The Maine Bureau of Alcoholic Beverages and Lottery Operations is a part of the State Department of Administrative & Financial Services (DAFS). The Bureau effectively regulates the beverage alcohol industry in Maine by ensuring responsible business practices by agency liquor stores, beer and wine wholesalers, and on-premise licensees (bars and restaurants) while creating a favorable business climate.

Local option votes by municipalities, or if an unorganized township, by the county commissioners, are required to determine whether the sale of alcoholic beverages for on and/or off premises consumption is permitted, including whether sales are permitted Monday through Saturday and separately Sunday.

State law allows local jurisdictions to control alcohol availability.

In FY22, Maine distributed its spirits business revenue into five avenues:

- Liquor Operations Revenue Bond (84%)
- General Fund (4%)
- Department of Environmental Protection (4%)
- Department of Health and Human Services (4%)
- Department of Transportation (4%)

The State’s regulation of liquor originated in 1862 with the establishment of a Commission to Regulate Sale of Intoxicating Liquors and to have control of liquors kept and sold for medicinal and manufacturing purposes. In 1992, the Maine State Lottery and the Bureau of Alcoholic Beverages were combined to become the Bureau of Alcoholic Beverages and Lottery Operations. The following year, the Maine State Liquor Commission and State Lottery Commission were merged into a single, combined Commission of five members. The members of the Commission are appointed by the Governor and confirmed by the Legislature and meet monthly to provide public oversight of statutory requirements. The Bureau’s day to day operations are overseen by the Director who is appointed by the Commissioner of DAFS.

Enforcement matters are handled by the Division of Liquor Licensing and Enforcement within the Bureau.

The Bureau can adopt rules consistent with laws of the State for the administration, clarification, execution and administrative enforcement concerning liquor and to prevent violations.

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Maine Bureau of Alcoholic Beverages and Lottery Operations

www.maine.gov/dafs/bablo/ww.MaineSpirits.com

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Spirits are only sold by retail stores licensed by the Bureau. On July 1, 2014, the Bureau entered into a 10-year, fee for services contract with Pine State Trading Company for the warehousing, order management, delivery of spirits to agency liquor stores and inventory management. On-premise licensees must purchase from an agency liquor store that is licensed as a reselling agent by the Bureau. Additionally, in October of 2014, the State entered into a 10-year fee for services contract with Pine State Trading Company for spirits trade marketing services, which are new activities to the Bureau as the state had not previously branded or marketed spirits to Maine consumers.

Maine has control of spirits at wholesale and retail. It has 629 agency liquor stores.

- Maine has policies that regulate the density of off-premise outlets in a neighborhood/precinct/condensed area for agency liquor stores only and that number is determined by population. For other off-premise establishments, there is no policy/law/regulation that regulates the density in any specific area.
- Maine allows the sale of spirituous liquor in convenience stores.
- Servers must be 17 years old and older to serve beer at on-premise outlets, and employees at off-premise outlets can be at least between 15 and 17 to serve beer.
- The sale of spirits, beer and wine are permitted in grocery stores.
- Sunday sales are allowed.
- Keg registration is required.
- For every 100,000 residents ages 21 and older, there are 54.1 spirits outlets.
- Beverage service training is voluntary in most of the state, however, it is mandatory in some municipalities.

#### DEFINITIONS

- **Control systems** -- jurisdictions that directly control the distribution and sale of beverage alcohol in their borders.
- **Three-tier system** -- the method of alcohol distribution developed after Prohibition in the United States. Producers/manufacturers (first tier) can sell products only to wholesalers/distributors (second tier) who then sell to retailers (third tier).
- **Revenue Per Capita** -- revenue per person.
- **Wet and dry counties** -- Wet jurisdictions are those that permit the sale of spirits, wine, or beer for on-premise and off-premise consumption. Dry jurisdictions prohibit some or all alcohol sales, whether on- or off-premise.


June 2023