

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
100th LEGISLATURE

SENATE AMENDMENT "A" to S. P. 438, L. D. 1359, Bill, "An Act to Further Regulate the Sale of Malt Liquor Between Manufacturers and Wholesalers."

Amend said Bill by striking out the title and inserting in place thereof the following title: 'An Act Clarifying Power of Liquor Commission Relative to Sale of Malt Liquor.'

Further amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

"Sec. 1. R. S., c. 61, §8, sub-§IX-A, additional. Section 8 of chapter 61 of the Revised Statutes, as amended, is further amended by adding a new subsection, to be numbered IX-A, to read as follows:

'IX-A. Malt liquor. To establish by rules and regulations and effective control of the business of manufacture, sale, dispensation, distribution and importation of malt liquor within and into the State, including the time, place and manner in which malt liquor shall be sold and dispensed.'

Sec. 2. R. S., c. 61, §18-A, additional. Chapter 61 of the Revised Statutes is amended by adding a new section to be numbered 18-A, to read as follows:

'Sec. 18-A. Termination of a franchise between a holder of certificate of approval and wholesaler. If a rule and regulation should be made by the commission relative to termination of a franchise between a holder of certificate of approval and a distributor of malt liquor at wholesale, it shall provide that:

I. Termination time. Said termination franchise notice as set by the commission shall be 90 days or less.

II. Notification. Either party shall notify the commission in writing prior to any change to be made by them as to change of distributor or territory to be served.

III. Hearing. Either party may request a hearing before the commission, and for cause of malfeasance or nonfeasance the commission may cancel the waiting period. By notifying the commission in writing both parties may waive their rights and the commission may immediately approve this change in territory or distributorship.' "

Filed by Senator STANLEY of PENOBSCOT.

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