATION OR ATTACHED DOCUMENTS.

Signature of Applicant

Date (month, day, year)

Name of Applicant _____

Doing Business As (d/b/a): _____

Address (*number and street*): _____

City, State, and ZIP code: _____

Telephone Number: _____