

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 602

S. P. 217

In Senate, February 16, 1979

Referred to the Committee on Legal Affairs. Sent down for concurrence and ordered printed.

Presented by Senator O'Leary of Oxford.

MAY M. ROSS, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT to Limit the Number and Location of Agency Stores under the Statutes
Relating to Alcoholic Beverages.**

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

Sec. 1. 28 MRSA § 153, first ¶, as repealed and replaced by PL 1975, c. 770, § 135 and as amended by PL 1975, c. 741, § 8, is further amended by adding at the end 2 new sentences to read:

The commission may not license a greater number of agency stores than exists on July 1, 1979. The commission shall not license any agency store which is within a 10-mile radius of a state store.

Sec. 2. 28 MRSA § 153, as last amended by PL 1977, c. 551, § 4, is further amended by adding at the end a new paragraph to read:

The commission shall not license any new agency store unless, no fewer than 60 days before the effective date of the license, it notifies the Joint Standing Committee on State Government of that proposed licensing. This notification requirement shall not extend to the licensing of an agency store in a municipality if that agency store is intended to replace an agency store in that municipality which has, within the previous 6 months, been closed.

STATEMENT OF FACT

This bill will limit the number of agency liquor stores licensed by the State Liquor Commission to the number existing on July 1, 1979. It further provides that no agency liquor store may be located within a 10-mile radius of any state liquor store.

Finally, it provides that, before any new agency liquor store is licensed, the State Liquor Commission shall notify the Joint Standing Committee on State Government so that the Legislature may take any action which it thinks necessary. The bill exempts from this notification, however, opening of a state liquor store intended to replace an agency liquor store which has closed within the past 6 months.