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Legislative Document

No. 1826

S.P. 616

In Senate, June 3, 2019

An Act To Update the Laws Relating to Liquor Licensing and Enforcement

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator LUCHINI of Hancock.

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

2 **Sec. 1. 28-A MRSA §2, sub-§29-A**, as enacted by PL 2005, c. 390, §1, is
3 amended to read:

4 **29-A. Small distillery.** "Small distillery" means a distiller that produces ~~distilled~~
5 spirits in an amount that does not exceed 50,000 gallons per year.

6 **Sec. 2. 28-A MRSA §2, sub-§31**, as amended by PL 2017, c. 301, §2, is further
7 amended to read:

8 **31. Spirits.** "Spirits" means any liquor produced by distillation or, if produced by
9 any other process, strengthened or fortified by the addition of ~~distilled~~ spirits of any kind.
10 "Spirits" does not include low-alcohol spirits products or fortified wine. Beginning July
11 1, 2019, "spirits" does not mean an additive or flavoring, such as an extract or
12 concentrate, that:

- 13 A. Contains alcohol;
- 14 B. Is not intended to be consumed alone as a beverage or a food product but serves
15 as a flavor enhancement to a beverage or a food product; and
- 16 C. Is not subject to excise tax under chapter 65.

17 **Sec. 3. 28-A MRSA §83-C, sub-§9**, as enacted by PL 2013, c. 476, Pt. A, §9, is
18 amended to read:

19 **9. Report on expenditures.** Report annually on expenditures and investments made
20 by the bureau, including, but not limited to, reductions in the ~~list~~ retail price at which
21 spirits are sold and incentives offered to agency liquor stores, to the joint standing
22 committee of the Legislature having jurisdiction over appropriations and financial affairs
23 and the joint standing committee of the Legislature having jurisdiction over alcoholic
24 beverage matters. The report must include the impact of those spending initiatives on the
25 number of cases of spirits sold in the State and on sales of spirits generally.

26 **Sec. 4. 28-A MRSA §453, sub-§2-C, ¶A**, as amended by PL 2017, c. 167, §4, is
27 further amended to read:

28 A. If the applicant has previously held a license to sell malt liquor and wine for off-
29 premises consumption, the applicant was not found by the District Court to have
30 committed a violation of any provision of this Title or rule of the bureau within the
31 last year;

32 **Sec. 5. 28-A MRSA §460, sub-§1**, as repealed and replaced by PL 2015, c. 329,
33 Pt. D, §1 and affected by §4, is amended to read:

34 **1. Taste testing on agency liquor store premises.** Subject to the conditions in
35 subsection 2, the bureau may authorize an agency liquor store stocking at least 200
36 different codes of ~~distilled~~ spirits products to conduct taste testing of ~~distilled~~ spirits on
37 that licensee's premises. An agency liquor store may request authority to conduct a taste
38 testing using forms prescribed by the bureau. The request must indicate if a sales

1 representative licensed under section 1502 will be pouring or providing samples, or both,
2 for taste testing and verification that the sales representative has successfully completed
3 an alcohol server education course approved by the commissioner. Any other
4 consumption of ~~alcoholic beverages~~ liquor on an agency liquor store's premises is
5 prohibited, except as permitted under section 1205 or 1207.

6 **Sec. 6. 28-A MRSA §460, sub-§2, ¶¶A to E**, as enacted by PL 2009, c. 459, §1,
7 are amended to read:

8 A. ~~Distilled spirits~~ Spirits may not be served to persons who have not yet attained 21
9 years of age.

10 B. A person may not be served more than a total of 1 1/2 ounces, in 1/2 ounce
11 servings, of ~~distilled~~ spirits having an alcohol content of 80 proof or less; or, for
12 ~~distilled~~ spirits containing an alcohol content of greater than 80 proof, a person may
13 not be served more than a total of 3/4 of an ounce in 1/4 ounce servings.

14 C. ~~Distilled spirits~~ Spirits must be dispensed using a standard measuring device.

15 D. ~~Distilled spirits~~ Spirits having an alcohol content of greater than 80 proof may not
16 be offered for tasting at the same time as ~~distilled~~ spirits having an alcohol content of
17 80 proof or less.

18 E. A person may not be charged a fee for any ~~distilled~~ spirits served as part of a
19 taste-testing activity.

20 **Sec. 7. 28-A MRSA §460, sub-§2, ¶M-1**, as enacted by PL 2015, c. 184, §3, is
21 amended to read:

22 M-1. ~~Distilled spirits~~ Spirits served at a taste testing must be provided by the agency
23 liquor store or purchased, at the retail ~~list~~ price, by a licensed sales representative
24 participating in the taste testing from existing stock available for purchase at the
25 agency liquor store.

26 **Sec. 8. 28-A MRSA §606, sub-§1**, as amended by PL 2013, c. 368, Pt. V, §35, is
27 further amended to read:

28 **1. Purchase of liquor.** Subject to the restrictions provided in subsection 1-A, a
29 person licensed to sell spirits ~~and fortified wine~~ must purchase spirits ~~and fortified wine~~
30 from an agency liquor store. This subsection does not apply to public service
31 corporations operating interstate.

32 **Sec. 9. 28-A MRSA §606, sub-§1-A, ¶A**, as amended by PL 2013, c. 476, Pt. A,
33 §19, is further amended to read:

34 A. The sale price of spirits sold by a reselling agent to an establishment licensed for
35 on-premises consumption must ~~equal~~ be the retail price established by the
36 commission or the discounted retail price established by the bureau in accordance
37 with subsection 1-C.

38 **Sec. 10. 28-A MRSA §606, sub-§1-C**, as amended by PL 2013, c. 476, Pt. A,
39 §20, is further amended to read:

1 **1-C. Price of state spirits sales to agency liquor stores.** The bureau may offer
2 discounts below the ~~list~~ retail price set by the commission on spirits sold to agency liquor
3 stores.

4 **Sec. 11. 28-A MRSA §606, sub-§4-A,** as enacted by PL 2013, c. 269, Pt. A, §8
5 and amended by c. 368, Pt. V, §61, is further amended to read:

6 **4-A. Discount rates for agency liquor stores; rulemaking.** Beginning July 1,
7 2014, the bureau shall set the price of spirits at a minimum discount of 12% of the ~~list~~
8 retail price. The bureau may establish discount rates greater than 12%, including
9 graduated discount rates, but those discount rates must be established by rules that ensure
10 that any graduated discount rate is structured in a way that does not adversely affect
11 agency liquor stores that stock a low level of inventory. Rules adopted pursuant to this
12 subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

13 **Sec. 12. 28-A MRSA §708, sub-§7,** as amended by PL 2009, c. 504, §1, is
14 further amended to read:

15 **7. Instant marketing promotions.** A ~~The bureau,~~ a manufacturer or supplier of
16 spirits listed for sale by the commission may offer monetary rebates in the form of instant
17 redeemable coupons attached to the spirits product as approved by the commission in
18 accordance with conditions or rules established by the commission. Agency store
19 licensees may redeem the coupons only upon proof of purchase and in accordance with
20 the terms listed on the coupon. Instant redeemable coupons included with a spirits
21 product must be inserted in the package by the manufacturer or attached to the package
22 by the manufacturer, manufacturer's agent or manufacturer's sales representative. Instant
23 redeemable coupons provided by the manufacturer's agent or manufacturer's sales
24 representative must be made available to all agency store licensees electing to offer the
25 coupon in an amount equal to the agency store's inventory of spirits products that are
26 subject to the coupon promotion. ~~Instant redeemable coupons attached to spirits sold to~~
27 ~~on-premise retail licensees by reselling agents are for the benefit of the on-premise retail~~
28 ~~licensee.~~ The bureau may offer instant redeemable coupons to consumers through its
29 publicly accessible website or other digital media platforms. An instant redeemable
30 coupon ~~attached to a~~ used in a manner provided in this subsection for a spirits product
31 sold by an agency store licensee to a consumer is for the benefit of the consumer who
32 purchases the spirits product.

33 **Sec. 13. 28-A MRSA §708-C,** as amended by PL 2017, c. 347, §2, is further
34 amended to read:

35 **§708-C. Donations to public broadcasting stations, incorporated civic organizations**
36 **and national organizations**

37 **1. Donations for an auction or award.** A person licensed by the bureau under
38 section 1355-A, a certificate of approval holder, a manufacturer or supplier of ~~distilled~~
39 spirits or a wholesaler may donate a certificate to purchase its product or donate its
40 product to a public broadcasting station, an incorporated civic organization or a similarly
41 purposed national organization designated by the United States Internal Revenue Service
42 under the United States Internal Revenue Code of 1986, Section 501(c)(3) for the purpose

1 of an auction or to offer as a prize, gift or award in conjunction with efforts to support the
2 purposes of the incorporated civic organization, similarly purposed organization or public
3 broadcasting station. Spirits donated in accordance with this subsection must be listed by
4 the commission for sale in this State, clearly labeled as a donation and purchased from the
5 State's wholesale liquor provider at ~~list~~ the wholesale price. A person authorized to make
6 a donation in accordance with this subsection shall maintain a record of each donation,
7 including the value of the donation and the date on which it was made. A recipient of a
8 donation under this subsection must be 21 years of age or older.

9 **2. Donations for consumption at on-premises events.** A person licensed by the
10 bureau under section 1355-A, a certificate of approval holder, a manufacturer or supplier
11 of spirits or a wholesaler may donate its product or provide malt liquor, wine, spirits or
12 fortified wine at a reduced price to a person licensed by the bureau to serve ~~alcoholic~~
13 ~~beverages~~ liquor for on-premises consumption at an event designed to benefit an
14 incorporated civic organization or a similarly purposed national organization designated
15 by the United States Internal Revenue Service under the United States Internal Revenue
16 Code of 1986, Section 501(c)(3). ~~Spirits donated in accordance with this subsection must~~
17 ~~have first been sold to the State or the State's contracted wholesaler for listing, pricing~~
18 ~~and distribution in accordance with this Title.~~ Spirits donated in accordance with this
19 subsection must be listed by the commission for sale in this State, clearly labeled as a
20 donation and purchased from the State's wholesale liquor provider at the wholesale price.
21 A person authorized to make a donation or offer its product at a reduced price under this
22 subsection shall maintain a record of the products donated or offered, including the value
23 of each, the reduced price when applicable and the date on which the product was
24 provided. All applicable excise taxes on donated malt liquor, wine, spirits and fortified
25 wine must be remitted as required by this Title. A licensee provided product in
26 accordance with this subsection:

- 27 A. Shall maintain a record of each product received and the date on which it was
28 received;
- 29 B. Shall maintain a record of the name of the incorporated civic organization or
30 similarly purposed national organization the event was designed to benefit and for
31 which the product is provided;
- 32 C. Shall ensure that the product provided is served only at the event designed to
33 benefit the incorporated civic organization or similarly purposed national
34 organization;
- 35 D. Shall ensure that excess product that was donated for the event is returned to the
36 donor within a reasonable period after the event; and
- 37 E. Shall ensure that containers holding donated product are returned to the donor for
38 recycling as appropriate and not presented for redemption under Title 32, chapter 28.

39 **Sec. 14. 28-A MRSA §710, sub-§1,** as amended by PL 2013, c. 207, §1, is
40 further amended to read:

41 **1. Advertising outside of licensed premises.** A person, except wholesale licensees
42 and certificate of approval holders, may not advertise or permit to be advertised, by more

1 than 2 5 signs, on the outside of any licensed premises, or on any building, ground or
2 premises under that person's control and contiguous or adjacent to the licensed premises:

3 A. The fact that the licensee has liquor or any brand of liquor for sale;

4 B. The price at which liquor is sold by the licensee; or

5 C. Any other advertisement that indicates any reference to liquor.

6 For agency liquor stores, ~~one~~ 2 of the 2 5 signs permitted by this subsection ~~is an~~ are
7 agency liquor store ~~sign~~ signs as described by rule.

8 **Sec. 15. 28-A MRSA §1012, sub-§6, ¶C**, as enacted by PL 2009, c. 458, §2, is
9 amended to read:

10 C. A minibar may be stocked with beer, wine and ~~distilled~~ spirits as well as other
11 complementary merchandise;

12 **Sec. 16. 28-A MRSA §1012, sub-§6, ¶¶E and F**, as enacted by PL 2009, c.
13 458, §2, are amended to read:

14 E. Supplies of ~~distilled~~ spirits for a hotel minibar must be purchased from an agency
15 liquor store licensed as a reselling agent under section 453-C;

16 F. A hotel must maintain invoices for all ~~alcoholic beverages~~ liquor stocked in a
17 minibar and must maintain records of all sales of ~~alcoholic beverages~~ liquor sold or
18 dispensed from a minibar;

19 **Sec. 17. 28-A MRSA §1051, sub-§6**, as enacted by PL 2005, c. 319, §3, is
20 amended to read:

21 **6. Spirits taste-testing events on retail licensee's premises.** A distiller, licensed
22 ~~distilled~~ spirits sales representative and the State's wholesale liquor provider, with the
23 written permission of the bureau, may rent or lease an area or room from an on-premises
24 retail licensee for the purpose of inviting retail licensees to taste test spirits. Spirits taste-
25 testing events must be conducted during hours that are authorized by the bureau for the
26 sale of the product on the premises. The following conditions apply to all taste testing
27 conducted under this subsection.

28 A. The distiller, licensed ~~distilled~~ spirits sales representative or the State's wholesale
29 liquor provider may provide the products for taste testing only if the retail price has
30 been paid and a record of the transaction is maintained and made available to the
31 bureau.

32 B. The taste-testing activity may be conducted only within a special designated area
33 or room.

34 C. The taste-testing activity may be open only to invited retail licensees or their
35 authorized agents and not to family members, guests or the general public.

36 D. After the taste-testing activity is concluded, the distiller, licensed ~~distilled~~ spirits
37 sales representative or wholesale liquor provider, as applicable, shall remove all
38 products supplied for the taste-testing activity from the retail licensee's premises.

1 **Sec. 18. 28-A MRSA §1051, sub-§8, ¶D**, as enacted by PL 2013, c. 258, §1, is
2 amended to read:

3 D. A person may not be served more than a total of 1 1/2 ounces, in 1/2 ounce
4 servings, of ~~distilled~~ spirits having an alcohol content of 80 proof or less; or, for
5 ~~distilled~~ spirits containing an alcohol content of greater than 80 proof, a person may
6 not be served more than a total of 3/4 of an ounce in 1/4 ounce servings.

7 **Sec. 19. 28-A MRSA §1052-D, sub-§1**, as enacted by PL 2013, c. 531, §4, is
8 amended to read:

9 **1. Taste-testing event license.** A person who has been issued a license under
10 section 1355-A, a wholesaler licensed under section 1401 ~~or~~, a person who has been
11 granted a certificate of approval from the bureau or a broker may apply jointly in any
12 combination for a license to participate in a taste-testing event subject to the conditions
13 prescribed by this section. For the purposes of this section, "broker" means a person who
14 represents suppliers or manufacturers of spirits.

15 **Sec. 20. 28-A MRSA §1052-D, sub-§4**, as enacted by PL 2013, c. 531, §4, is
16 amended to read:

17 **4. Fee.** The license fee for a taste-testing event license is \$20 for each manufacturer
18 licensed under section 1355-A, sponsored manufacturer, wholesaler licensed under
19 section 1401 ~~or~~, certificate of approval holder or broker.

20 **Sec. 21. 28-A MRSA §1052-D, sub-§7, ¶I**, as enacted by PL 2013, c. 531, §4, is
21 amended to read:

22 I. A licensee under this section who is a manufacturer licensed under section
23 1355-A, is a wholesaler licensed under section 1401 or is a certificate of approval
24 holder may provide for taste testing any malt liquor or wine that the licensee,
25 wholesaler or manufacturer manufactures or distributes that is registered and
26 authorized for distribution and sale under this Title ~~or~~. A licensee under this section
27 who is a manufacturer of spirits under section 1355-A or is a broker may provide for
28 taste testing any spirits the licensee or manufacturer manufactures listed for sale by
29 the bureau commission. Excise taxes for malt liquor and wine under section 1652
30 must be paid before the scheduled date of the taste-testing event.

31 **Sec. 22. 28-A MRSA §1052-D, sub-§7, ¶K**, as enacted by PL 2013, c. 531, §4,
32 is amended to read:

33 K. Each manufacturer, sponsored manufacturer, wholesaler ~~or~~, certificate of
34 approval holder or broker licensed to take part in the taste-testing event shall make
35 available to the bureau or local law enforcement agency upon request a list of the
36 persons designated by the respective licensee to serve malt liquor, wine or spirits for
37 taste testing at the event. The list must be accompanied by an affidavit attesting that
38 no person designated to serve alcohol for taste testing has been found to have violated
39 any state or federal law prohibiting the sale or furnishing of alcohol to a minor.

1 **Sec. 23. 28-A MRSA §1052-D, sub-§7, ¶L**, as enacted by PL 2013, c. 531, §4,
2 is amended to read:

3 L. Each manufacturer, sponsored manufacturer, wholesaler ~~or~~, certificate of approval
4 holder or broker shall provide to any person designated to serve malt liquor, wine or
5 spirits for taste testing a badge or similar means of identification that clearly
6 identifies the name of the manufacturer, sponsored manufacturer, supplier,
7 wholesaler or certificate of approval holder. The badge or similar means of
8 identification must be worn in a manner so that it is conspicuous and clearly visible to
9 a person being served.

10 **Sec. 24. 28-A MRSA §1355-A, sub-§5, ¶G**, as amended by PL 2015, c. 440, §1,
11 is further amended to read:

12 G. Notwithstanding paragraph D, a holder of a small distillery license licensed under
13 paragraph B, subparagraph (3) to operate a retail location for off-premises
14 consumption may pay the bureau the difference between the distillery's price charged
15 to the bureau and the ~~discounted list~~ wholesale price charged by the bureau when a
16 distillery purchases its own spirits to be sold at retail from its off-premises location.
17 A small distillery is not required to transport spirits that will be sold for off-premises
18 consumption under paragraph B, subparagraph (3) to a warehouse operated by the
19 bureau or by a wholesaler contracted by the bureau under section 90 for distribution
20 to the location where the small distillery is authorized to sell spirits produced by the
21 small distillery for off-premises consumption. A holder of a small distillery license
22 shall record the quantity of spirits sold for off-premises consumption that were not
23 transported to a warehouse as described in this paragraph and submit monthly reports
24 of this information, along with the full amount of state liquor tax due as prescribed by
25 chapter 65, to the bureau in a manner prescribed by the bureau.

26 **Sec. 25. 28-A MRSA §1355-A, sub-§5, ¶H**, as enacted by PL 2015, c. 440, §2,
27 is amended to read:

28 H. Notwithstanding paragraph D, a holder of a small distillery license licensed under
29 paragraph E to operate a location licensed under chapter 43 for on-premises
30 consumption may pay the bureau the difference between the distillery's price charged
31 to the bureau and the ~~discounted list~~ wholesale price charged by the bureau when a
32 distillery purchases its own spirits to be sold at its on-premises location. A small
33 distillery is not required to transport spirits that will be sold for on-premises
34 consumption under paragraph E to a warehouse operated by the bureau or by a
35 wholesaler contracted by the bureau under section 90 for distribution to the location
36 where the small distillery is authorized to sell spirits produced by the small distillery
37 for on-premises consumption. A holder of a small distillery license shall record the
38 quantity of spirits sold for on-premises consumption that were not transported to a
39 warehouse as described in this paragraph and submit monthly reports of this
40 information, along with the full amount of state liquor tax due as prescribed by
41 chapter 65, to the bureau in a manner prescribed by the bureau.

42 **Sec. 26. 28-A MRSA §1504**, as amended by PL 2017, c. 35, §2, is further
43 amended to read:

1 **§1504. Samples of products**

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

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

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

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

10 **3-A. Partial-bottle spirits samples.** Samples must be decanted from the ~~distilled~~
11 spirits product bottle and provided to licensees licensed for on-premises consumption.
12 The ~~agent~~ sales representative providing the sample shall maintain a log stating the names
13 of the licensees who sampled the product and the amount sampled. Partial-bottle samples
14 must be properly sealed between tastings.

15 **4. Sampling record.** The sales representative who provides the sample shall
16 maintain a log stating the names of the retail licensees who sampled the ~~distilled~~ spirits
17 and the amount sampled.

18 **5. Full-bottle samples.** The maximum amount of unopened full-bottle samples of
19 ~~distilled~~ spirits given to a retail licensee by a sales representative may not exceed 6 liters
20 per year per distiller represented by that sales representative. Individual samples may not
21 exceed one liter. A full-bottle sample is an unopened bottle of spirits provided to an
22 agency liquor store or an on-premises retail licensee licensed to sell spirits.

23 **6. Retail sampling.** Samples poured from a bottle of spirits designated for retail
24 sampling may be provided to an on-premises licensee licensed to serve spirits and to an
25 agency liquor store on the premises of the agency liquor store if the person receiving the
26 sample is 21 years of age or older and is in a supervisory or managerial position with the
27 agency liquor store. Bottles of spirits designated for retail sampling must be properly
28 sealed between samplings.

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

31 **8. Access to samples.** A sales representative shall request samples from bailment
32 inventory of a supplier housed at the State's wholesale liquor provider's warehouse for the
33 purposes described under this section.

34 **Sec. 27. 28-A MRSA §1651, sub-§3,** as enacted by PL 1987, c. 45, Pt. A, §4, is
35 amended to read:

36 **3. Applicability of tax.** Taxes on spirits imposed by the State do not apply to sales
37 of spirits by manufacturers, bottlers and rectifiers holding licenses ~~from the commission~~
38 issued by the bureau:

- 1 A. To any instrumentality of the United States;
- 2 B. To any vessel of foreign registry;
- 3 C. To industrial establishments for use as an ingredient in the manufacture of food
- 4 products; or
- 5 D. For use as an ingredient in the manufacture of commodities which by reason of
- 6 their nature cannot be used for beverage purposes.

7 **SUMMARY**

8 This bill amends the laws governing alcoholic beverages to change references to
9 "distilled spirits" to "spirits" and "alcoholic beverages" to "liquor" to be consistent with
10 defined terms. The bill also changes references to "list price" to "retail price" to reflect
11 the fact that the Department of Administrative and Financial Services, Bureau of
12 Alcoholic Beverages and Lottery Operations is authorized to discount list prices set by
13 the State Liquor and Lottery Commission, changes references to "list price" to "wholesale
14 price" in the provisions regarding the sale price of spirits sold by a reselling agent to an
15 establishment licensed for on-premises consumption and clarifies the use of "retail price"
16 and "discount retail price." The bill removes outdated language regarding the control of
17 the spirits business by the bureau and the sale of fortified wines, corrects a reference to
18 "agent" to read "sales representative" and corrects a reference regarding the issuance of
19 licenses to manufacturers, bottlers and rectifiers to clarify that the bureau and not the
20 commission issues those licenses.

21 The bill clarifies that the bureau does not consider a violation of the laws governing
22 liquor to have occurred unless the violation has been adjudicated by the District Court
23 and requires that the bureau consider a violation of the bureau's rules as a disqualification
24 for receiving a license.

25 The bill authorizes the bureau to offer instant redeemable coupons to consumers in
26 addition to suppliers and manufacturers of spirits through the bureau's publicly accessible
27 website and other digital media platforms. It removes the authorization of the availability
28 of instant redeemable coupons to reselling agents for the benefit of on-premises licensees.
29 The bill increases the number of allowable signs used by retail licensees from 2 to 5 and
30 requires that agency liquor store licensees designate 2 of the 5 signs to advertise that the
31 retail location is an agency liquor store.

32 The bill repeals the laws governing the purchasing of spirits samples and the payment
33 of taxes on those samples. It enacts new language regarding access by sales
34 representatives to samples of spirits products of the supplier represented by the sales
35 representative. The product must be taken from the supplier's bailment inventory housed
36 at the warehouse managed by the State's wholesale liquor provider. The bill also
37 authorizes spirits manufacturers and suppliers to donate spirits to on-premises events in a
38 similar manner as certificate of approval holders and wholesalers.