

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 560

H. P. 426

House of Representatives, February 3, 1971

Referred to Committee on Liquor Control. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Cote of Lewiston.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Sale of Liquor Not to be Consumed on the Premises.

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

Sec. 1. R. S., T. 28, § 701, amended. The first paragraph of section 701 of Title 28 of the Revised Statutes, as amended by section 2 of chapter 165 of the public laws of 1969, is further amended to read as follows:

Fees for full-year licenses shall be:

Hotel—Spirituous and vinous, in cities or towns having population of 10,000 or more, serving meals	\$ 600.00
Hotel—Spirituous and vinous, in cities or towns having population of 10,000 or more, either serving or not serving meals	1,000.00
Hotel—Spirituous and vinous, in cities or towns having population of less than 10,000, serving meals	300.00
Hotel—Spirituous and vinous, in cities or towns having population of less than 10,000, either serving or not serving meals	500.00
Hotel—Take-out liquor	300.00

Sec. 2. R. S., T. 28, § 701, amended. The 2nd paragraph of section 701 of Title 28 of the Revised Statutes, as repealed and replaced by section 54 of chapter 513 of the public laws of 1965 and as amended, is further amended to read as follows:

Population shall be determined according to each Federal Decennial Census as shown by any official report authorized by the Federal Census Act and shall apply to the licensing period next following such official report.

Hotel—Malt liquor	\$200.00
Club—Spirituous and vinous	200.00
Club—Take-out liquor	100.00
Club—Malt liquor	100.00
Public service—Spirituous and vinous	200.00
Public service—Malt liquor	100.00
Public service—Airlines—Spirituous and vinous	500.00
Public service—Airlines—Malt liquor	200.00
Restaurant, class A—Spirituous and vinous	750.00
Restaurant, class A—Take-out liquor	200.00
Restaurant, class A—Malt liquor	200.00
Restaurant—Malt liquor only	200.00
Restaurant—Vinous liquor only	200.00
Tavern—Malt liquor only	300.00
Tavern, class A—Malt liquor only	400.00
Retail store—Malt liquor only	
If merchandise is groceries only	100.00
If other stock of merchandise	200.00
Retail store—Table wine only	
If merchandise is groceries only	200.00
If other stock of merchandise	300.00

Sec. 3. R. S., T. 28, § 701, amended. The 5th paragraph of section 701 of Title 28 of the Revised Statutes, as amended, is further amended to read as follows:

Fees for part-time licenses shall be:

Part-time—Hotels and clubs—Spirituous and vinous— $\frac{1}{2}$ full-time fee at their location.

Part-time—Hotels, clubs and restaurants, class A—take-out liquor— $\frac{1}{2}$ full-time fee.

Part-time—Restaurant, class A—Spirituous and vinous	\$375.00
Part-time—Hotel or restaurant—Malt liquor only	125.00
Part-time—Club—Malt liquor only	50.00
Part-time—Tavern—Malt liquor only	150.00
Part-time—Tavern, class A—Malt liquor only	200.00

Sec. 4. R. S., T. 28, § 801, amended. The last sentence of section 801 of Title 28 of the Revised Statutes is repealed and the following enacted in place thereof:

Hotels, class A restaurants and club spirituous and vinous liquor licensees may by himself, clerk, servant or agent sell liquor in the original packages to be consumed elsewhere than upon the licensed premises. Such liquor shall be sold for a price not less than 10% nor more than 20% above the retail purchase price established by the commission.

FISCAL NOTE

It is estimated that this Act will increase revenue to the State of about \$50,000 per year.

STATEMENT OF FACT

The purpose of this bill is to aid in eliminating the illegal sale of liquor by nonlicensees.