

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1193

H. P. 991

House of Representatives, March 23, 1977

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

EDWIN H. PERT, Clerk

Presented by Mr. Raymond of Lewiston.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT Reinstating the Malt Liquor License Application Filing Fee.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 107th session of the Legislature enacted Public Law 1975, chapter 741, "An Act to Revise the Statutes Concerning Alcoholic Beverages;" and

Whereas, in revising the statutory provision relating to license fees, the Legislature inadvertently omitted a provision relating to filing fees for applications for original and renewal malt liquor licenses; and

Whereas, these filing fees are necessary for the administration of malt liquor license fee applications; and

Whereas, the State has collected a large number of these fees during the current year; and

Whereas, unless the statutory authorization for the collection of these fees is immediately reinstated, the State will be liable for repayment of these needed filing fees; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

28 **MRSA** § 701, as last repealed and replaced by PL 1975, c. 741, § 1, is amended by adding at the end the following new paragraph to read:

Every applicant for an original or renewal malt liquor license shall remit with his application a filing fee of \$10, except in unorganized places the filing fee of \$10 shall be paid to the county treasurer of the county in which the unincorporated place is located, and all such applications for license in unincorporated places shall be accompanied by evidence of payment of filing fee to the county treasurer.

Emergency clause; retroactivity. In view of the emergency cited in the preamble, this Act shall take effect when approved, and shall be retroactive to July 26, 1976.

STATEMENT OF FACT

The purpose of this bill is to reinstate the malt liquor license application filing fee.