

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
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3 ONE HUNDRED AND ELEVENTH LEGISLATURE  
4

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5 Legislative Document

No. 680

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7 S.P. 238

In Senate, February 10, 1983

8 Referred to the Committee on Legal Affairs, sent down for concurrence  
9 and ordered printed.

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

Presented by Senator Trafton of Androscoggin.

Cosponsor: Representative Callahan of Mechanic Falls.

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12 STATE OF MAINE  
13

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

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17 AN ACT to Remove the 10-mile Radius  
18 Limit Concerning the Licensing of Agency  
19 Liquor Stores.  
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21 Be it enacted by the People of the State of Maine as  
22 follows:

23 28 MRSA §153, first ¶, as amended by PL 1979, c.  
24 117, §1, is further amended to read:

25 The State Liquor Commission shall have authority  
26 to license and regulate, in cities, towns and  
27 unorganized territories which have voted in favor of  
28 the operation of state stores under local option  
29 provisions and where there are no state stores, and  
30 on islands which are within cities, towns and  
31 unorganized territories where there are state stores  
32 but which are not connected to those cities, towns  
33 and unorganized territories by bridge and which have  
34 no state stores on them, retailers as special agency

1 stores on an annual, seasonal or temporary basis for  
2 the purposes of selling liquor in sealed bottles,  
3 containers or original packages for consumption off  
4 the premises. The liquor shall be sold by the State  
5 Liquor Commission, to the special agency stores pur-  
6 suant to section 204. The commission shall not li-  
7 cense any additional agency stores which would be  
8 within a 10-mile radius of a state store or agency  
9 store. If a state or agency store closes, it may not  
10 be replaced if there is another state or agency store  
11 within a 10-mile radius, except that, after the clos-  
12 ing of any agency store which was licensed prior to  
13 December 1, 1979 and which is within a 10-mile radius  
14 of a state store or another agency store, that agency  
15 store may be replaced once after December 1, 1979.

16

#### STATEMENT OF FACT

17 This bill eliminates a limitation on the licens-  
18 ing of agency liquor stores which would be within a  
19 10-mile radius of a state store or agency store. The  
20 bill also eliminates limitations on licensing new  
21 stores when a state or agency store closes in an  
22 area.

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