

MAINE STATE LEGISLATURE

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3700
ROFFS

MAJORITY

L.D. 1042

Date: 6/6/2013

(Filing No. S-115)

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VETERANS AND LEGAL AFFAIRS

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Reproduced and distributed under the direction of the Secretary of the Senate.

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STATE OF MAINE

6

SENATE

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126TH LEGISLATURE

8

FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A" to S.P. 359, L.D. 1042, Bill, "An Act To Increase the Opportunities for Taste-testing Events for On-premises Liquor Licensees"

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11

Amend the bill in section 1 in subsection 8 by striking out all of paragraph I (page 1, line 30 in L.D.) and inserting the following:

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13

I. The retail licensee may conduct no more than one taste-testing event per month.'

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Amend the bill in section 1 in subsection 8 by striking out all of paragraphs L, M, N and O (page 1, lines 35 to 37 and page 2, lines 1 to 18 in L.D.) and inserting the following:

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L. Liquor served at a taste-testing event may be provided by the retail licensee purchasing the liquor from a wholesale licensee or agency liquor store. A record of a transaction under this paragraph must be maintained and made available to the bureau.

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M. The retail licensee shall establish a designated area in which to conduct a taste-testing event in accordance with this section and shall make reasonable attempts to ensure that tastings are confined to the designated area.

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N. The retail licensee, with prior approval from the bureau, may conduct an invitation-only taste-testing event at the licensed premises in place of or to coincide with a taste-testing event that is open to the public.

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O. After a taste-testing event is concluded, the retail licensee may return any unused portion of liquor used to conduct the taste-testing event to the licensee's existing stock.'

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Amend the bill in section 1 in subsection 8 by inserting at the end a new blocked paragraph to read:

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'The bureau may adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.'

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Amend the bill by inserting after section 1 the following:

COMMITTEE AMENDMENT

1 **'Sec. 2. Report.** By February 15, 2015, the division within the Department of
2 Public Safety responsible for administering the laws relating to liquor licensing and
3 enforcement shall submit a report to the joint standing committee of the Legislature
4 having jurisdiction over alcoholic beverage matters regarding the administration of
5 taste-testing events conducted in accordance with the Maine Revised Statutes, Title 28-A,
6 section 1051, subsection 8. The report must include information pertaining to the
7 enforcement of the laws governing taste-testing events and any administrative or
8 enforcement concerns reported to or encountered by the division. The committee is
9 authorized to report out a bill after consideration of the report and any recommendations
10 made by the division.'

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SUMMARY

12 This amendment is the majority report of the Joint Standing Committee on Veterans
13 and Legal Affairs. This amendment reduces the number of taste-testing events that may
14 occur at an establishment licensed for on-premises consumption of alcoholic beverages
15 from 3 per month to one per month. The amendment requires that liquor provided for
16 taste-testing events be provided by the licensee and not a manufacturer or wholesaler.
17 The amendment specifies that taste-testing events are to be in a designated area of the
18 establishment and that liquor remaining after the event may be returned to the licensee's
19 stock. Finally, the amendment authorizes the division within the Department of Public
20 Safety responsible for liquor licensing and enforcement to adopt rules and requires the
21 division to submit a report regarding the conduct of taste-testing events at on-premises
22 establishments.

FISCAL NOTE REQUIRED
(See attached)



126th MAINE LEGISLATURE

LD 1042

LR 1718(02)

An Act To Increase the Opportunities for Taste-testing Events for On-premises Liquor Licensees

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-225)
Committee: Veterans and Legal Affairs
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Department of Public Safety associated with rulemaking and submitting the required report can be absorbed within existing budgeted resources.