

MAINE STATE LEGISLATURE

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Majority

VETERANS AND LEGAL AFFAIRS

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STATE OF MAINE

SENATE

128TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 194, L.D. 579, Bill, "An Act Regarding Transfers of Liquor between Licensed Manufacturers' Facilities"

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 28-A MRSA §1355-A, sub-§2, ¶K is enacted to read:

K. For the purposes of selling liquor for on-premises and off-premises consumption, a licensee who operates more than one facility licensed for the manufacture of liquor under this section may:

(1) Transfer product produced by the licensee in bulk or packaged in kegs, bottles or cans, including by the case, at one facility licensed for the manufacture of liquor to another facility at which the licensee is licensed to manufacture liquor or to any location where the licensee:

(a) Serves samples of the manufacturer's product in accordance with subsection 2, paragraphs E and F; and

(b) Is authorized under this section to sell the manufacturer's product to nonlicensees for off-premises consumption; and

(2) Transfer product produced by the licensee in bulk or packaged in kegs, bottles or cans, including by the case, from a facility at which the licensee is licensed to manufacture liquor to any establishment licensed for on-premises consumption under chapter 43 operated by the licensee as authorized under paragraph I.

If the same person or persons hold a majority ownership interest of greater than 50% in more than one facility licensed for the manufacture of liquor under this section, the person or persons is considered one licensee for the purpose of transferring liquor as authorized by this paragraph.'

COMMITTEE AMENDMENT

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SUMMARY

This amendment replaces the bill. The amendment provides that a manufacturer of liquor who operates multiple facilities licensed for the manufacture of liquor may transfer liquor the manufacturer produces from one facility to another. It also clarifies that a manufacturer may transfer liquor the manufacturer produces from the licensed manufacturing facility to any establishment operated by the manufacturer that is licensed for on-premises consumption, where samples are served and where sales are permitted for consumption off of the premises.