

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1833

H.P. 1264

House of Representatives, May 9, 1991

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.
Reference to the Committee on Legal Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

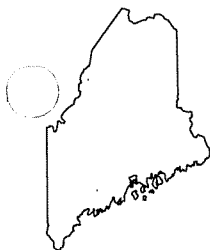
Presented by Representative LAWRENCE of Kittery.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Amend the Liquor Laws.

(AFTER DEADLINE)



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

2
4 **Sec. 1. 28-A MRSA §2, sub-§31**, as enacted by PL 1987, c. 45,
Pt. A, §4, is amended to read:

6 **31. Spirits.** "Spirits" means any liquor produced by
8 distillation or, if produced by any other process, strengthened
or fortified by the addition of distilled spirits of any kind.
10 "Spirits" includes fortified wine but does not include products
with less than 7% alcohol by volume.

12 **Sec. 2. 28-A MRSA §2, sub-§36**, as repealed and replaced by PL
14 1987, c. 342, §13, is amended to read:

16 **36. Wine.** "Wine" means any liquor containing not more than
18 15.5% alcohol by volume which ~~that~~ is produced by the
fermentation of fruit or other agricultural products containing
20 sugar and to which no spirits are added. "Wine" includes, but is
not limited to, wine coolers, table wine, still wine, sparkling
22 wine and champagne, ~~provided that as long as~~ the alcohol content
is not above does not exceed 15.5% by volume. "Wine" includes
products made or strengthened with spirits that have an alcohol
content of less than 7%.

24 **Sec. 3. 28-A MRSA §352**, as amended by PL 1987, c. 342, §21,
26 is further amended to read:

28 **§352. Purchase of liquor in state liquor stores and agency liquor**
30 **stores**

32 **1. All sales must be for cash; exception.** Except as
provided in paragraphs A and B, ~~all persons~~ a person
34 buying liquor at state liquor stores or agency liquor stores
shall pay in cash or by major credit card.

36 A. Agency liquor stores may accept payment by check.

38 B. Agency liquor stores, when purchasing liquor from the
commission, may pay within 10 days, if the agent has
40 deposited cash in escrow with the commission to cover those
purchases.

42 **2. Checks not honored on presentation; consequences.** If
44 any check is not honored on presentation or if any agency liquor
store fails to pay for liquor in the allotted 10-day period, the
46 commission shall withhold any license not issued, or immediately
take back the license if already issued, voiding it until such
48 time as the check or invoice has been paid in full, together with
the cost of the check failure or collection procedure. The
50 commission may order that person to make all payments to the
commission only by cash, certified check or money order for a
52 period not to exceed one year.

