

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 895**

H. P. 1354

House of Representatives, April 1, 1943

Reported by Mr. Harvey from Committee on Temperance. On motion of Mr. Pierce of Bucksport report tabled pending acceptance and specially assigned for Friday, April 2nd. New Draft ordered printed.

HARVEY R. PEASE, Clerk.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-THREE

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**AN ACT** Relating to the Manufacture and Sale of Apple Wine.

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

**Sec. 1. Sale of apple wine, regulated.** The Maine state liquor commission is authorized and empowered to issue licenses under this act for the manufacture of apple wine from apples grown in Maine. The annual fee for such license shall be \$100, and such license shall expire on August 31st of the year next ensuing.

**Sec. 2. Records.** The licensee or operator of an apple-winery under the provisions of this act shall keep an accurate record in detail showing the date and number of bushels by weight of apples received at such apple-winery, the number of gallons of apple wine manufactured therefrom, the name of the owner, and the place in the state where such apples were grown, together with such other information as may be required by the commission, and process the same in conformity with the regulations of the commission.

**Sec. 3. Notice to the commission of quantity.** On or before September 1 in each year, any person, firm or corporation, hereinafter called owners, desiring to sell apples to said apple-winerries shall notify said apple-winerries

in writing of the estimated number of bushels of apples such owner will sell to such apple-winery, and the locality wherein the apples from which such apple wine is to be manufactured are to be raised. Upon the acceptance by any apple-winery of the offer of such owner, such owner shall deliver to the apple-winery the number of bushels of apples. The commission is authorized to issue regulations so that not less than 40% of the established wholesale price shall be given to all such owners. In case the offering for sale of apples in any year is greater than is needed by the apple-winery, the purchase of the apples from the various owners shall be on a pro rata basis. The state liquor commission shall notify the apple-wineries of the amount of apple wine that it intends to purchase, and the price per gallon that it will pay, and shall pro rate its purchases from the apple-wineries according to the amounts offered for sale to the commission by the various apple-wineries.

**Sec. 4. Apple wine, definition; how sold.** "Apple wine" as used in this act shall mean "liquor" made from apples. All licenses issued by the liquor commission for the sale of spirituous and vinous liquors shall contain an endorsement to the effect that the licensee is authorized to sell apple wine. The state liquor commission shall offer for sale at the various state liquor stores apple wine.

**Sec. 5. Containers.** The commission shall cause each and every container taken from an apple-winery, for sale, to be labeled, marked or branded as to the quantity contained in it, the place of origin and the approximate per cent of alcoholic content by volume.

**Sec. 6. Interstate shipment.** The commission is hereby authorized to sell and ship apple wine to purchasers outside of the state under such rules and regulations as the commission may prescribe.

**Sec. 7. Penalty.** Whoever, other than the state liquor commission or the licensees as specified in this act, sells apple wine of more than 1% of alcoholic content by volume shall be punished by a fine of not less than \$50 nor more than \$200, or by imprisonment for not less than 30 days nor more than 90 days, or by both such fine and imprisonment.

**Sec. 8. Repealing clause.** All acts and parts of acts inconsistent with this act are hereby repealed or amended to conform with the provisions hereof.