

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

HOUSE AMENDMENT "B" 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 territories'

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 selection and operation of the special agency retail stores. These rules and regulations shall include, but are not limited to, the following: Location of the special agency retail store, storage facilities for alcoholic beverages, the handling and sale of alcoholic beverages, the hours of operation, the segregation of intoxicating liquors from other goods in the special agency stores, the size and nature of the facilities of special agency stores for different quantities of intoxicating beverages to be sold, and any other rules and regulations that the State Liquor Commission deems necessary to carry out the purposes of this section.

The Bureau of Alcoholic Beverages shall, in accordance with Title 5, section 2351, give public notice that a state agency retail store may be established in a particular city, town or unorganized territory. The Bureau of Alcoholic Beverages shall request all interested parties in said city, town or unorganized territory to notify the Bureau of Alcoholic Beverages in regard to the establishment of a state agency retail store. The Bureau of Alcoholic Beverages shall provide all applicants with the necessary information

for the establishment of a special agency retail store. The Bureau of Alcoholic Beverages shall conduct an investigation to determine the most feasible location and type of facility for the agency store, and any applicant denied a permit shall be given reasons for the permit refusal.

Any applicant aggrieved by a decision made by the Bureau of Alcoholic Beverages may appeal 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 more workable standards and a more practical procedure for the creation and operation of special agency stores.

Filed by Mr. Pierce of Waterville.

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

4/30/75

(Filing No. H-227)