

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 405, L.D. 588, Bill, "An Act to Amend the Public Drinking Laws"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'17 MRSA §2003-A, sub-§2, as repealed and replaced by PL 1985, c. 474, is amended to read:

2. **Crime.** A person is guilty of public drinking if the person:

A. After being forbidden to do so personally by a law enforcement officer, he drinks liquor in any public place knowing that he the person is not licensed or privileged to do so, unless he the person has been given permission to do so by the owner or authorized person; or

B. Within a municipality,--he drinks liquor in any public place other than on state property within ~~150~~ 200 feet of a notice posted conspicuously in the public place by the owner or authorized person which forbids drinking liquor in the public place, unless he the person has been given permission to do so by the owner or authorized person.

FISCAL NOTE

The additional work load and administrative costs associated with a minimal number of additional cases filed in District Court as a result of the new requirements will be absorbed within the budgeted resources of the Judicial Department.'

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STATEMENT OF FACT

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6 This amendment replaces the original bill and reinstates the  
8 provision that a person must have notice of the prohibition  
10 against public drinking before that person is considered guilty  
12 of illegal public drinking, but it changes the law so that a  
person is guilty of public drinking if that person drinks liquor  
within 200 feet, rather than 150 feet, of a sign prohibiting  
drinking that is posted in a public place. The amendment deletes  
the provisions of the bill relating to urinating in public. The  
amendment also adds a fiscal note.

Reported by the Committee on Legal Affairs  
Reproduced and distributed under the direction of the Clerk of the  
House  
(4/17/91) (Filing No. H-148)