

MAINE STATE LEGISLATURE

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1 (New Draft of S.P. 232, L.D. 594)
2 (New Title)
3 FIRST REGULAR SESSION
4

5 ONE HUNDRED AND TWELFTH LEGISLATURE
6

7 Legislative Document

No. 1614

8
9 S.P. 615

In Senate, May 28, 1985

10 Reported by Senator Stover of Sagadahoc from the Committee on Legal
11 Affairs and printed under Joint Rule 2. Original bill presented by Senator
12 Brown of Washington. Cosponsored by Senator Hichens of York,
Representative Michael of Auburn and Representative Randall of East
Machias.

JOY J. O'BRIEN, Secretary of the Senate

13
14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-FIVE
18

19 AN ACT to Prohibit Certain Practices Which
20 Encourage Excessive Drinking.
21

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

24 28 MRSA §305-A is enacted to read:

25 §305-A. Prohibition of certain practices

26 1. Certain practices prohibited. The following
27 practices are prohibited:

28 A. No licensee or employee or agent of a licens-
29 ee may:

30 (1) Offer or deliver any free drinks to any
31 person or group of persons;

32 (2) Deliver more than 2 drinks to one per-
33 son at one time;

1 (3) Sell, offer to sell or deliver to any
2 person or group of persons an unlimited num-
3 ber of drinks for a fixed price, except at
4 private functions not open to the public;

5 (4) Encourage or permit, on the licensed
6 premises, any game or contest which involves
7 drinking or the awarding of drinks as
8 prizes; or

9 (5) Any other practice the specific purpose
10 of which is to encourage customers of the
11 licensee to drink to excess; and

12 B. No licensee may advertise or promote in any
13 way, whether within or without the licensed
14 premises, any of the practices prohibited under
15 paragraph A.

16 2. Exceptions. Subsection 1 does not prohibit
17 the following practices:

18 A. Licensees offering free food or entertainment
19 either with or without the purchase of one drink;

20 B. Licensees increasing the prices for drinks
21 when entertainment is provided;

22 C. Licensees including a drink as part of a meal
23 package;

24 D. The sale or delivery of wine by the bottle or
25 carafe when sold with meals or to more than one
26 person;

27 E. Those licensed under section 651 offering
28 free wine tastings;

29 F. Those licensed as bona fide hotels offering
30 room services to registered guests;

31 G. Licensees offering reduced prices for prear-
32 anged private parties on the premises of the li-
33 censee; or

34 H. Licensees whose licensed premises include
35 more than one room charging different prices for

