MAINE STATE LEGISLATURE

The following document is provided by the LAW AND LEGISLATIVE DIGITAL LIBRARY at the Maine State Law and Legislative Reference Library http://legislature.maine.gov/lawlib



Reproduced from electronic originals (may include minor formatting differences from printed original)



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1329

H.P. 923

House of Representatives, April 4, 2017

An Act To Allow Tobacco Retail Establishments To Serve Alcohol

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

ROBERT B. HUNT

R(+ B. Hunt

Presented by Representative PIERCE of Dresden. Cosponsored by Senator SAVIELLO of Franklin and

Representatives: ALLEY of Beals, FAY of Raymond, PARRY of Arundel, STANLEY of Medway, STEWART of Presque Isle, STROM of Pittsfield, TIMBERLAKE of Turner,

Senator: KATZ of Kennebec.

2	Sec. 1. 28-A MRSA §2, sub-§15, ¶T-2 is enacted to read:
3 4 5	T-2. "Tobacco retail establishment" means a retail establishment licensed under Title 22, chapter 262-A that generates at least 50% of its gross annual income from the sale of tobacco products.
6	Sec. 2. 28-A MRSA §2, sub-§32-C is enacted to read:
7 8 9	32-C. Tobacco products. "Tobacco products" includes any form of tobacco and any material or device used in smoking, chewing or other form of tobacco consumption, including cigarette papers and pipes.
10 11	Sec. 3. 28-A MRSA §1001, sub-§3, ¶L, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:
12	L. Qualified catering services; and
13	Sec. 4. 28-A MRSA §1001, sub-§3, ¶L-1 is enacted to read:
14	L-1. Tobacco retail establishments; and
15 16	Sec. 5. 28-A MRSA §1003, sub-§3, ¶L, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:
17	L. Qualified catering services; and
18	Sec. 6. 28-A MRSA §1003, sub-§3, ¶L-1 is enacted to read:
19	L-1. Tobacco retail establishments; and
20 21	Sec. 7. 28-A MRSA §1004, sub-§3, ¶N, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:
22	N. Restaurants; and
23	Sec. 8. 28-A MRSA §1004, sub-§3, ¶N-1 is enacted to read:
24	N-1. Tobacco retail establishments; and
25 26	Sec. 9. 28-A MRSA §1005, sub-§3, ¶O, as amended by PL 1987, c. 342, §65, is further amended to read:
27	O. Taverns; and
28	Sec. 10. 28-A MRSA §1005, sub-§3, ¶O-1 is enacted to read:
29	O-1. Tobacco retail establishments; and
30	Sec. 11. 28-A MRSA §1080 is enacted to read:

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

1

1	§1080. Tobacco retail establishments
2 3 4	1. Issuance of licenses. The bureau may issue licenses under this section for the sale of spirits, wine and malt liquor to be consumed on the premises to tobacco retail establishments as defined in section 2, subsection 15, paragraph T-2.
5 6	2. Minors not allowed on premises. Minors are not permitted to remain on the premises of a tobacco retail establishment licensed under this section except when:
7 8	A. The minor is accompanied by a parent, legal guardian or custodian as defined in Title 22, section 4002, subsection 5;
9	B. The minor is employed under section 704; or
10 11	C. The licensee does not permit consumption of liquor on the premises for a specific period of time or event.
12	SUMMARY
13 14 15 16	This bill allows the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to issue licenses to tobacco retail establishments to sell spirits, wine and malt liquor for consumption on the premises of those establishments.