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Date: (Filing No. S-)

VETERANS AND LEGAL AFFAIRS

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**STATE OF MAINE
SENATE
127TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” 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

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SUMMARY

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

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

FISCAL NOTE REQUIRED

(See attached)