

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 1364

H. P. 1042

House of Representatives, March 6, 1973

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

E. LOUISE LINCOLN, Clerk

Presented by Mrs. Berry of Madison.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT Relating to Enforcement of the Liquor Laws.

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

Sec. 1. R. S., T. 28, § 55, sub-§ 14, amended. The 2nd sentence of subsection 14 of section 55 of Title 28 of the Revised Statutes, as amended by section 17 of chapter 592 of the public laws of 1971, is further amended to read as follows:

The Commissioner of Public Safety shall appoint, subject to the Personnel Law, a chief inspector and as many inspectors as may from time to time be found necessary, **but at no time less than 26 inspectors.**

Sec. 2. Violations. Notwithstanding other provisions of law, violations of any of the sections of the liquor laws by a licensee as contained in the Revised Statutes, Title 28, shall be deemed an offense against the State punishable in a duly constituted court of law. Other sections of the Revised Statutes, Title 28, as it applies to the licensee, revocation or suspension of his license, or both, shall remain the same.

Sec. 3. Administrative Hearing Commissioner. The Administrative Hearing Commissioner shall conduct a court of law to hear all violations by liquor licensees. Charges may be brought before the Hearing Commissioner by the liquor inspectors or by any duly elected or appointed enforcement officer, State, county or municipal. Licensees shall be punished under the general penalty statute applying to the Revised Statutes, Title 28, the same as other nonlicensed offenders.

STATEMENT OF FACT

The purpose of this Act is to place enforcement of liquor laws back in the courts.