

Farmers' Market Tasting Laws

§1367. TASTINGS AT FARMERS' MARKETS

1. Taste testing. Subject to the conditions set forth in this section and the applicable bylaws of the farmers' market, a brewery, small brewery, winery, small winery, distillery or small distillery licensed under section 1355-A may conduct taste-testing events at a farmers' market. For purposes of this section, "farmers' market" has the meaning as in Title 7, section 415, subsection 1, paragraph A. A farmers' market may allow up to 2 dates per month on which a licensee described in this subsection may conduct a taste-testing event.

[2017, c. 168, §4 (NEW) .]

2. Conditions on taste-testing activities. The following conditions apply to taste-testing activities allowed under this section.

A. An individual at a taste-testing activity may not be charged a fee. [2017, c. 168, §4 (NEW) .]

B. An individual at a taste-testing activity may not be served a taste-testing sample of more than 4 ounces of malt liquor, 1 1/2 ounces of wine or 1/2 ounce of spirits. An individual is limited to 6 samples per day per manufacturer licensed under section 1355-A. [2017, c. 1, §20 (COR) .]

C. Malt liquor, wine or spirits for taste testing may not be poured in advance and made available for individuals participating in the taste testing to serve themselves. [2017, c. 1, §20 (COR) .]

D. An individual at a taste-testing activity who is visibly intoxicated may not be served malt liquor, wine or spirits. [2017, c. 168, §4 (NEW) .]

E. Taste-testing activities must be conducted within the hours of retail sales established in this Title. [2017, c. 168, §4 (NEW) .]

F. Taste-testing activities are not allowed in any municipality where on-premises and off-premises sales are not allowed pursuant to chapter 5. [2017, c. 168, §4 (NEW) .]

G. A licensee under section 1355-A conducting a taste-testing activity at a farmers' market must keep a record of when and where the activity took place. [2017, c. 168, §4 (NEW) .]

H. A licensee may provide for taste testing only liquor that is manufactured by the licensee in accordance with section 1355-A. [2017, c. 168, §4 (NEW) .]

[2017, c. 1, §20 (COR) .]

SECTION HISTORY

RR 2017, c. 1, §20 (COR). 2017, c. 168, §4 (NEW) .