

# MAINE STATE LEGISLATURE

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(New Draft of S.P. 229, L.D. 673)  
(New Title)

FIRST REGULAR SESSION

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ONE HUNDRED AND ELEVENTH LEGISLATURE

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Legislative Document

No. 1165

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S.P. 385

In Senate, March 14, 1983

Reported by Senator Charette of Androscoggin from the Committee on  
Legal Affairs and printed under Joint Rule 2.

JOY J. O'BRIEN, Secretary of the Senate

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-THREE

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AN ACT Concerning Sales Prices of  
Spirituous and Vinous Liquors, Except  
Table Wine, Sold by State Agency  
Liquor Stores.

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

28 MRSA §204, as amended by PL 1981, c. 454, §7,  
is further amended to read:

§204. Liquor bought from commission; sale to govern-  
ment agencies

All persons, except public service corporations  
operating interstate, licensed to sell spirituous or  
vinous liquor, except table wine, shall purchase all

1 ~~such that~~ liquor from the commission. The commission  
2 shall sell to ~~such those~~ licensees spirituous and  
3 vinous liquor, except table wine, for a price of 10%  
4 less than the retail price established for the state  
5 retail store where the purchase is made provided that  
6 ~~such the~~ discount shall not apply to federal taxes  
7 levied on and after November 1, 1941. The commission  
8 may sell spirituous and vinous liquor, except table  
9 wine to approved government instrumentalities within  
10 the State at a price to be set by the commission  
11 which shall be approved by the Governor. The commis-  
12 sion may sell spirituous and vinous liquor not for  
13 consumption within the State to airlines and ferry  
14 services or their agents as authorized by the State  
15 Liquor Commission at a price to be set by the commis-  
16 sion which shall be approved by the Governor. Noth-  
17 ing is this section may be construed to permit the  
18 commission to sell spirituous and vinous liquor with-  
19 out collecting the entire premium assessed under  
20 chapter 12.

21 All spirituous or vinous liquor, except table  
22 wine, sold by special agency stores licensed under  
23 section 153 shall be sold at a price not less than  
24 the retail price established for state retail stores  
25 and not more than a price that is 5% greater than the  
26 retail price established for state retail stores.

27 The State Liquor Commission shall have the power  
28 to adopt such rules and regulations as it shall deem  
29 necessary or advisable to effectuate the purposes of  
30 this section.

31 STATEMENT OF FACT

32 The purpose of this new draft is to add a new  
33 paragraph to section 204 which allows agency liquor  
34 stores to sell spirituous and vinous liquor, except  
35 table wine, at a price that is not less than the  
36 retail price established for state retail stores and  
37 not more than a price that is 5% more than the retail  
38 store price. Under section 204, agency stores buy  
39 these liquors from the State Liquor Commission at a  
40 price of 10% less than the retail store price. This  
41 allows agency stores a higher profit margin to cover

1 their costs of maintaining an agency store with no  
2 drop in revenues to the General Fund, since the  
3 agency store owner must pay the same price to the  
4 commission as under the present law.

5 In its original form, L.D. 673 would have allowed  
6 agency stores to buy liquor from the commission at a  
7 price of 12% less than the retail store price. This  
8 would have allowed agency stores a higher profit mar-  
9 gin, but cut revenues received by the state's General  
10 Fund.

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