

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 1288

S.P. 426

In Senate, March 23, 1983

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

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Hayes of Penobscot.

Cosponsor: Representative Bott of Orono.

STATE OF MAINE

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

AN ACT to Provide a Special Liquor Permit
for Fraternities and Sororities.

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

Sec. 1. 28 MRSA §701, sub-§8 is enacted to read:

8. Fraternity or sorority. Temporary, 48-hour license for on-premises consumption of spirituous, vinous and malt liquors.....\$50

Sec. 2. 28 MRSA §801-D is enacted to read:

§801-D. Temporary 48-hour liquor licenses for college fraternities and sororities

1. License. A temporary license for the sale of spirituous, vinous and malt liquors to be consumed on the premises of the licensee may be granted to any college fraternity or sorority which is recognized by

1 and in good standing with the college or university
2 of which it is a part.

3 2. Restrictions. The license provided for by
4 this section shall authorize the licensee to sell or
5 serve liquor only during a period of 48 consecutive
6 hours which shall be specified on the license, and
7 shall be subject to all other provisions of Maine
8 law.

9 3. Applications. An application for a license
10 provided for by this section shall be made by the
11 fraternity or sorority at least 2 weeks in advance of
12 the 48-hour period for which it is requested, shall
13 be accompanied by the required fee and shall include
14 the following:

15 A. Title and purpose of the event;

16 B. Date, time and duration;

17 C. Location;

18 D. Approximate number of persons to be accommo-
19 dated;

20 E. Name and address of the fraternity or soror-
21 ity and the name and title of the officer making
22 the application;

23 F. Name and address of the college or university
24 of which the fraternity or sorority is a part and
25 the name and title of the official in charge of
26 recognizing and determining the standing of the
27 fraternity or sorority;

28 G. Name and address of food caterer, if not
29 licensee, if food is to be served;

30 H. Approval by the municipal officers of the
31 municipality in which the proposed licensed prem-
32 ises are located, which may be granted without
33 notice or a public hearing; and

34 I. Such other information as may be considered
35 necessary by the commission.

4. Decision. The commission shall decide upon each application and shall render either its approval or denial of the application. If the application is approved, the commission shall advise the applicant that its license may be revoked or suspended under section 401.

5. General provisions. The commission:

A. May not grant approval for the sale of liquor at events to be held in areas where the voters have not voted in the affirmative relative to the pertinent local option question as set forth in section 101; and

B. May promulgate rules which it deems necessary
for carrying out this section.

STATEMENT OF FACT

The purpose of this bill is to enact a new section in Title 28 to provide for a temporary, 48-hour liquor license for college fraternities and sororities. A fraternity or sorority recognized by and in good standing with a college or university could apply for a temporary license to serve and sell spirituous, vinous and malt liquors for on-premises consumption.

The group shall submit a \$50 fee and an application containing required information 2 weeks in advance of the specified period of 48 consecutive hours for which it wants the license. The State Liquor Commission is also authorized to promulgate further rules to carry out the provisions of this law.

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