

MAINE STATE LEGISLATURE

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1 (After Deadline)
2 SECOND REGULAR SESSION
3

4 ONE HUNDRED AND TENTH LEGISLATURE
5

6 **Legislative Document**

No. 1936

7
8 S. P. 828 In Senate, February 9, 1982
Approved for introduction by a majority of the Legislative Council
pursuant to Joint Rule 27.
Referred to the Committee on Legal Affairs and ordered printed.
9 Sent down for concurrence.

MAY M. ROSS, Secretary of the Senate
Presented by Senator Najarian of Cumberland.

10
11 **STATE OF MAINE**
12

13 IN THE YEAR OF OUR LORD
14 NINETEEN HUNDRED AND EIGHTY-TWO
15

16 **AN ACT to Provide for Special Warehouse**
17 **Storage Facilities for Liquor.**
18

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

20 **Sec. 1.** 28 MRSA §351, as last amended by PL 1977, c.
21 60, is further amended by adding after the 2nd sentence, a
22 new sentence to read:

23 In the case of certificate of approval licensees operating
24 special warehouse storage facilities within this State, com-
25 plete records shall be kept and maintained upon the premise
26 relating to all transactions conducted at the special ware-
27 house storage facility, showing the date and amounts of all
28 liquors received and from whom they were received, as well
29 as the dates and amounts of all liquors shipped or withdrawn
30 and the name of the person for whom such liquor was shipped
31 or withdrawn.

1 Sec. 2. 28 MRSA §604, as last amended by PL 1975, c.
2 741, is further amended by adding at the end 5 new para-
3 graphs to read:

4 Notwithstanding the importation restrictions of sec-
5 tions 1051 and 1052, the commission may issue certificates
6 of approval authorizing the direct importation of malt liq-
7 uors, table wines or distilled spirits from suppliers locat-
8 ed in foreign countries or states into special warehouse
9 storage facilities located within this State that are under
10 the direct supervision and control of the certificate
11 holder. The fee therefor shall be \$600 a year for malt liq-
12 uor only, \$600 a year for table wine only and \$600 a year
13 for distilled spirits only.

14 All liquors stored in special warehouse storage facili-
15 ties shall not be subject to state liquor taxes until such
16 time as they are withdrawn from the special warehouse stor-
17 age facilities.

18 Malt liquors and table wines withdrawn from the special
19 warehouse storage facilities by licensed Maine wholesale
20 distributors shall immediately become subject to the same
21 tax and premiums as malt liquor and table wine imported into
22 this State from out-of-state certificate of approval hold-
23 ers. All malt liquor and table wine products withdrawn for
24 distribution within this State shall be accomplished by the
25 procedure established in section 652.

26 Distilled spirits may be withdrawn from special ware-
27 house storage facilities by the State Liquor Commission.

28 Malt liquor, table wines or distilled spirits may be
29 withdrawn from special warehouse storage facilities by
30 authorized out-of-state purchasers and that certificate
31 authorizes the direct transportation of these products to
32 the state border for delivery to such out-of-state pur-
33 chasers. Products withdrawn by authorized out-of-state pur-
34 chasers for delivery outside of this State shall not be sub-
35 ject to the state excise tax or premium.

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STATEMENT OF FACT

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This bill allows the Bureau of Alcoholic Beverages to license special state import warehouses for liquors. Liquor enters this country from most foreign countries by ship and at present all ports of entry are located south of the State of Maine. The importation will still remain under rigid control and should provide some employment for the State, as well as provide some taxable real estate in some area.

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It is anticipated that passage of this bill would increase revenues by \$12,000 a year.

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