

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1946

H. P. 1779

House of Representatives, June 27, 1975
After deadline.

Approved for introduction by a Majority of the Committee on Reference of Bills pursuant to Joint Rule 10.

EDWIN H. PERT, Clerk

Presented by Mr. Garsoe of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

**AN ACT Relating to Purchases of Spirituous, Vinous
and Malt Beverages by Licensees for Resale.**

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, public law 1975, chapter 586, enacted by the 107th Legislature, was intended to restrict licensees from receiving the discount prices currently available at the Kittery State Liquor Store; and

Whereas, this measure was intended to result in an increase in revenues to the State; and

Whereas, recent abnormally large purchases of liquor by licensees at the Kittery State Liquor Store indicate an intent by licensees to avoid where possible the effects of chapter 586 and represent a threat to the financial soundness of the current biennial state budget; and

Whereas, immediate legislative action is therefore necessary to prevent this avoidance and to protect the state's finances; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 28 MRSA § 451, first ¶, last sentence, as enacted by PL 1971, c. 268, § 2, is amended to read:

Notwithstanding the other provisions of this section, the commission, with the approval of the Commissioner of Finance and Administration, may reduce the price of liquor in one store and establish at that store the price to which the 10% discount in section 204 shall be applicable. Notwithstanding the provisions of section 204, no person, partnership or corporation shall purchase liquor from this established store for resale.

Sec. 2. PL 1975, c. 586, is repealed.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when signed by the Governor, except for section 2 which shall become effective 91 days after adjournment of the Legislature.

STATEMENT OF FACT

The purpose of this bill is reflected in the emergency preamble.