

# MAINE STATE LEGISLATURE

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**LEGAL AFFAIRS**

Reported by: Senator Handy of Androscoggin

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**STATE OF MAINE  
SENATE  
116TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 612, L.D. 1710, Bill, "An Act to Simplify the State's Liquor Tax"

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 §64, sub-§2,** as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

**2. Inventory.** The commission may keep and have on hand a stock of spirits and fortified wine for sale, the value of which, when priced for resale, shall must be computed on ~~less-earlead price-quotations~~ the delivered case cost F.O.B. liquor warehouse filed by liquor vendors. The inventory value shall must be based upon actual cost for which payment may be due and shall may not at any time exceed the amount of working capital authorized. Spirits shall and fortified wine may not be considered in the inventory until payment has been made for them.

**Sec. 2. 28-A MRSA §352, sub-§1, ¶D,** as enacted by PL 1991, c. 791, §1, is amended to read:

D. In addition to the methods of payment, permitted in paragraph C, an agency liquor store, when approved by the commission, may pay for liquor purchased from the commission ~~within 10 days if the agent has deposited cash in escrow with the commission to cover those purchases~~ by mailing a check for payment to the commission when notified of the amount due or upon receiving a liquor delivery. Payments that are mailed must be received or postmarked within 3 days of receipt of a liquor delivery or notification of the amount due.

**COMMITTEE AMENDMENT**



2 revised provisions related to the consequences for late or  
nonhonored payments. These costs can be absorbed within the  
4 bureau's existing budgeted resources.

6 Changing the procedure for determining the value of spirits  
has no net effect on General Fund revenue.'

8  
10 **STATEMENT OF FACT**

12 This amendment changes the procedure for determining the  
value of spirits and fortified wine for resale by computing the  
14 value based on the delivered case cost F.O.B. liquor warehouse  
filed by liquor vendors.

16 The amendment allows agency liquor stores that order  
directly from the State Liquor and Lottery Commission to mail  
18 payments for liquor. Payments by mail must be received or  
postmarked within 3 days of receipt of a liquor delivery or  
20 notification of the amount due.

22 The amendment permits agency liquor store licensees to sell  
combination packages of spirits that the State Liquor and Lottery  
24 Commission has approved for sale in state liquor stores.

26 This amendment also adds a fiscal note to the bill.