

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 2016 to August 2, 2017**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**NOVEMBER 1, 2017**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Augusta, Maine**  
**2017**

**CHAPTER 34**  
**S.P. 129 - L.D. 388**

**An Act Regarding the Sale of  
Alcohol by a Manufacturer  
with an On-premises Retail  
License**

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

**Sec. 1. 28-A MRSA §1355-A, sub-§2, ¶¶D and I**, as enacted by PL 2011, c. 629, §22, are amended to read:

D. A licensee under this section may sell from the licensed premises where liquor is produced by the licensee liquor produced by the licensee for consumption off the licensed premises.

(1) Sales made in accordance with this paragraph do not require a licensee under this section to obtain an additional retail license under chapter 45.

(2) Liquor sold in accordance with this paragraph may not be consumed anywhere on the licensed premises.

(3) The area of the licensed premises where a licensee opts to transact sales for off-premises consumption may be accessed from the same entrance used to access an area licensed for on-premises consumption of liquor under chapter 43 in accordance with paragraph I.

I. A licensee may be issued one retail license under chapter 43 per licensed location for the sale of liquor to be consumed on the premises at the retail premises.

(1) The retail license must be held exclusively by the holder of the brewery, small brewery, winery, small winery, distillery or small distillery license.

(2) The retail license authorizes the sale of products of the brewery, small brewery, winery, small winery, distillery or small distillery, in addition to other liquor permitted to be sold under the retail license, to be consumed on the premises.

(3) All records related to activities under a manufacturer license issued under this section must be kept separate from records related to the retail license.

(4) A distillery or small distillery must meet the requirements of subsection 5, ~~paragraph~~ paragraphs D and E.

(5) The licensee shall ensure that products purchased for off-premises consumption un-

der paragraph D are not consumed on the licensed premises.

See title page for effective date.

**CHAPTER 35**  
**S.P. 142 - L.D. 415**

**An Act To Modify the Amount  
of Product Samples of Malt  
Liquor, Wine or Spirits That  
May Be Provided to Retail  
Licensees**

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

**Sec. 1. 28-A MRSA §1402-A, sub-§4**, as amended by PL 2011, c. 629, §27, is further amended to read:

**4. Full-bottle samples.** The maximum amount of unopened full-bottle samples given to a retail licensee may not exceed ~~9~~ 18 gallons of malt ~~beverage liq-~~ uor and ~~9~~ 18 liters of wine annually. A full-bottle sample is an unopened bottle of wine or malt ~~beverage~~ liquor given to a retail licensee, which may be consumed by a retail licensee on or off the premises; and

**Sec. 2. 28-A MRSA §1504, sub-§5**, as amended by PL 2011, c. 629, §31, is further amended to read:

**5. Full-bottle samples.** The maximum amount of unopened full-bottle samples of distilled spirits given to a retail licensee by a sales representative may not exceed ~~3~~ 6 liters per year per distiller represented by that sales representative. Individual samples may not exceed one liter. A full-bottle sample is an unopened bottle of spirits provided to an agency liquor store or an on-premises retail licensee licensed to sell spirits.

See title page for effective date.

**CHAPTER 36**  
**S.P. 220 - L.D. 658**

**An Act To Conform Maine  
Law Regarding Insurer  
Privacy Notices to Federal Law**

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

**Sec. 1. 24-A MRSA §2206, sub-§1, ¶¶B and C**, as enacted by PL 1997, c. 677, §3 and affected by §5, are amended to read: