

# MAINE STATE LEGISLATURE

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R.

(Filing No. S-20)

1

L.D. 331

2

(Filing No. S- 20 )

3

STATE OF MAINE

4

SENATE

5

111TH LEGISLATURE

6

FIRST REGULAR SESSION

7

SENATE AMENDMENT " A " to H.P. 271, L.D. 331,

8

Bill, "AN ACT to Require Liquor Price Equity at Cer-

9

tain Border Area Liquor Stores."

10

Amend the Bill by striking out all of the title

11

and inserting in its place the following:

12

'AN ACT to Require Discount Liquor Prices

13

Throughout the State.'

14

Further amend the Bill by striking out everything

15

after the enacting clause and inserting in its place

16

the following:

17

'28 MRSA §451, as amended by PL 1979, c. 307, is

18

further amended to read:

19

§451. Consumers' tax

20

All spirits and wines, except table wines, shall

21

be sold by the commission at a price to be determined

22

by the commission which will produce a state liquor

23

tax of ~~not less than 75%~~ 45% based on the less car-

24

load cost F.O.B., State Liquor Commission warehouse,

25

and in addition thereto there shall be levied and

26

imposed an excise tax of 75¢ per gallon, or its met-

27

ric equivalent, on wines containing more than 14%

28

alcohol by volume; except that spirits and wines sold

29

at wholesale under section 204 may be sold at whole-

30

sale prices established pursuant to the provisions

31

thereof. Prices for sale of spirits and wines bought

32

by the commission from Maine licensees to manufacture

33

liquor under section 501 shall be based on minimum

34

truck load delivery prices F.O.B. warehouse as the

35

same are filed with the Public Utilities Commission.

36

Special orders by the commission for unstocked mer-

SENATE AMENDMENT " A " to H.P. 271, L.D. 331

1 chandise shall be priced at net less than 75% 45%  
2 over actual cost delivered F.O.B. warehouse. In all  
3 cases the commission is authorized to round off costs  
4 to the next highest 5 cents. Any increased federal  
5 taxes levied on or after November 1, 1941 shall be  
6 added to the established price without markup. All  
7 net revenue derived from such tax shall be deposited  
8 to the credit of the General Fund of the State. Not-  
9 withstanding the other provisions of this section,  
10 the commission, with approval of the Commissioner of  
11 Finance and Administration, may reduce the price of  
12 discontinued items of liquor. The reduced price  
13 shall not be less than the actual cost of the discon-  
14 tinued liquor items and no item shall be discontinued  
15 by the commission for a period of at least 6 months  
16 after such item has been listed and on sale in state  
17 stores. ~~Notwithstanding the other provisions of this~~  
18 ~~section, the commission, with the approval of the~~  
19 ~~Commissioner of Finance and Administration, may~~  
20 ~~reduce the price of liquor in one store, and licen-~~  
21 ~~sees permitted to purchase liquor at a discount under~~  
22 ~~section 204 may purchase liquor for resale from that~~  
23 ~~store at the same price they are permitted to pur-~~  
24 ~~chase liquor for resale from any state store which~~  
25 ~~does not offer a retail discount.~~

26 Taxes on spirituous or vinous liquors imposed by  
27 the State shall not apply to spirituous or vinous  
28 liquors sold by wholesalers, manufacturers, bottlers  
29 and rectifiers holding licenses from the commission  
30 to any instrumentality of the United States, or to  
31 any vessel of foreign registry, or to industrial  
32 establishments for use as an ingredient in the manu-  
33 facture of food products, or for use as an ingredient  
34 in the manufacture of commodities which by reason of  
35 their nature cannot be used for beverage purposes.  
36 The commission is specifically authorized to make  
37 such rules and regulations as they deem necessary for  
38 carrying out the provisions of this paragraph.

39 Notwithstanding the other provisions of this  
40 section, the commission may, from time to time,

R.

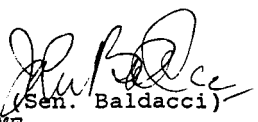
SENATE AMENDMENT " A " to H.P. 271, L.D. 331

1 establish special prices on certain listed liquor  
2 items to be made available to the consumer at all  
3 state stores. Such special prices shall not be lower  
4 than the price established for the same listed item  
5 at the one authorized special discount state store.

6 STATEMENT OF FACT

7 The purpose of this amendment is to achieve liq-  
8 uor price equity throughout the State by lowering all  
9 state liquor store prices to the price levels cur-  
10 rently in effect at the Kittery store. The Kittery  
11 store sells liquor now at approximately 45% above the  
12 delivered warehouse price while the remainder of the  
13 state stores sell at least at a 75% markup. This  
14 amendment lowers the markup to 45% statewide.

15 2713030883

16   
17 (Sen. Baldacci)

17 NAME:

18 COUNTY: Penobscot