

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 382

H. P. 316

House of Representatives, February 7, 1979

Referred to the Committee on Legal Affairs. Sent up for concurrence and 1,800 ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Gillis of Calais.

Cosponsor: Mr. Vose of Eastport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

AN ACT Concerning Issuance and Renewals of Liquor Licenses.

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

28 MRSA § 252, 3rd ¶, as enacted by PL 1975, c. 741, § 14, is repealed and the following enacted in its place:

Requests for renewal of liquor licenses shall be approved or disapproved by municipal officials, or in the case of unincorporated places, the county commissioners of the county wherein the unincorporated place is located, prior to submission to the State Liquor Commission. In case of disapproval, a letter outlining the reasons for the denial of a license renewal, from the municipal officials or in the case of unincorporated places, the county commissioners of the county wherein the unincorporated place is located, shall be forwarded with the renewal request to the State Liquor Commission.

STATEMENT OF FACT

This proposed legislation provides for the review and approval or disapproval of all new and renewal applications for liquor licenses within the municipalities. By having this review and approval or disapproval in the municipality, we are exercising the principles of local control, as the conduct surrounding the operation of a licensed establishment is best known in the community concerned, not elsewhere. The decision of the municipality would be forwarded to the State Liquor Commission for final action. Rights of appeal are still maintained.