

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 398

6
7 H.P. 339

House of Representatives, February 1, 1983

8 On Motion of Representative Cox of Brewer referred to the Committee
9 on Legal Affairs. Sent up for concurrence and ordered printed.

10 EDWIN H. PERT, Clerk

11 Presented by Representative Callahan of Mechanic Falls.
Cosponsor: Senator Dow of Kennebec.

12 STATE OF MAINE
13

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

17 AN ACT to Authorize Licensees Under the
18 Liquor Laws to Serve as a Law Enforcement Officer.
19

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

22 28 MRSA §201, as amended by PL 1979, c. 319, §4,
23 is further amended to read:

24 §201. Eligibility

25 No license ~~shall~~ may be issued to any natural
26 person unless such person is at least 20 years of age
27 and is a citizen of the United States and of this
28 State. A part-time or 6 months' license, as author-
29 ized by law, may be issued to any natural person who
30 is at least 20 years of age and is a citizen of the
31 United States. No license ~~shall~~ may be issued to a
32 partnership or to an association unless all persons
33 having an interest therein are at least 20 years of

1 age and are citizens of the United States and of this
2 State. A part-time or 6 months' license, as author-
3 ized by law, may be issued to a partnership or asso-
4 ciation if all persons having an interest therein are
5 at least 20 years of age and are citizens of the
6 United States. No license shall may be issued to any
7 corporation unless it shall be incorporated under the
8 laws of this State or authorized to transact business
9 in this State. No license shall may be issued to a
10 corporation any of the principal officers of which
11 would not personally be eligible for a liquor license
12 because such officer had had a license for sale of
13 liquor revoked. No person, who is not at the time of
14 the offense the holder of a liquor license, convicted
15 of violating any of the laws of this State or the
16 United States with respect to manufacture, trans-
17 portation, importation, possession or sale of intoxi-
18 cating liquor shall may be granted a license for sale
19 of liquor for a period of 5 years from the date of
20 such conviction, and no person who sells liquor of a
21 greater alcoholic content than authorized by his li-
22 cense shall may be considered the holder of a license
23 for the purposes of this sentence. No clerk, servant
24 or agent of a licensee, who is convicted of sale of
25 liquor on Sunday, shall may himself be granted a li-
26 cense for sale of liquor for a period not exceeding 5
27 years from the date of such conviction. No person
28 whose license for sale of liquor expires pending an
29 appeal from conviction of a violation of law forbid-
30 ding sale of intoxicating liquor on Sunday, by him-
31 self or his clerk, servant or agent, on his licensed
32 premises, shall may, after subsequent final convic-
33 tion of himself, clerk, servant or agent be eligible
34 for a liquor license for a period not exceeding 5
35 years from the date of such final conviction. No li-
36 cense shall be issued in which any law enforcement
37 official benefits financially either directly or
38 indirectly.

39 STATEMENT OF FACT

40 The purpose of this bill is to allow people who
41 have been issued a license to run a regional liquor
42 store or other liquor license, to work as a law
43 enforcement officer.

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