

IN THE SENATE

SENATE BILL NO. 1335

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO ALCOHOLIC BEVERAGES; AMENDING CHAPTER 5, TITLE 23, IDAHO CODE,
2 BY THE ADDITION OF A NEW SECTION 23-509A, IDAHO CODE, TO DEFINE A TERM,
3 TO AUTHORIZE MANUFACTURERS OF DISTILLED SPIRITS TO OFFER SAMPLE TAST-
4 INGS ON THEIR PREMISES, TO PROHIBIT A MANUFACTURER FROM CHARGING FOR
5 SAMPLES, TO PROVIDE FOR THE SIZE OF SAMPLES, TO PROVIDE THE MAXIMUM
6 NUMBER OF SAMPLES IN A TWENTY-FOUR HOUR PERIOD, TO PROVIDE THE REQUIRED
7 AGE FOR SERVERS, TO PROHIBIT THE SERVING OF SAMPLES TO ANYONE UNDER THE
8 LEGAL DRINKING AGE AND TO PROVIDE THAT SAMPLES SHALL BE PURCHASED FROM
9 THE STATE LIQUOR DIVISION AND TAXES SHALL BE PAID BY THE MANUFACTURER.
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11 Be It Enacted by the Legislature of the State of Idaho:

12 SECTION 1. That Chapter 5, Title 23, Idaho Code, be, and the same is
13 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
14 ignated as Section 23-509A, Idaho Code, and to read as follows:

15 23-509A. SAMPLE TASTING FOR MANUFACTURERS OF DISTILLED SPIRITS. (1)
16 For purposes of this section, "manufacturer of distilled spirits" means a
17 distillery that holds a permit issued by the alcohol and tobacco tax and
18 trade bureau (TTB) and is licensed by the state of Idaho as an Idaho state
19 manufacturer of distilled spirits.

20 (2) A manufacturer of distilled spirits may offer sample tastings on
21 the premises of such distillery.

22 (3) A manufacturer of distilled spirits shall not charge for sample
23 tastings.

24 (4) Sample sizes for tasting events permitted pursuant to the provi-
25 sions of this section shall not exceed one-quarter of one ounce (0.25 oz).

26 (5) The maximum number of samples allowed shall not exceed three (3)
27 samples per person in any twenty-four (24) hour period.

28 (6) Samples at distilleries may be served only by persons twenty-one
29 (21) years of age or older.

30 (7) In accordance with state law, distilled spirits shall be served
31 only to persons that are twenty-one (21) years of age or older.

32 (8) The distilled spirits for sample tastings shall be purchased from
33 the Idaho state liquor division, and all taxes for such distilled spirits
34 shall be paid by the manufacturer of distilled spirits.