

MAINE STATE LEGISLATURE

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(EMERGENCY)
SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 2257

H.P. 1649 House of Representatives, February 12, 1988
Submitted by the Department of Finance pursuant to Joint
Rule 24.

Reference to the Committee on Legal Affairs suggested and
ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative MURPHY of Berwick.

Cosponsored by Senators DILLENBACK of Cumberland, KANY of
Kennebec, and Representative PERRY of Mexico.

STATE OF MAINE

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

1 AN ACT to Correct Liquor License Fees.
2

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

6 Whereas, a restructuring of license fees for the
7 sale of beer and wine to be consumed off the premises
8 where sold was undertaken in the revision of liquor
9 laws during the First Regular Session of the 113th
10 Legislature; and

Whereas, the restructuring was designed to produce no net loss of revenue to the State because as some license fees were lowered, others were raised; and

Whereas, one of the license fee increases was omitted from the legislation making the changes; and

Whereas, without the collection of the additional \$10 intended in the restructuring, the State will experience a loss in revenue; 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:

28-A MRS A §1007-A is enacted to read:

§1007-A. Surcharge on Class VI licenses

In addition to the license fee for full-time Class VI licenses provided in section 1007, subsection 2, paragraph A, there is imposed a \$10 surcharge on all full-time Class VI licenses issued after September 28, 1987.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

FISCAL NOTE

It is estimated that if this bill is not enacted, the following loss in revenues will occur.

	<u>1987-88</u>	<u>1988-89</u>
General Fund	(\$15,000)	(\$20,000)

STATEMENT OF FACT

The license fee for full-time Class VI liquor licenses, licenses for the sale of beer to be consumed off the premises where sold, was intended to be raised from \$125 annually to \$135 annually in a restructuring of license fees made in the substantive changes to the recodification of the liquor laws. The change was inadvertently omitted from that legislation. Without the \$10 surcharge imposed by this bill, the State will experience a loss of revenue. The surcharge with the enacted license fee will total the intended \$135 per license.

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