

MAINE STATE LEGISLATURE

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N I N E T Y - T H I R D L E G I S L A T U R E

Legislative Document

No. 1117

H. P. 1524 House of Representatives, February 26, 1947.
Transmitted by revisor of statutes pursuant to joint order
Referred to Committee on Temperance. Sent up for concurrence and
ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Marsans of Monmouth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-SEVEN

AN ACT Relating to Manufacture and Sale of Apple Cider.

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

Sec. 1. R. S., c. 57, § 1, amended. The 3rd paragraph of section 1 of chapter 57 of the revised statutes is hereby amended to read as follows:

“Apple ~~wine~~ cider” as used in section 14 shall mean “liquor” made from apples.’

Sec. 2. R. S., c. 57, § 14, amended. Section 14 of chapter 57 of the revised statutes is hereby amended to read as follows:

‘**Sec. 14. Sale of apple cider, regulated; records; notice to the commissioner of quantity; apple cider, how sold; containers; interstate shipment; penalty.** The commission is authorized and empowered to issue licenses under the provisions of this section for the manufacture of apple ~~wine~~ cider from apples grown in this state. The annual fee for such license shall be \$100, and such license shall expire on August 31st of the year next ensuing.

The licensee or operator of an apple ~~winery~~ cider processing plant under the provisions of this section shall keep an accurate record in detail show-

ing the date and number of bushels by weight of apples received at such apple ~~winery~~ **cider processing plant**, the number of gallons of apple ~~wine~~ **cider** 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.

On or before September 1 in each year, any person, firm or corporation, hereinafter called "owners", desiring to sell apples to said apple ~~wineries~~ **cider processing plants**, shall notify ~~said apple wineries~~ **the proprietors of said plants** in writing of the estimated number of bushels of apples such owner will sell to ~~such apple winery~~ **said proprietors of such cider processing plants**, and the locality wherein the apples from which such apple ~~wine~~ **cider** is to be manufactured are to be raised. Upon the acceptance by any ~~apple winery~~ **proprietor of a cider processing plant**, of the offer of such owner, such owner shall deliver to the apple ~~winery~~ **cider processing plant** 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~~ **cider processing plant**, the purchase of the apples from the various owners shall be on a pro rata basis. The commission shall notify the ~~apple wineries~~ **proprietors of the cider processing plants** of the amount of apple ~~wine~~ **cider** that it intends to purchase, and the price per gallon that it will pay, and shall pro rate its purchases from the ~~apple wineries~~ **apple cider processors** according to the amounts offered for sale to the commission by the various ~~apple wineries~~ **apple cider processors**.

All licenses issued by the commission for the sale of spirituous and vinous liquors shall contain an indorsement to the effect that the licensee is authorized to sell apple ~~wine~~ **cider**. The commission shall offer for sale at the various state liquor stores apple ~~wine~~ **cider**.

The commission shall cause each and every container taken from an apple ~~winery~~ **cider processing plant** 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.

The commission ~~is authorized~~ **may authorize licensees and operators of cider processing plants** to sell and ship apple ~~wine~~ **cider** to purchasers outside of the state of **Maine** under such rules and regulations as the commission may prescribe.

Whoever, other than the commission or the licensees, as specified in this section, sells apple ~~wine~~ **cider** 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.'