

**244.260 Containers that wholesaler may purchase, keep, or sell in -- Distilled spirits or wine to be kept by licensees in approved containers.**

- (1) No wholesaler shall purchase, import, keep upon the licensed premises, or sell any distilled spirits or wine in any container except in the original sealed package containing quantities of not less than fifty (50) milliliters each of distilled spirits or one hundred (100) milliliters of wine, and not exceeding the largest applicable federal standard of fill size for distilled spirits or two hundred twenty (220) liters of wine, as received from the distiller, rectifier, winery, or wholesaler. The containers shall be in sizes authorized by federal law and at all times shall have affixed to them all labels required by federal law or the administrative regulations of the board.
- (2) Except for purposes of preparing barrel-aged and batched cocktails as defined in KRS 241.010 and as permitted by KRS 243.055 and 243.082(4) and subsection (3) of this section, licensees holding retail distilled spirits and wine drink licenses shall not keep upon their licensed premises any distilled spirits or wine in any container except in the original package as received from the wholesaler and authorized by federal law. Containers of distilled spirits shall not exceed the largest applicable federal standard of fill size for distilled spirits or be less than fifty (50) milliliters of distilled spirits. Containers of wine shall not exceed two hundred twenty (220) liters or be less than one hundred (100) milliliters. All containers shall at all times have affixed to them any labels required by federal law or administrative regulations of the board.
- (3) Licensees holding retail distilled spirits and wine package licenses shall not keep upon their licensed premises any distilled spirits or wine in any container except in the original package as received from the wholesaler and authorized by federal law. Containers of distilled spirits shall not exceed the largest applicable federal standard of fill size for distilled spirits or be less than fifty (50) milliliters of distilled spirits. Containers of wine shall not exceed two hundred twenty (220) liters or be less than one hundred (100) milliliters. Except as permitted by subsection (2) of this section, all containers shall at all times remain sealed and shall have affixed to them any labels required by federal law or administrative regulations of the board.

**Effective:** March 29, 2022

**History:** Amended 2022 Ky. Acts ch. 39, sec. 13, effective March 29, 2022. -- Amended 2017 Ky. Acts ch. 62, sec. 104, effective June 29, 2017. -- Amended 2013 Ky. Acts ch. 121, sec. 90, effective June 25, 2013. -- Amended 2000 Ky. Acts ch. 289, sec. 3, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 121, sec. 30, effective July 15, 1998. -- Amended 1992 Ky. Acts ch. 228, sec. 3, effective July 14, 1992. -- Amended 1978 Ky. Acts ch. 194, sec. 22, effective June 17, 1978. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 2554b-172.