

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 198

H.P. 157

House of Representatives, January 21, 2003

An Act to Fund the Fund for a Healthy Maine From an Increase in Liquor Taxes

Reference to the Committee on Taxation suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SUSLOVIC of Portland.
Cosponsored by Senator STRIMLING of Cumberland and
Representatives: CUMMINGS of Portland, DUDLEY of Portland, FAIRCLOTH of Bangor,
LAVERRIERE-BOUCHER of Biddeford, MARLEY of Portland, MILLS of Cornville,
PERRY of Calais, SIMPSON of Auburn.

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

2 **Sec. 1. 28-A MRSA §1651, sub-§1**, as amended by PL 1999, c.
4 166, §1, is further amended to read:

6 **1. State liquor tax.** Except as provided in subsection 2,
8 the commission shall determine and set the list price at which to
10 sell all spirits and fortified wine that will produce an
12 aggregate state liquor tax sufficient to pay all liquor-related
14 expenses of the Bureau of Alcoholic Beverages and Lottery
16 Operations and to return to the General Fund an amount
substantially equal to 125% of the amount of state liquor tax
collected in ~~the--previous~~ fiscal year 2002-03. With the
exception of the discount agency liquor stores in Kittery and
Calais, list prices must be uniform statewide.

18 C. The commission shall add any cost to the State related
20 to handling containers returned for refund pursuant to Title
32, section 1863-A to the established price without markup.

22 **Sec. 2. 28-A MRSA §1651, sub-§4**, as enacted by PL 1987, c. 45,
Pt. A, §4, is amended to read:

24 **4. Net revenue deposited to General Fund.** The commission
26 shall deposit all net revenue derived from the tax under this
28 section to the credit of the General Fund; the Treasurer of State
shall credit annually 10% of the net revenue received pursuant to
this subsection to the Fund for a Healthy Maine established in
Title 22, section 1511.

30 **Sec. 3. 28-A MRSA §1652, sub-§1**, as repealed and replaced by
32 PL 1987, c. 342, §116, is amended to read:

34 **1. Excise tax on malt liquor.** An excise tax is imposed on
36 the privilege of manufacturing and selling malt liquor in the
38 State. The Maine manufacturer or importing wholesale licensee
shall pay an excise tax of ~~25¢~~ 31.25¢ per gallon on all malt
liquor sold in the State.

40 **Sec. 4. 28-A MRSA §1652, sub-§1-A**, as amended by PL 1993, c.
42 462, §7, is further amended to read:

44 **1-A. Excise tax on low-alcohol spirits products and
fortified wines.** An excise tax is imposed on the privilege of
46 manufacturing and selling low-alcohol spirits products and
48 fortified wines in the State. The Maine manufacturer or
importing wholesale licensee shall pay an excise tax of ~~\$1~~ \$1.25
per gallon on all low-alcohol spirits products and fortified
wines manufactured in or imported into the State.

