

MAINE STATE LEGISLATURE

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3MEY
ROFIS

L.D. 983

Date: 6/9/15

(Filing No. S-226)

VETERANS AND LEGAL AFFAIRS

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STATE OF MAINE

SENATE

127TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 345, L.D. 983, Bill, "An Act To Clarify Wine Auction Licenses"

Amend the bill in section 1 in §1209 in subsection 4 in paragraph A in the last line (page 1, line 32 in L.D.) by inserting after the following: "owner," the following: 'For the purposes of subsection 1, paragraph B, wine is considered fine and rare wine if it is not available for purchase in this State through a licensed retailer or wholesaler at the time the inventory is submitted to the bureau.'

Amend the bill in section 1 in §1209 in subsection 4 in paragraph B in the first line (page 1, line 33 in L.D.) by inserting after the following: "bureau" the following: 'at least 30 days prior to the auction'

Amend the bill in section 1 in §1209 in subsection 6 in the 2nd line (page 2, line 19 in L.D.) by striking out the following: "must comply with" and inserting the following: 'is not subject to'

Amend the bill by inserting after section 2 the following:

'Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Alcoholic Beverages - General Operation 0015

Initiative: Provides funds to establish a new Office Associate II position.

GENERAL FUND	2015-16	2016-17
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$44,647	\$60,981
All Other	\$3,734	\$4,979
GENERAL FUND TOTAL	\$48,381	\$65,960

COMMITTEE AMENDMENT

ROFS

SUMMARY

2 This amendment clarifies when wine is considered to be fine and rare for the purpose
3 of being sold at auction. Under the bill, fine and rare wine is wine that is not available for
4 sale in the State by a licensed retailer or wholesaler. The amendment clarifies that wine
5 meets this fine and rare standard if it is not available for sale at the time the inventory of
6 wine to be auctioned is provided to the Department of Administrative and Financial
7 Services, Bureau of Alcoholic Beverages and Lottery Operations. The amendment also
8 states that notice of a wine auction must be made to the bureau at least 30 days in advance
9 and that containers of auctioned wine are not subject to the bottle deposit law.

10 This amendment also adds an appropriations and allocations section to the bill.

FISCAL NOTE REQUIRED

(See attached)

11
12



127th MAINE LEGISLATURE

LD 983

LR 1434(02)

An Act To Clarify Wine Auction Licenses

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-226)

Committee: Veterans and Legal Affairs

Fiscal Note Required: Yes

Fiscal Note

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
Net Cost (Savings)				
General Fund	\$48,381	\$65,960	\$68,399	\$70,936
Appropriations/Allocations				
General Fund	\$48,381	\$65,960	\$68,399	\$70,936

Fiscal Detail and Notes

The bill allows the Bureau of Alcoholic Beverages and Lottery Operations (BABLO) within the Department of Administrative and Financial Services to issue wine auction permits for \$250 each, allowing permit holders to hold wine auctions to sell wine. Auctioned wine must not be available for purchase through a wholesaler or retailer in the State at the time the inventory is submitted to BABLO. BABLO currently requires registering certain labels for \$10 each. This new wine auction permit is estimated to reduce the number of people registering certain labels and results in a minor revenue loss to BABLO. The bill includes General Fund appropriations of \$48,381 in fiscal year 2015-16 and \$65,960 in fiscal year 2016-17 to establish one new Office Associate II position to ensure that wine being auctioned is not available for purchase in the State.