

**Appendix G: Licensed Maine Manufacturers & off-premises sales (without an additional license)**  
 28-A M.R.S. §1355-A

	Sub-§2(C)	Sub-§2(D)	Sub-§2(G) - kegs	Sub-§3(C) – growlers?
<b>Type of licensed manufacturer</b>	All	All	<ul style="list-style-type: none"> <li>• brewery</li> <li>• small brewery</li> </ul>	<ul style="list-style-type: none"> <li>• brewery</li> <li>• small brewery</li> </ul>
<b>Type of alcohol sold</b>	Not stated	Liquor produced <i>by the licensee</i>	Liquor produced <i>at the licensed premises</i>	Malt liquor <i>brewed at the brewery</i>
<b>Location of sales</b>	Premises where liquor is produced	Premises where liquor is produced ( <i>may be in same area as manufacturer's on-premises retail location, if any</i> )	At the licensed brewery or small brewery	<i>At the licensed establishment for on-premises sales</i> located at the brewery or the small brewery
<b>Size restrictions</b>	Bottle, case or "in bulk"	Not stated	≤ 15.5 gallon packages	32 to 64 ounce bottles (maximum 6 at a time)
<b>Hour restrictions</b>	Regular business hours	Not stated	Regular business hours (must be hours of legal sale)	No sales after 10 p.m.
<b>Window display</b> Sub-§2(F)	Not stated	Up to 25 bottles liquor produced by licensee	Not stated	Not stated
<b>Bottle deposit law</b>	Not stated	Not stated	<b>Applies;</b> wholesaler calculates fees based on monthly report	<b>Does not apply;</b> but brewery may charge its own deposit
<b>Other requirements and restrictions</b>		Not stated	<ul style="list-style-type: none"> <li>• \$714 keg tagging requirements apply</li> <li>• Report direct sales monthly to wholesaler</li> </ul>	<ul style="list-style-type: none"> <li>• Sealed, tamper-evident bottles with unique labels required</li> <li>• Time-stamped sales receipt required</li> </ul>

**General questions:**

1. Why are both sub-§2(C) and sub-§2(D) necessary? Should they be combined?
2. Should the authority to display products in windows from sub-§2(F) apply to all off-premises sales by Maine manufacturers?

**Questions specific to breweries and small breweries:**

3. Do sub-§2(C) & (D) apply to breweries and small breweries, or may they only sell kegs under sub-§2(G) and growlers under sub-§3(C)? [If the broad sales authority in sub-§2(C) & (D) apply, what other types of containers may malt liquor be sold in at breweries and small breweries?]
4. How do the requirements for selling ≤ 15.5 gallon containers of malt liquor in sub-§2(G) affect the authority to sell 32-64 ounce growlers (which are less than 15.5 gallons in size) in sub-§3(C)? Is the key distinction that the keg requirements in sub-§2(G) apply only to sales *made at the licensed brewery/ small brewery* while the different growler requirements in sub-in sub-(C) apply when sales are made *at the connected licensed on-premises establishment*?
5. Should sub-§2(G) be moved to sub-§3, the part of §1355-A specific to breweries and small breweries?