

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1497

H. P. 1031

House of Representatives, March 8, 1967

Referred to Committee on State Government. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Scribner of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to Increasing Revenue of the Liquor Commission.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 28, § 204, amended. The 2nd sentence of section 204 of Title 28 of the Revised Statutes is repealed, as follows:

~~The commission shall sell to such licensees spirituous and vinous liquor for a price of 10% less than the retail price in state retail stores provided that such discount shall not apply to federal taxes levied on and after November 7, 1944.~~

Sec. 2. R. S., T. 28, § 452, amended. The 2nd sentence of section 452 of Title 28 of the Revised Statutes is amended to read as follows:

A wholesale licensee who imports malt liquor shall pay an excise tax of ~~25¢~~ 30¢ per gallon and at a like rate for any multiple or fraction thereof.

Sec. 3. R. S., T. 28, § 452, amended. The last paragraph of section 452 of Title 28 of the Revised Statutes is repealed and the following enacted in place thereof:

A refund shall be granted for the excise tax imposed by this State on malt beverages sold by wholesalers to any vessel of foreign registry. Any wholesaler selling to such vessel shall present proof of such sale to the commission and shall thereupon receive from the Treasurer of State a refund of all state excise taxes paid in connection with such sale.

Sec. 4. R. S., T. 28, § 501, sub-§§ 2 and 3, amended. Subsections 2 and 3 of section 501 of Title 28 of the Revised Statutes are amended to read as follows:

2. **Rectifiers.** Rectifiers' fee ~~\$500~~ \$700.

3. **Bottlers.** Bottlers' fee ~~\$500~~ \$700.

Sec. 5. R. S., T. 28, § 604, amended. The last sentence of the first paragraph of section 604 of Title 28 of the Revised Statutes is amended to read as follows:

The fee therefor shall be ~~\$300~~ \$500 per year, which sum shall accompany the application for such certificate.

Sec. 6. R. S., T. 28, § 651, amended. The first sentence of section 651 of Title 28 of the Revised Statutes is amended to read as follows:

Licenses for the sale and distribution of malt liquor at wholesale under such regulations as the commission may prescribe may be issued by the commission upon an application in such form as they may prescribe and upon payment of an annual fee of ~~\$300~~ \$500 for the principal place of business, and ~~\$300~~ \$500 for each additional warehouse maintained by such wholesale licensee, except that the commission may issue special permits, upon application in writing, for the temporary storage of malt liquors under such terms and upon such conditions as the commission may prescribe.

Sec. 7. R. S., T. 28, § 701, amended. The first 5 paragraphs of section 701 of Title 28 of the Revised Statutes, as amended, are further amended to read as follows:

Fees for full-year licenses shall be:

Hotel—Spirituous and vinous, in cities or towns having population of 10,000 or more ~~\$600.00~~ \$900.00

Hotel—Spirituous and vinous, in cities or towns having population of less than 10,000 ~~300.00~~ 450.00

Population shall be determined according to each Federal Decennial Census as shown by any official report authorized by the Federal Census Act and shall apply to the licensing period next following such official report.

Hotel—Malt liquor ~~\$200.00~~ \$300.00

Club—Spirituous and vinous ~~200.00~~ 300.00

Club—Malt liquor ~~100.00~~ 150.00

Public service—Spirituous and vinous ~~200.00~~ 300.00

Public service—Malt liquor ~~100.00~~ 150.00

Restaurant, class A—Spirituous and vinous 750.00

Restaurant—Malt liquor only ~~200.00~~ 300.00

Restaurant—Vinous liquor only ~~200.00~~ 300.00

Tavern—Malt liquor only ~~300.00~~ 450.00

Tavern, class A—Malt liquor only ~~400.00~~ 600.00

Retail store—Malt liquor only

If merchandise is groceries only, wholesale inventory \$1,000 to \$2,000	100.00	150.00
If merchandise is groceries only, wholesale inventory over \$2,000	300.00	
If other stock of merchandise	200.00	300.00

Any club maintaining a dining room and catering either privately or for functions to a group of nonmembers of the club, and any club with dining rooms letting rooms to nonmembers, must pay the same fee as required by a hotel located in the same municipality.

The commission may grant part-time licenses for a period not in excess of 6 consecutive months in any calendar year.

Fees for part-time licenses shall be :

Part-time—Hotels and clubs—Spirituous and vinous— $\frac{1}{2}$ full-time fee at their location.		
Part-time—Restaurant, class A—Spirituous and vinous	\$375.00	
Part-time—Hotel or restaurant—Malt liquor only	125.00	200.00
Part-time—Club—Malt liquor only	50.00	75.00
Part-time—Tavern—Malt liquor only	150.00	
Part-time—Tavern, class A—Malt liquor only	200.00	300.00

STATEMENT OF FACTS

It is estimated that this Act will produce additional revenues during the next biennium in the amount of \$3,382,698.