

CHAPTER 15**(HB 365)**

AN ACT relating to the service of distilled spirits and wine.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 244.050 is amended to read as follows:

- (1) No retail licensee shall give away any alcoholic beverage in any quantity, or deliver it in any quantity for less than a full monetary consideration, except as provided by KRS 243.155, 243.156, 243.157, and subsection (2) of this section.
- (2) A retailer licensed to sell distilled spirits and wine under KRS 243.030(7), (8), or (27) may, after acquiring a license under KRS 243.030(41), allow customers to sample distilled spirits and wine under the following conditions:
 - (a) Sampling shall be permitted only on licensed premises and, for retailers licensed under KRS 243.030(8) *or* (27), during regular business hours;
 - (b) A licensee shall not charge for the samples provided to customers;
 - (c) Sample sizes shall not exceed:
 1. One (1) ounce for wine; and
 2. One-half (1/2) ounce for distilled spirits; and
 - (d) A licensee shall limit a customer to:
 1. Two (2) distilled spirits samples per day; and
 2. Six (6) wine samples per day.
- (3) Retailers licensed under KRS 243.030(7) *or* (8) shall:
 - (a) Notify the Department of Alcoholic Beverage Control at least seven (7) days in advance of conducting a sampling event; and
 - (b) Limit a sampling event to a period not to exceed four (4) consecutive hours between 12 noon and 8 p.m.

Approved March 7, 2003