

MAINE STATE LEGISLATURE

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1 (New Draft of H.P. 1358, L.D. 1902)
2 (New Title)
3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND TWELFTH LEGISLATURE
6

7 Legislative Document

No. 2192

8
9 H.P. 1554

House of Representatives, March 17, 1986

10 Reported by Representative Warren from the Committee on Legal Affairs
and printed under Joint Rule 2. Original bill sponsored by Representative
11 Michaud of Medway. Cosponsored by Representative Vose of Eastport.

12 EDWIN H. PERT, Clerk

13
14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-SIX
18

19 AN ACT Allowing Licensees to Purchase Liquor
20 from Agency Liquor Stores if Licensee
21 is Located more than 20 Miles from
22 State Liquor Stores.
23

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

26 28 MRSA §204, first ¶, as amended by PL 1985, c.
27 306 and as repealed and replaced by PL 1985, c. 435,
28 §§2 to 4, is repealed and the following enacted in
29 its place:

30 Except as provided in this paragraph, all persons
31 licensed to sell spirituous or vinous liquor, except
32 table wine, shall purchase all such liquor from the
33 commission. Public service corporations operating in-
34 terstate are not required to purchase the liquor from
35 the commission. Licensees located more than 20 miles
36 from the closest state liquor store may purchase li-

1 quor from any agency liquor store which is closer to
2 the licensee than the closest state liquor store. All
3 distances shall be determined by the most reasonable
4 direct route of travel. All licensees holding li-
5 licenses for on-premise consumption shall report all
6 purchases of liquor to the commission on forms pro-
7 vided by the commission.

8 FISCAL NOTE

9 It is estimated that this bill will result in the
10 following effect on revenue.

11		1986-87
12	General Fund	(\$100,000)

13 STATEMENT OF FACT

14 The Legislature amended the liquor laws during
15 the First Regular Session of the 112th Legislature to
16 prohibit liquor licensees, except public service cor-
17 porations operating interstate, from buying liquor
18 from agency liquor stores. This causes hardship for
19 licensees, particularly in rural areas, which are lo-
20 cated close to an agency liquor store but relatively
21 far from a state liquor store.

22 The purpose of this new draft is to make buying
23 liquor more convenient for liquor licensees located
24 relatively far from state liquor stores. If a licens-
25 ee is located more than 20 miles from the closest
26 state liquor store, the licensee may purchase liquor
27 from any agency liquor store located closer to the
28 licensee than that state liquor store.

29 This new draft will result in a loss of revenue
30 for fiscal year 1986-87. This loss is estimated at
31 \$100,000. This estimate is based on a loss of 8% of
32 annual revenue of \$1,200,000, figured for the af-
33 fected areas only. This loss will result because the
34 liquor is sold to agency stores at a net 8% discount

1 and that 8% is lost to the State when the agency
2 stores sell the liquor to licensees.

3 The new draft also reinstates the reporting re-
4 quirement enacted in Public Law 1985, chapter 306.
5 All licensees who hold a license to sell liquor for
6 consumption on the licensee's premises must report
7 all their liquor purchases to the commission on re-
8 porting forms which the commission will provide.

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