

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to S.P. 442, L.D. 1372, Bill, "An Act to Provide for Special Liquor Licenses"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 28-A MRSA §1052-A is enacted to read:

§1052-A. Special taste-testing festival license

1. Special taste-testing festival license. Manufacturers of malt liquor licensed under section 1355 and holders of an equivalent license from another state may apply for an additional license to participate in a special taste-testing festival under this section. The special taste-testing festival license is valid for no more than 3 consecutive days and is issued annually.

2. Fee. The license fee for the special taste-testing festival license is \$100.

3. Application. The licensee must apply for a special taste-testing festival license by filing a written application with the commission at least 24 hours before the event. The application must include the following:

A. Name and address of the applicant;

B. Title and purpose of the event;

C. Date, time and duration;

2 D. Location; and

4 E. Approval by the municipal officers or a municipal
6 official designated by the municipal officers of the
8 municipality where the proposed special taste-testing
10 festival will be located, which, notwithstanding section
12 653, may be granted without public notice.

14 4. Ruling on application. Upon receipt of the application,
16 the commission may immediately approve or deny the application.
18 The commission shall advise the applicant that the license may be
20 revoked and suspended under chapter 33.

22 5. Conditions on taste-testing activities. The following
24 conditions apply to taste-testing activities under this section:

26 A. Taste-testing must be limited to a designated area;

28 B. Persons who are not at least 21 years of age may attend
30 the special taste-testing festival but are not allowed in
32 the designated taste-testing area;

34 C. Taste-testing must be conducted within the hours of
36 retail sale established in this Title;

38 D. A person may not be charged a fee for any malt liquor
40 served as part of a taste-testing activity;

42 E. Each out-of-state manufacturer is limited to serving 200
44 gallons of malt liquor; and

46 F. A person may not be served who is visibly intoxicated.

6. Excise tax on malt liquor; premiums. Each licensee must
pay the appropriate excise taxes and premiums under sections 1652
and 1703 before the scheduled calendar date of the special
taste-testing festival.

FISCAL NOTE

This bill will result in minor increases in General Fund revenues from a new special license to allow manufacturers of malt liquor to conduct annual taste-testing festivals.

The additional costs of routine enforcement can be absorbed by the Department of Public Safety, Bureau of Liquor Enforcement utilizing existing budgeted resources.'

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STATEMENT OF FACT

This amendment replaces the bill. It retains the special taste-testing festival license portion of the bill but increases the license fee from \$50 to \$100. It also adds a fiscal note to the bill.

(Senator CONLEY)
SPONSORED BY: *Senator Conley*
COUNTY: Cumberland

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