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SENATE BILL 299

**44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,
2000**

INTRODUCED BY

Manny M. Aragon

AN ACT

RELATING TO ALCOHOLIC BEVERAGE SALES; PROHIBITING BELOW-COST
SALES; ESTABLISHING A MINIMUM PERCENT MARKUP.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Liquor Control Act is
enacted to read:

"[NEW MATERIAL] RETAIL PACKAGE SALES--MINIMUM MARKUP
REQUIREMENT.--

A. No licensee shall sell alcoholic beverages in
unbroken packages at retail for less than twenty percent
above the wholesale price listed for the alcoholic beverage
in the calendar month preceding the month of sale in the
nationally circulated alcoholic beverage industry publication
Beverage Analyst.

B. A retailer shall retain purchase and sales
records of all alcoholic beverages sold in unbroken packages

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1 for two years following the sale of the item. Information
2 adequate to identify the contents, brand, lot and the
3 purchase and sale prices of the item shall be clearly set
4 forth on the records.

5 C. A wholesaler shall retain sales records for two
6 years following delivery of the item for retail sale.
7 Information adequate to identify the contents, brand, lot and
8 the purchase and sale price of the item shall be clearly set
9 forth on the records.

10 D. The department may audit the records of a
11 retailer or wholesaler upon twenty-four hours' notice during
12 any work day."