

1 SB5
2 181052-1
3 By Senator Waggoner
4 RFD: Fiscal Responsibility and Economic Development
5 First Read: 07-FEB-17
6 PFD: 02/07/2017

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8 SYNOPSIS: Under existing law, tastings of wine and
9 beer are not allowed in retail stores that sell
10 wine and beer for off-premises consumption.

11 This bill would authorize wine and beer
12 tastings inside certain grocery stores that are
13 licensed to sell wine and beer for off-premises
14 consumption by the Alcoholic Beverage Control
15 Board.

16 This bill would limit the size of wine and
17 beer tastings conducted inside a grocery store.

18 This bill would also authorize the Alcoholic
19 Beverage Control Board to adopt rules to regulate
20 the procedure for wine and beer tastings inside a
21 grocery store.

22
23 A BILL
24 TO BE ENTITLED
25 AN ACT
26

1 Relating to alcoholic beverages; to add Section
2 28-3A-20.3 to the Code of Alabama 1975, to authorize wine and
3 beer tastings inside certain grocery stores that are licensed
4 to sell wine and beer for off-premises consumption by the
5 Alcoholic Beverage Control Board; to limit the size of wine
6 and beer tastings conducted inside a grocery store; and to
7 authorize the Alcoholic Beverage Control Board to adopt rules
8 to regulate the procedure for wine and beer tastings inside a
9 grocery store.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Section 28-3A-20.3 is added to the Code
12 of Alabama 1975, to read as follows:

13 §28-3A-20.3.

14 (a) For purposes of this section, "grocery store"
15 means an establishment primarily engaged in the retail sale of
16 a variety of food products, which may include meat and
17 produce, for off-premises consumption, with annual sales of at
18 least two million dollars (\$2,000,000). A grocery store is
19 commonly known as a supermarket, food store, grocery store, or
20 food warehouse and typically has six or more checkout lanes
21 with registers, bar code scanners, and conveyor belts.

22 (b) A grocery store that is licensed to sell wine
23 and beer for off-premises consumption may conduct tastings of
24 wine and beer, at no charge to the consumer, inside the
25 grocery store in accordance with this section. The tastings
26 may be conducted by the licensed manufacturer of the wine or

1 beer or his or her representative or by the licensed
2 distributor of the wine or beer or his or her representative.

3 (c) A tasting may not exceed a two-ounce serving per
4 customer for each tasting of wine or beer. The number of
5 servings is not limited. Tastings shall commence between four
6 o'clock p.m. and six o'clock p.m. and end within three hours
7 of the initial tasting.

8 (d) The board may adopt rules to implement this
9 section.

10 Section 2. This act shall become effective on the
11 first day of the third month following its passage and
12 approval by the Governor, or its otherwise becoming law.