

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 1883

S.P. 707

In Senate, May 20, 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 "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator SUMMERS of Cumberland

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STATE OF MAINE

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

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An Act Regarding Liquor Procurement by the State.

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(AFTER DEADLINE)



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

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4       Sec. 1. 28-A MRSA §65 is enacted to read:

6       §65. Primary source of supply: spirits

8       1. Primary source of supply. Except as provided in  
10 subsection 2, the commission may not purchase spirits from anyone  
12 other than the primary source of supply within the United  
States. For purposes of this section, "primary source of supply"  
means the distiller, the bottler, the brand owner or the  
designated agent of the distiller, the bottler or the brand owner.

14       2. Alternate source of supply. The commission may purchase  
16 liquor from a source other than the primary source of supply only  
18 if the commission receives permission from the joint standing  
committee of the Legislature having jurisdiction over legal  
affairs. The commission must seek and receive specific approval  
for each separate purchase from an alternative source.

20       Sec. 2. 28-A MRSA §1453, sub-§3, as enacted by PL 1987, c. 45,  
22 Pt. A, §4, is amended to read:

24       3. Primary source of supply. Ne Except as provided in  
26 subsection 4, a wholesale licensee may not purchase liquor from  
28 anyone other than the primary source of supply within the United  
States. Notwithstanding subsection 1, violation of this  
subsection is a Class D crime.

30       Sec. 3. 28-A MRSA §1453, sub-§4 is enacted to read:

32       4. Alternate source of supply. A wholesale licensee may  
34 purchase liquor from a source other than the primary source of  
36 supply only if the wholesale licensee receives permission from  
38 the joint standing committee of the Legislature having  
jurisdiction over legal affairs. The wholesale licensee must  
seek and receive specific approval for each separate purchase  
from an alternative source.

40                               STATEMENT OF FACT

42       Under the current liquor licensing laws, a wholesale  
44 licensee may not purchase liquor from anyone other than the  
46 designated primary source of supply. This bill extends that  
48 requirement to the purchase of spirits by the State Liquor  
Commission and requires that, in order to purchase from an  
alternate source, the commission and wholesale licensees must  
50 receive specific approval from the Joint Standing Committee on  
Legal Affairs.