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William H. Foster, Chief
Regulations and Procedures Division
Alcohol and Tobacco Tax and Trade Bureau
ATTN: Notice No. 41
P.O. Box 14412
Washington, DC 20044-4412

Dear Sir:

On behalf of the Maine Beer and Wine Wholesalers Association, I am writing with regard to Notice No. 41 where the Alcohol and Tobacco Tax and Trade Bureau (TTB) is seeking public comment on whether additional requirements should be added to current alcohol product labels. MBWWA strongly opposes any efforts that would include "standard serving" information or an over-simplified listing of the amount of pure alcohol on labels or advertising.

MBWWA is a non-profit business trade association which represents the interests of its members who distribute beer and wine to all retail licensees in the state of Maine. Our primary area of concern relates to how the amount of alcohol in a product should be communicated.

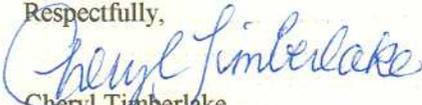
On the question of alcohol content, we support continuing the longstanding federal policy of using the percent alcohol by volume, or proof, as the only appropriate ways to describe alcohol content. We strongly oppose proposals to display alcohol content in terms of fluid ounces of pure alcohol per "standard serving." This misguided attempt would cover up the significant differences in strength, concentration and effect between liquor, wine and beer. Communicating alcohol content in this way would be misleading and potentially dangerous and would hinder, rather than promote, responsible drinking. Instead, continuing the longstanding and meaningful measure of the percentage of alcohol by volume is in the best interests of consumers and the public.

In addition, TTB should recognize there is no such thing as a "standard serving" and this too should not be permitted on any alcohol labels or advertising. While "serving size" is fairly common for beer, it varies widely for hard liquor. Different measuring jiggers for hard liquor contain anywhere from 1 to 3 fluid ounces and most mixed drinks are "free poured." Moreover, very few people could define a 'standard serving' for ports, sherries, liqueurs, fortified wines, and other less-common alcohol beverages.

Further still, state law and regulation will be negatively impacted by an effort to allow absolute alcohol per standard serving information on a label. Labeling the percentage of alcohol is the proper policy. A dry Martini has the alcohol content of more than three beers and a White Russian has the alcohol content of more than five beers. The difference between the two products has been recognized since the founding of our country by taxing beer and liquor at different rates. In addition, beer and liquor are often treated differently as to when and where they may be sold. Thus, changes in this area could put companies at risk of violating state laws.

We would ask that you do not support this misleading effort that will ill serve the public good and cause more public confusion, not less. Thank you for your attention to this matter.

Respectfully,


Cheryl Timberlake
Executive Director