

05. Product Replacement and Credit. Any beer or wine products removed from the licensed retailer's premises by a wholesaler/distributor for quality control or public health shall not be considered to be a violation of Section 23-1033 or 23-1325, Idaho Code, which prohibit aid to the retailer or of Sections 23-1031 or 23-1326, Idaho Code, which prohibit extension of credit to a retailer, if: (8-1-95) a. The packages or kegs are replaced with identical product and quantity; or (8-1-95) b. In the instance of replacement of a partial keg of beer or wine, a credit is given for the value of the unused portion which shall be redeemed on subsequent alcoholic beverage purchases by the retailer; or (8-1-95) c. In the instance of removal of product for which the identical product or quantity thereof is not immediately available to the wholesaler/distributor at the time of removal of the product, a credit is given. The credit shall be redeemed on subsequent alcoholic beverage purchases by the retailer; or (8-1-95) December Lewis 1-Feb December Clearwater 1-Feb Renewal Notices Certs of Approval Renewal Month November Out of State 1-Jan Renewal Notices County Renewal Month IDAHO ADMINISTRATIVE CODE IDAPA 11.05.01 - Rules Governing Idaho State Police Alcohol Beverage Control Page 6 IAC 2005 d. In the case of a licensed establishment which is in operation no less than two (2) months and no more than nine (9) months of each year, prior to its period of closure, it is apparent that product will become outdated or spoiled before the date of re-opening, a wholesaler/distributor may remove product from the retailer's premises and may give a credit to the retailer. Such credit shall be redeemed on subsequent alcoholic beverage purchases by the same retailer. (8-1-95) e. Credit given to a retailer, as authorized herein, shall be given for the amount paid by the retailer at the time of purchase of the product being removed by the wholesaler/distributor.