

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1993

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Legislative Document

No. 1600

S.P. 565

In Senate, December 29, 1993

**An Act to Amend the Liquor Laws Pertaining to the Delivery of Beer  
and Wine.**

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.  
Received by the Secretary of the Senate on December 29, 1993. Referred to the Committee  
on Legal Affairs and 1200 ordered printed pursuant to Joint Rule 14.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator CAREY of Kennebec.  
Cosponsored by Senator: BALDACCI of Penobscot, Representatives: BOWERS of Washington,  
TRUE of Fryeburg.

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

2  
4 Sec. 1. 28-A MRSA §1361, sub-§4, as enacted by PL 1987, c. 45,  
Pt. A, §4, is amended to read:

6 4. No sales of malt liquor or wine to person without  
7 wholesale license. No certificate of approval holder, except a  
8 small Maine brewery or Maine farm winery licensee allowed to sell  
9 directly to retailers, may sell or cause to be transported into  
10 the State any malt liquor or wine to any person to whom a Maine  
11 wholesale license has not been issued by the commission. Malt  
12 liquor or wine must be delivered to the place of business of the  
13 wholesaler as shown in the wholesaler's license, must be unloaded  
14 and inventoried at the wholesaler's premises upon the  
15 wholesaler's receipt of the shipment and must come to rest before  
16 delivery is made to any retailer to enable the bureau to inspect  
17 and inventory wholesale warehouses for the purpose of verifying  
18 taxes that are required to be paid on malt liquor and wine  
19 purchased by importers.

20  
22  
24 STATEMENT OF FACT

26 This bill requires that beer and wine sold by large  
27 manufacturers producing more than 50,000 gallons, which would not  
28 include microbreweries or Maine farm wineries producing 50,000  
29 gallons or less, must be physically warehoused by the wholesaler  
30 before delivery can be made to a retailer, allowing more time for  
31 the State to ensure that the appropriate taxes have been paid.

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38 This document has not yet been reviewed to determine the  
39 need for cross-reference, stylistic and other technical  
40 amendments to conform existing law to current drafting standards.