

The Kansas Department of Agriculture is devoted to the total support of agriculture in Kansas. While we must fulfill our statutory obligations, the department is dedicated to providing support and assistance to make Kansas farms, ranches and agribusinesses successful and help them grow if that is their desire. We also work each day to encourage more farms, ranches and other agriculture business to expand in or relocate to Kansas. This checklist will help guide you through various resources and requirements for opening and operating a typical Kansas farm winery. In addition to license requirements by the Kansas Department of Agriculture, other Kansas agencies as well as local or federal government agencies may have regulatory requirements to follow. Contact your local planning authority to ensure you follow all local business development laws, rules, regulations and guidelines. This guide is designed to make it easier for you as you work to build and operate a successful farm winery in Kansas.

✓	Department	Description	Renewal
	Kansas Small Business Development Center (KSBDC)*	The KSBDC is a network of service centers located throughout Kansas offering business consulting to small businesses. Call 800-452-6727 for more information.	Prior to starting
	Kansas Business Center*	The Kansas Business Center is a resource for information, filings, and personal assistance to start or maintain a Kansas business. Call 877-521-8600 for more details.	Prior to starting
	Office of the Secretary of State	Complete the appropriate business entity filings and forms required by the Kansas Secretary of State. Call 785-296-4564 for more information.	Prior to starting
	Department of Revenue	Visit the Department of Revenue website to find important business tax information . Call 785-368-8222 for more information.	Prior to starting
	Office of the State Fire Marshall (OSFM)	OSFM may need to approve the building for Life Safety Compliance. To determine all requirements, call 785-296-3401 and ask for the Prevention Division.	Prior to starting
	U.S. Food and Drug Administration (FDA)	Owners, operators, or agents in charge of domestic or foreign facilities that manufacture/process, pack, or hold food for consumption, including alcoholic beverages, in the United States are required to register the facility with the FDA. Login and create an account to register a food facility .	Prior to starting
	Department of Agriculture, Food Safety & Lodging	If the winery offers more than samples of food or wine, charges for food or wine, or sells unpackaged food or food that requires temperature control for safety, a Food Establishment License is required. A Food Processing or Storage License is required if food is processed beyond what is allowed by the Alcohol Beverage Control Farm Winery License. Contact the Food Safety and Lodging Program at 785-564-6767 or FSL@kda.ks.gov for more information.	Prior to opening, April 1 Renewal
	Department of Agriculture, Weights and Measures	No license is needed from Weights and Measures, but a farm winery with scales must hire a licensed service company to test the scales once annually if the scales are utilized for any commercial transaction. Visit the Weights & Measures website for more information, or call 785-564-6681.	Annual service
	K-State Research and Extension, Kansas Value Added Foods Lab*	The lab staff offers food-related businesses, processors and entrepreneurs numerous services . For the full list of services and pricing refer to the Fees and Information (Kansas only). Call 785-532-1668 for more information, or email kvafnl@ksu.edu .	For each new product
	Department of Agriculture, Agricultural Marketing, Advocacy and Outreach*	<i>From the Land of Kansas</i> is a voluntary trademark program that helps promote and identify Kansas agricultural products to consumers. Register the farm winery for membership with <i>From the Land of Kansas</i> . For more information, visit From the Land of Kansas online, or call 785-564-6759.	Annual Renewal
	Kansas Department of Revenue, Alcoholic Beverage Control (ABC)	Farm wineries should consult the Farm Winery License webpage for information and application forms. A minimum of 30% of the agricultural products used to make the wine must be grown in Kansas. Consult the Handbook for Farm Wineries and other reference guides for additional information. For more information, contact ABC at 785-296-7015.	Prior to opening, Biannual Renewal
	U.S. Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau (TTB)	Wineries should complete the Application for Basic Permit for the production or blending of wine, and the Alcohol Dealer Registration prior to application with the Kansas Department of Revenue, Alcoholic Beverage Control. Consult the TTB website for more information and requirements, or to apply online .	Prior to opening, July 1 if change in business

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	Department of Agriculture, Agricultural Commodities Assurance Program (ACAP)	The sale of commercial feed in Kansas requires a commercial license for each manufacturing facility located in the state. An exemption exists for distiller's wet grains consisting of more than 60% water. Review the Distiller's Wet Grains Exemption Information Sheet for details on how to obtain the exemption. For more information, contact ACAP at 785-564-6685.	Prior to the sale of feed
	Department of Health and Environment, Bureau of Waste Management	Facilities producing specialized organic waste may compost or apply this material to the land. Composting facilities less than one-half acre must register with KDHE, and facilities greater than one-half acre must obtain a permit . A permit must also be obtained to apply organic waste to land. For more information, review the KDHE Solid Waste webpage, or call 785-296-2751.	Prior to composting or land application
	Department of Health and Environment, Bureau of Water, Public Water Supply & Geology Sections	If the facility will not utilize a municipal public water supply or rural water supply as the source of drinking water and the facility will serve 25 people or more per day, 60 or more days per year, it will be considered a public water supply subject to State/Federal drinking water requirements. Contact the KDHE Public Water Supply Section at 785-296-5514. Water wells shall be constructed by Kansas-licensed water well contractors. There are special construction requirements for water wells, serving public water supplies. Contact the KDHE Geology Section at 785-296-5560 for more information.	Prior to construction
	Department of Health and Environment, Bureau of Water, Municipal Program Section	If the facility will employ an on-site wastewater treatment system rather than utilize a municipal sanitary sewer for handling and disposal of sewage from the facility, contact the KDHE Municipal Program Section at 785-296-5527 for construction and permitting requirements.	Prior to construction
	Department of Health and Environment, Bureau of Environmental Remediation, Storage Tank Section	Entities operating their own fuel tanks may be required to registered with KDHE. Review information about aboveground storage tanks (AST) and underground storage tanks (UST) . Review the KDHE Storage Tank Section website for further information, or call 785-296-1678 for permitting information. *The Kansas Small Business Environmental Assistance Program (SBEAP) has AST program highlights and registration requirements in addition to assistance with UST inventory control .	Prior to installing tanks, Annual Renewal August 1
	Department of Health and Environment, Bureau of Air	Gasoline dispensing facilities are subject to federal air regulation. A guidance document is available to assist in determining regulator requirements. Contact the KDHE, Bureau of Air , at 785-296-1570 for additional information.	Prior to dispensing fuel

Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502
Phone: (785) 564-6700
Email: ksag@kda.ks.gov
Website: <http://agriculture.ks.gov>

This guide is for informational purposes only. It is not intended to be an exhaustive list of requirements for operating a Kansas agribusiness entity. Please contact the appropriate agencies or organizations for specific requirements applicable to your business.

** Indicates that the information listed is merely a useful resource and not a requirement for operating the business*

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