

- (1) MORE THAN 900 LITERS OF WINE; OR
- (2) MORE THAN 108 LITERS OF WINE TO A SINGLE PERSONAL CONSUMER.

7.5-106.

(A) WINE THAT IS DELIVERED TO A PERSONAL CONSUMER SHALL BE:

(1) SHIPPED FREIGHT PREPAID TO A WHOLESALER LICENSED IN THIS STATE WHO IS DESIGNATED BY THE ALCOHOL AND TOBACCO TAX DIVISION OF THE OFFICE OF THE COMPTROLLER; AND

(2) DELIVERED BY THE WHOLESALER TO A RETAIL DEALER.

(B) THE ALCOHOL AND TOBACCO TAX DIVISION OF THE OFFICE OF THE COMPTROLLER SHALL RECORD THE RECEIPT AND DISPOSITION OF ALL WINE SOLD BY DIRECT WINE SELLERS.

(C) THE WHOLESALER SHALL KEEP A RECORD OF THE SHIPPING INVOICE TO:

(1) PROVIDE THE OFFICE OF THE COMPTROLLER WITH A DOCUMENTARY TRAIL; AND

(2) NOTIFY THE PERSONAL CONSUMER OF ANY HEALTH OR WELFARE RECALL.

7.5-107.

(A) THE DIRECT WINE SELLER SHALL LIST THE CONTENTS OF THE SHIPMENT ON THE OUTSIDE OF THE SHIPPING PACKAGE WITH AN IDENTIFYING NUMBER THAT THE WHOLESALER SHALL RECORD.

(B) THE WHOLESALER AND RETAIL DEALER ACT SOLELY AS FACILITATORS IN THE SHIPPING PROCESS AND DO NOT HAVE TITLE TO THE WINE VESTED IN THEM.

(C) THE WHOLESALER WHO RECEIVES THE SHIPMENT MAY NOT ENTER THE WINE INTO THE WHOLESALER'S INVENTORY BUT SHALL DELIVER THE WINE ON THE WHOLESALER'S NEXT DELIVERY DATE TO THE RETAIL DEALER THAT THE DIRECT WINE SELLER DESIGNATES.

7.5-108.

(A) A PERSONAL CONSUMER SHALL TAKE PERSONAL DELIVERY OF THE SHIPMENT AT THE LICENSED PREMISES OF THE RETAIL DEALER PROMPTLY ON RECEIVING NOTICE FROM THE RETAIL DEALER.

(B) A PERSONAL CONSUMER SHALL PAY SERVICE CHARGES THAT ARE NOT SUBJECT TO THE MARYLAND SALES TAX TO:

(1) THE RETAIL DEALER WHEN THE CONSUMER TAKES DELIVERY AT THE RATE OF \$5 PER BOTTLE BUT NOT MORE THAN \$10 PER SHIPMENT; AND

(2) THE WHOLESALER AT THE RATE OF \$2 PER BOTTLE BUT NOT MORE THAN \$4 PER SHIPMENT.