

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 620

H.P. 469

House of Representatives, February 8, 2007

An Act Relating to Liquor Samples

Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative PATRICK of Rumford.
Cosponsored by Senator MITCHELL of Kennebec and
Representatives: CHASE of Wells, JACKSON of Allagash, ROSEN of Bucksport,
THERIAULT of Madawaska, TUTTLE of Sanford, WHEELER of Kittery, Senators:
HASTINGS of Oxford, TURNER of Cumberland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 28-A MRSA §1504** is enacted to read:

3 **§1504. Samples of products**

4 A person licensed under section 1502 as a sales representative for a distilled spirits
5 manufacturer or supplier may give a retail licensee samples of distilled spirits under the
6 following conditions.

7 **1. Invoice required.** The distilled spirits must be accompanied by an invoice.

8 **2. Product registered.** The distilled spirits must be listed by the commission for
9 sale in this State and clearly labeled as a sample.

10 **3. Taxes paid.** Taxes must be paid on each item and the distilled spirits must be
11 purchased from the State's wholesale liquor provider.

12 **4. Sampling record.** The sales representative who provides the sample shall
13 maintain a log stating the names of the retail licensees who sampled the distilled spirits
14 and the amount sampled.

15 **5. Maximum sample.** The maximum amount of samples of distilled spirits given to
16 a retail licensee may not exceed 3 liters per year, and samples must be provided in the
17 smallest container size available for sale in this State and may not exceed one liter.

18 **6. Samples removed.** Distilled spirits samples given to an off-premises retailer
19 must be removed from the premises to be sampled.

20 **7. Records maintained.** Records of samples given or received under this section
21 must be maintained for a 2-year period by the retail licensee giving or receiving samples.

22 **SUMMARY**

23 This bill allows a sales representative for a distilled spirits manufacturer or supplier to
24 give a retail licensee samples of distilled spirits.