

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1295

S. P. 449 In Senate, March 12, 1971
Referred to Committee on Liquor Control. Sent down for concurrence and
ordered printed.

HARRY N. STARBRANCH, Secretary
Presented by Senator Conley of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Definition of Restaurant under the Liquor Law.

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

Sec. 1. R. S., T. 28, § 2, sub-§ 17, amended. Subsection 17 of section 2 of Title 28 of the Revised Statutes, as amended by chapter 51 and by chapter 511, both of the public laws of 1967, is further amended by adding after the first sentence a new sentence to read as follows:

Such a place not open to the public but which provides food for members and guests only shall be considered a restaurant within the meaning of the term.

Sec. 2. R. S., T. 28, § 4, amended. The 4th paragraph of section 4 of Title 28 of the Revised Statutes, as repealed and replaced by section 1 of chapter 183 and as amended by section 4-A of chapter 500, both of the public laws of 1969, is further amended to read as follows:

Licensed hotels, class A restaurants, **restaurants open to members and guests only**, and clubs, as defined under section 2, shall have the right to sell liquor on Sundays between the hours of 12 noon and midnight and such sales may be made during such time by the licensee himself, a clerk, servant or agent in a municipality or unincorporated place where a majority of votes cast in the municipality or unincorporated place in a state-wide special election shall answer in the affirmative to the following local option question:

Shall this municipality or unincorporated place authorize the sale on Sunday of liquor in those licensed hotels, class A restaurants, **restaurants open to members and guests only**, and clubs where liquor is permitted to be sold during the rest of the week?

and where there was a majority of affirmative votes cast on any local liquor option question voted upon, other than questions 1, 5 and 6, at the last election at which local liquor option questions were on the ballot in the municipality or unincorporated place.

STATEMENT OF FACT

At the present time there is no provision in the law which permits a restaurant which serves members only to hold a liquor license. This bill will permit such a restaurant to hold a liquor license.