

# MAINE STATE LEGISLATURE

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1 L.D. 1623  
2 (Filing No. S- 162 )

3 STATE OF MAINE  
4 SENATE  
5 111TH LEGISLATURE  
6 FIRST REGULAR SESSION

7 COMMITTEE AMENDMENT " A " to S.P. 557,  
8 L.D. 1623, Bill, "AN ACT to Define Connection under  
9 the Liquor Laws."

10 Amend the Bill by inserting before the enacting  
11 clause the following:

12 'Emergency preamble. Whereas, Acts of the Legis-  
13 lature do not become effective until 90 days after  
14 adjournment unless enacted as emergencies; and

15 Whereas, a business proprietor holding a liquor  
16 license for his retail store to sell malt liquor or  
17 table wine for off-premises consumption may wish to  
18 expand his business by obtaining a Class A restaurant  
19 liquor license for a separate portion of his prem-  
20 ises; and

21 Whereas, this will improve the business climate  
22 and provide more jobs; and

23 Whereas, proprietors desirous of so expanding  
24 their businesses will benefit by immediate expansion  
25 in order to service the upcoming summer tourist  
26 trade; and

27 Whereas, in the judgment of the Legislature,  
28 these facts create an emergency within the meaning of  
29 the Constitution of Maine and require the following  
30 legislation as immediately necessary for the preser-  
31 vation of the public peace, health and safety; now,  
32 therefore,'

33 Further amend the Bill in that part designated  
34 "§7." in the 2nd paragraph, 6th line (page 2, line 1  
35 in L.D.) by inserting before the underlined word  
36 "for" the following: 'to the same licensee'

COMMITTEE AMENDMENT " A" to S.P. 557, L.D. 1623

1 Further amend the Bill in that part designated  
2 "§7." in the 3rd paragraph by striking out all of the  
3 first underlined sentence and inserting in its place  
4 the following: 'There may be access between the 2 li-  
5 cence areas by the licensee or his employees if it is  
6 through areas open only to the licensee or his  
7 employees. There shall be complete nonaccess between  
8 the 2 license areas by the public.'

9 Further amend the Bill by adding at the end  
10 before the statement of fact the following:

11 'Emergency clause. In view of the emergency  
12 cited in the preamble, this Act shall take effect  
13 when approved.'

14 STATEMENT OF FACT

15 This amendment makes it clear that if a propri-  
16 etor obtains both a retail store liquor license and a  
17 Class A restaurant liquor license, the public shall  
18 not be allowed access between the 2 license areas.  
19 There may be access between the areas by the licensee  
20 or his employees if it is only through areas open  
21 only to the licensee or the employees such as a  
22 kitchen or food preparation area. This would allow a  
23 proprietor to use a common kitchen or storage area to  
24 serve both licensed facilities, while avoiding the  
25 problems of customers circulating between the areas.  
26 The amendment also adds an emergency provision to  
27 allow businesses to take advantage of the increased  
28 summer tourist trade.

29 4143052683

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