

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 87

6
7 S.P. 32

In Senate, January 5, 1983

8 Reference to the Committee on Legal Affairs suggested and ordered
9 printed.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Charette of Androscoggin.

Cosponsors: Senator Baldacci of Penobscot, Representative Swazey of
11 Bucksport and Representative Handy of Lewiston.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT Pertaining to Local Public
18 Hearings on Liquor License Applications.
19

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

22 28 MRSA §252-A, sub-§1, as enacted by PL 1981, c.
23 366, §5, is amended to read:

24 1. Hearings. The municipal officers or, in the
25 case of unincorporated places, the county commission-
26 ers of the county in which the unincorporated place
27 is located shall hold a public hearing for the con-
28 sideration of applications for new licenses requiring
29 their approval, ~~requests for renewal of licenses~~ and
30 applications for transfer of location. The municipal
31 officers or county commissioners may hold a public
32 hearing for the consideration of requests for renewal
33 of licenses.

1 A. Application and request forms shall be pre-
2 pared and supplied by the State Liquor Commis-
3 sion.

4 B. Prior public notice of any such hearing shall
5 be prepared, by causing a notice at the appli-
6 cant's prepaid expense, stating the name and
7 place of hearing, to be printed:

8 (1) If the municipality where the premises
9 are situated has a daily newspaper, then in
10 that newspaper for at least 6 consecutive
11 days prior to the date of hearing;

12 (2) If the municipality where the premises
13 are situated has a newspaper, although not a
14 daily, then in that newspaper for 2 consecu-
15 tive weeks prior to the date of hearing; or

16 (3) If no newspaper is printed, then for at
17 least 6 consecutive days in a daily news-
18 paper having general circulation in the
19 municipality in which the premises are situ-
20 ated or for 2 consecutive weeks prior to the
21 date of hearing in any newspaper published
22 in that county.

23 STATEMENT OF FACT

24 This bill would reinstate 2 provisions which were
25 removed when the laws pertaining to public hearings
26 for liquor license applications were revised by the
27 Legislature in 1981. The first provision would again
28 allow municipalities the option of holding a public
29 hearing on requests for liquor license renewals.
30 This would allow municipalities to conduct public
31 hearings on only those renewal applications which are
32 controversial.

33 This bill also puts language back in the law re-
34 quiring liquor license applicants to prepay the
35 expense of publishing a notice of the public hearing
36 in local newspapers.

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