

Requirements for Take-out and Delivery of Beer and Wine with Food Orders in Maine

The Governor has issued an executive order temporarily allowing restaurants to provide beer and wine in conjunction with take-out and delivery food orders.

Below are the details for complying with these rules.

- All beer and wines must be sold and transported in their original, manufactured and sealed containers.
- Delivery drivers must be an employee of the business who would receive a W-2 and is 21 years of age.
- The licensee or employee must have in their possession in the vehicle:
 - A copy of the restaurant license; and
 - a delivery invoice or receipt showing the quantities, type, origin and destination of the food and alcoholic beverage being delivered.
- The beer or wine must be delivered to a physical building or residence.
- The beer or wine is invoiced and delivered only to a person who must be 21 years old and who is not visibly intoxicated.
- All deliveries of beer and wines shall be accompanied by food prepared by the restaurant licensee, as required by the type of license issued, and ordered by the consumer.
- Deliveries of beverage and wine shall occur between the hours of 5:00am to 1:00 am of the following day, 7 days a week.
- Beer and wine sold for take-out or delivery must be taxed at 8%.
- Draft beer, mixed drinks/cocktails, and spirits bottles are not permitted to be sold.
- Beer, wine or spirits must not be consumed on the premises.