

MAINE STATE LEGISLATURE

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DATE: 4-26-06

(Filing No. H-1065)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT 'C' to COMMITTEE AMENDMENT "B" to H.P. 415, L.D. 560, Bill, "An Act To Permit Interstate Wine and Malt Liquor Sales and Delivery to Homes"

Amend the amendment by striking out the substitute title and replacing it with the following:

'Resolve, Directing the Department of Public Safety To Study the Issues of Alcohol Regulation and To Review the Impact of Out-of-state Sales and Direct Distribution to Maine Consumers'

Further amend the amendment in the 2nd indented paragraph after the title in the 2nd line (page 1, line 29 in amendment) by striking out the following: "enacting clause" and inserting in its place the following: 'title'

Further amend the amendment by striking out all of section 1 and inserting in its place the following:

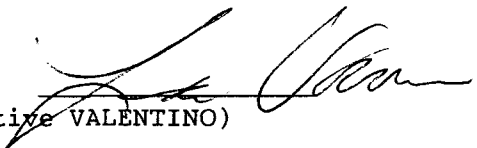
'Sec. 1. Liquor Licensing and Tax Division to study the issues of alcohol regulation. Resolved: That the Liquor Licensing and Tax Division within the Department of Public Safety shall examine all issues of alcohol regulation, including, but not limited to, the issues of out-of-state sales and direct distribution to consumers in the State and the issues of current law that bypass the national 3-tier alcohol distribution system and the impact on the State. The Liquor Licensing and Tax Division shall meet with the interested stakeholders, which must include, but may not be limited to, retailers; local law enforcement; alcohol distributors; manufacturers, both in-state and out-of-state; substance abuse and treatment professionals; and other interested parties to review the alcohol laws and policies of the

State and determine whether the laws and policies satisfy the intended public policy goals of preventing youth access to alcohol; proper oversight and collection of taxes and state revenues; and adequate licensing and enforcement. In addition, the review must consider the pending lawsuit, Cherry Hill Vineyard vs. State of Maine, and the issues identified in this matter; and be it further

Sec. 2. Reporting date established. Resolved: That the Liquor Licensing and Tax Division within the Department of Public Safety shall report the findings under section 1, including proposals for legislation, to the joint standing committee of the Legislature having jurisdiction over alcoholic beverage matters by January 30, 2007.'

SUMMARY

This amendment replaces the bill with a resolve. The resolve directs the Liquor Licensing and Tax Division within the Department of Public Safety to conduct a study and convene a meeting of interested stakeholders to review and study the laws of alcohol regulation, including the issues associated with out-of-state sales and direct distribution to consumers in the State. The study requires a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverage matters by January 30, 2007.

SPONSORED BY: 
(Representative VALENTINO)

TOWN: Saco

FISCAL NOTE REQUIRED
(See attached)



Approved: 04/26/06 *MAC*

122nd MAINE LEGISLATURE

LD 560

LR 0357(07)

An Act To Permit Interstate Wine and Malt Liquor Sales and Delivery to Homes

Fiscal Note House Amendment "C" to Committee Amendment "B"

Sponsor: Rep. Valentino

Fiscal Note Required: Yes

Fiscal Note

Current biennium revenue decrease - General Fund

Correctional and Judicial Impact Statements

Removes new civil violation.

No additional fines will be collected as General Fund revenue.

Fiscal Detail and Notes

This amendment removes the previous fiscal impacts involving General Fund revenue increases and various judicial effects of a minor nature, leaving only a minor cost. The Department of Public Safety will be able to accomplish the study required by the new resolve within existing budgeted resources.