

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

HOUSE AMENDMENT" A "to S.P. 290, L.D. 1015,
Bill, "AN ACT Relating to Special Agency Stores."

Amend said Bill by striking out in the 5th
line (3rd line in L.D.) the underlined words
"cities and towns" and inserting in place thereof
the following: 'cities, towns and unorganized
townships'

Further amend said Bill by inserting after
that part designated "§153." and before the Fiscal
Note the following:

'1. The State Liquor Commission shall establish
rules and regulations for the operation of the
special agency retail stores. These rules and
regulations shall include, but not be limited to,
the following: Storage facilities for alcoholic
beverages, the handling and sale of alcoholic
beverages, the extent of the geographical area or
the size of the population to be served by special
agency stores, the hours of operation, the size
and nature of the facilities of the special agency
stores and any other rules and regulations that the
State Liquor Commission deems necessary to carry
out the purpose of this section.

The State Liquor Commission shall hold public
hearings in communities in which special agency
stores are to be established and by majority vote
issue a permit to the owner of such retail store
which can most conveniently and best serve the
public. If, in the opinion of the State Liquor
Commission, there are several retail stores that
have adequate facilities, are located in a
convenient location and can fulfill the rules and
regulations established by the commission, and the
commission is unable to make a choice, the special
agency store shall be chosen by lot.

Any retail food store may appeal a decision made by the State Liquor Commission to the Administrative Court Judge in accordance with Title 5, chapters 301-307. If any person, firm, corporation or association is aggrieved by the decision of the Administrative Court Judge, he or she may appeal such decision to the Superior Court in accordance with the provisions of Title 5, chapter 307.'

Statement of Fact

The purpose of this amendment is to provide standards and a procedure for the creation of special agency stores, to provide for hearings and an appeal process required by law, to place the responsibility of creating such special agency stores with the State Liquor Commission and to include the unorganized townships under the provisions of this Act.

Filed by Mr. Pierce of Waterville.

Reproduced and distributed under the direction of the Clerk of the House.

4/23/75

(Filing No. H-193)