

AN ACT

ENTITLED, An Act to authorize off-sale alcoholic beverage licensees to provide free samples of malt beverages and distilled spirits.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 35-4-10.2 be amended to read as follows:

35-4-10.2. A licensee holding a license pursuant to subdivision (3) or (5) of § 35-4-2 may provide samples of malt beverages, wine, distilled spirits, liqueurs, and cordials to the general public without obtaining an additional license. The licensee may only offer as samples the malt beverages, wine, distilled spirits, liqueurs, and cordials that the licensee currently has in stock and is offering for sale to the general public. The malt beverage, wine, distilled spirits, liqueur, and cordial samples shall be dispensed at no charge and shall be consumed on the licensed premises during the permitted hours of off-sale. No sample of malt beverage may be larger than three fluid ounces. No sample of wine may be larger than fifty milliliters and no sample of distilled spirits, liqueur, or cordial may be larger than twenty-five milliliters. No more than one variety of malt beverage, one variety of wine, and one variety of distilled spirits, liqueur, or cordial may be offered for sampling in any one day. No more than one sample of malt beverage, no more than one sample of wine, and no more than one sample of distilled spirits, liqueur, or cordial may be offered or dispensed to any individual. No malt beverage, wine, distilled spirits, liqueur, or cordial may be offered for sampling on any Sunday. A violation of this section is a Class 1 misdemeanor.

An Act to authorize off-sale alcoholic beverage licensees to provide free samples of malt beverages and distilled spirits.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1248

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1248
File No. _____
Chapter No. _____

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Received at this Executive Office this ____ day of _____ ,

19__ at ____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 19__

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 19__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State