

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-THREE

S.P. 435 - L.D. 1066

An Act to Allow a Restaurant to Serve a Bottle of Wine to the Person Who Brought the Bottle

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

Sec. 1. 28-A MRSA §709, sub-§2, ¶K, as amended by PL 2021, c. 658, §106, is further amended to read:

K. Donations authorized under section 708-C; ~~or~~

Sec. 2. 28-A MRSA §709, sub-§2, ¶M, as enacted by PL 2015, c. 494, Pt. A, §34, is amended to read:

M. Product supplied by licensees authorized under section 1052-D for the purposes of providing taste-testing samples under a taste-testing event license; or

Sec. 3. 28-A MRSA §709, sub-§2, ¶N is enacted to read:

N. A restaurant, Class A restaurant or Class A restaurant/lounge giving, serving or permitting to be served a bottle of wine as authorized under section 1051, subsection 10.

Sec. 4. 28-A MRSA §1051, sub-§10 is enacted to read:

10. Consumption of bottles of wine not sold on the premises. A restaurant, Class A restaurant or Class A restaurant/lounge licensed by the State to sell wine on the premises may give, serve or permit to be served a bottle of wine furnished by a person who has purchased a full meal to be consumed on the premises by that person or by another person within the same group as the person who furnished the wine and may charge a fee, not to exceed \$100 per bottle, for this service. A restaurant, Class A restaurant or Class A restaurant/lounge may permit a person who furnished the bottle of wine to remove the partially consumed bottle of wine from the premises upon departure as long as the person is not visibly intoxicated as defined in section 2503, subsection 7 and the bottle of wine is removed and transported in a manner consistent with subsections 4 and 5, respectively.