

§1402-A. Samples of products

A person licensed as a manufacturer of malt liquor or wine under section 1355-A or licensed as a wholesaler may give a retail licensee samples of products under the following conditions: [PL 2015, c. 386, §1 (AMD).]

1. Invoice required. The products must be accompanied by an invoice; [PL 1997, c. 228, §1 (NEW).]

2. Product registered. The product must be registered with the bureau and clearly labeled as a sample; [PL 1997, c. 228, §1 (NEW).]

3. Taxes paid. Taxes must be paid on each item; [PL 1997, c. 228, §1 (NEW).]

3-A. Partial-bottle wine samples. Bottles of wine designated for partial-bottle sampling must be properly sealed between samplings. Partial-bottle wine samples may be provided only on the premises of a retailer licensed to sell wine for on-premises or off-premises consumption to the owner or a supervisory or managerial employee of the retailer; [PL 2021, c. 658, §238 (AMD).]

4. Full-bottle samples. The maximum amount of unopened full-bottle samples given to a retail licensee may not exceed 18 gallons of malt liquor and 18 liters of wine annually. A full-bottle sample is an unopened bottle of wine or malt liquor given to a retail licensee, which may be consumed by a retail licensee on or off the premises; [PL 2021, c. 658, §239 (AMD).]

4-A. Prohibited recipients. Malt liquor or wine samples authorized under this section may not be provided to a person who is a minor or who is visibly intoxicated; and [PL 2021, c. 658, §240 (NEW).]

5. Samples removed. [PL 2011, c. 629, §28 (RP).]

6. Records maintained. Records must be maintained for a 2-year period by the licensee giving or receiving samples. [PL 1997, c. 228, §1 (NEW).]

SECTION HISTORY

PL 1997, c. 228, §1 (NEW). PL 2003, c. 69, §§1,2 (AMD). PL 2011, c. 629, §§25-28 (AMD). PL 2015, c. 386, §1 (AMD). PL 2017, c. 35, §1 (AMD). PL 2021, c. 658, §§238-240 (AMD).

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