

# MAINE STATE LEGISLATURE

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# 121st MAINE LEGISLATURE

## FIRST REGULAR SESSION-2003

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Legislative Document

No. 656

H.P. 486

House of Representatives, February 11, 2003

### **An Act to Allow Beverage Sales from Mobile Service Bars on Golf Courses**

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Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative BROWNE of Vassalboro.  
Cosponsored by Representative HEIDRICH of Oxford, Senator MAYO of Sagadahoc and  
Representatives: BRUNO of Raymond, COLLINS of Wells, HONEY of Boothbay,  
McCORMICK of West Gardiner, McGOWAN of Pittsfield, McKENNEY of Cumberland,  
McNEIL of Rockland, TARDY of Newport.

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

4 **Sec. 1. 28-A MRSA §1012, sub-§4** is enacted to read:

6 4. **Golf course mobile service bar.** A licensee who is the  
owner of a golf course may apply for a license to sell malt  
liquor from a mobile service bar as provided in section 1075-A.  
8 The license fee per calendar year is \$100.

10 This subsection is repealed January 1, 2006.

12 **Sec. 2. 28-A MRSA §1075, sub-§2**, as enacted by PL 1995, c.  
195, §2, is repealed and the following enacted in its place:

14 2. **Sales for consumption on slopes or courses prohibited.**  
16 This section does not permit a ski area to sell liquor for  
consumption on the slopes away from the licensed area. Except as  
18 provided in section 1075-A, a golf course may not sell liquor for  
consumption on the course away from the licensed area.

20 This subsection is repealed January 1, 2006.

22 **Sec. 3. 28-A MRSA §1075, sub-§2-A** is enacted to read:

24 2-A. **Sales for consumption on slopes or courses**  
26 **prohibited.** This section does not permit a ski area to sell  
liquor for consumption on the slopes away from the licensed area  
28 or a golf course to sell liquor for consumption on the course  
away from the licensed area.

30 This subsection takes effect January 1, 2006.

32 **Sec. 4. 28-A MRSA §1075-A** is enacted to read:

34 **§1075-A. Golf course mobile service bar**

36 1. **Definitions.** As used in this section, unless the  
38 context otherwise indicates, the following terms have the  
following meanings.

40 A. "Mobile service bar" means a golf cart or other similar  
42 vehicle staffed by an employee of the golf course and  
outfitted for storage, cooling or refrigeration and sale and  
44 service of malt liquor in cans or bottles.

46 2. **License.** The bureau may issue a license for a mobile  
service bar to a licensee who owns a golf course or may issue a  
48 license for a mobile service bar to a Class A restaurant, Class A  
restaurant/lounge or Class I hotel located at a golf course and  
50 to a golf course owner. The licensee shall ensure that:

2 A. All individuals selling, serving or dispensing malt  
4 liquor from a mobile service bar are employees of the golf  
6 course;

8 B. All malt liquor possessed and consumed on the golf  
10 course is sold by the licensee;

12 C. A sufficient number of employees are deployed to  
14 adequately control and ensure adherence to laws applying to  
16 the serving, sale and consumption of malt liquor on the golf  
18 course;

20 D. Service or consumption of any liquor is not allowed in  
22 parking lots except as otherwise provided in this chapter;

24 E. A licensee or licensee's employees do not allow patrons  
26 to leave the golf course with any liquor;

28 F. Only one standard serving of malt liquor is served to an  
30 individual at a time;

32 G. Signs are posted that state that a patron may not bring  
34 alcoholic beverages onto the premises of the golf course;

36 H. Signs are placed on the mobile service bar that state  
38 that service or consumption of any liquor by a person under  
40 21 years of age is prohibited;

42 I. Malt liquor from a mobile service bar is purchased and  
44 consumed only by those patrons engaged in a round of golf;  
46 and

48 J. The operator of a mobile service bar has successfully  
completed an alcohol server education course approved by the  
bureau.

3. **Penalty.** A person who brings alcoholic beverages onto  
the premises of a golf course commits a civil violation for which  
a fine of not less than \$250 nor more than \$1,500 may be adjudged.

4. **Revocation of license.** Licenses issued by the bureau  
under this section and any other license to sell liquor for  
on-premises consumption held by a licensee under this section  
must be revoked for violation of the liquor laws or any rule  
adopted by the bureau.

5. **Repeal.** This section is repealed January 1, 2006.

## SUMMARY

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4 This bill permits the Department of Public Safety, Bureau of  
Liquor Enforcement to license golf courses to serve liquor on  
6 courses from mobile service bars. The bill establishes the  
annual license fee for a mobile service bar at \$100 and limits  
8 sales from a mobile service bar to just malt liquor. It also  
requires that a licensee ensure that malt liquor is served to  
10 only those engaged in a round of golf and that the operator of a  
mobile service bar successfully complete an alcohol server  
education course approved by the Bureau of Liquor Enforcement  
12 within the Department of Public Safety. The bill also requires  
that the bureau revoke a license for a mobile service bar for  
14 violation of the liquor laws or any rule adopted by the bureau.  
The bill provides for the repeal of the mobile service bar  
16 license provisions on January 1, 2006.