
**TITLE 4 ALCOHOLIC BEVERAGES AND MARIJUANA
DELAWARE ADMINISTRATIVE CODE**

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**DEPARTMENT OF STATE
OFFICE OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER
1400 Tastings and Samples**

Rule 1401 (Formerly Rule 11.1) Spirits, Wine, and Beer Tastings

1.0 Applicability

The Commissioner may grant a spirits, wine, and beer tasting license to any person holding a retailer license as defined by 4 **Del.C.** §101(5) for a biennial fee of \$150.

2.0 Application Process

- 2.1 Retailer licensees may apply in writing to the Commissioner for a license to conduct spirits, wine, and beer tasting on their licensed premises.
- 2.2 Two copies of the establishment's floor plan must accompany the licensee's letter of request. The floor plans must clearly indicate the area to be used for tasting events and shall be submitted on size 8 1/2 x 11 inch paper.

3.0 License Restrictions

- 3.1 Pursuant to 4 **Del.C.** §525, spirits, wine, and beer tasting licenses may only be granted to the holder of retailer's license.
- 3.2 No licensee shall conduct spirits, wine, and beer tastings without a license from the Commissioner.
- 3.3 Spirits, wine, and beer tasting may only take place in a separate portion of a licensee's premises approved by the Commissioner where alcoholic beverages are not sold. The separate portion of the premises shall be an area designated by the Commissioner for spirits, wine, and beer tasting.
- 3.4 No licensee may charge for the alcoholic beverages offered for tasting or for the services involved.
- 3.5 The quantity of any individual spirit, wine, and beer sampled shall not exceed one (1) ounce per person for wine and beer or one-half (1/2) ounce per person for spirits.

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