

MAINE STATE LEGISLATURE

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L.D. 2301

(Filing No. H-686)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
112TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1628, L.D. 2301, Bill, "AN ACT to Provide a Liquor License for Auditoriums."

Amend the bill in section 1 by striking out all of paragraph A-1 and inserting in its place the following:

'A-1. "Auditorium" means any commercially operated facility designed or used for the gathering of an audience for speeches and live performances of theater, music, dance or other performing arts, which charges a fee and which has adequate facilities for the sale and consumption of spirituous, vinous and malt liquor.'

Further amend the bill by inserting after section 2 the following:

'Sec. 3. 28 MRSA §701-A, sub-§2, ¶A-1 is enacted to read:

A-1. Auditorium;'

Further amend the bill in section 5 in subsection 1 in the 2nd line (page 2, line 11 in L.D.) by striking out the underlined words "malt liquor and vinous liquors" and inserting in their place the underlined words 'spirituous, vinous and malt liquor'

Further amend the bill in section 5 by striking out all of subsection 3 and inserting in its place the following:

'3. Conditions on sales. No liquor may be sold or consumed in any audience seating area at an auditorium licensed under this section.'

COMMITTEE AMENDMENT "A" to H.P. 1628, L.D. 2301

1 Further amend the bill in section 5 in subsection
2 4 in the 3rd line (page 2, line 21 in L.D.) by in-
3 serting after the underlined figure and punctuation
4 "A-1;" the following: 'section 701-A, subsection 2,
5 paragraph A-1;'

6 Further amend the bill by renumbering the sec-
7 tions to read consecutively.

8 Further amend the bill by inserting at the end
9 before the statement of fact the following:

10 'FISCAL NOTE

11 It is estimated that this bill will result in the
12 following increase in revenues.

	<u>1986-87</u>
14 General Fund	\$1,500'

15 STATEMENT OF FACT

16 This amendment corrects the bill and clarifies
17 the intent of the bill.

18 Currently, auditoriums owned by governmental or
19 quasi-governmental bodies are covered by the licen-
20 sure of "civic auditoriums." No other auditorium may
21 be licensed unless it is a performing arts center
22 owned by a nonprofit organization. This bill allows
23 the State Liquor Commission to license other audito-
24 riums to sell spirtuous, malt and vinous liquor for
25 consumption on the premises. It is not the intention
26 of the Legislature to include movie theaters in the
27 definition of auditoriums and the language is drafted
28 accordingly.

29 Section 1 of the bill is revised to eliminate

COMMITTEE AMENDMENT "A" to H.P. 1628, L.D. 2301

1 confusion stemming from who owns an auditorium. The
2 language is also corrected to provide for the sale of
3 spirituous liquor, as well as beer and wine. This
4 correction is also made in section 5.

5 This amendment clarifies that the auditorium may
6 not sell liquor in the seating areas of an auditori-
7 um, nor may patrons be allowed to consume liquor in
8 the seating areas.

9 The "sunset" is retained so that unless the Leg-
10 islature acts before September 30, 1988, all sections
11 enacted by this bill will be repealed. This will
12 give the Legislature enough time to determine if au-
13 ditoriums, other than civic auditoriums and nonprofit
14 performing arts centers are appropriate establish-
15 ments to license for on-premise consumption of li-
16 quor.

17 As a point of clarification, the statement of
18 fact of the original bill was incorrect in stating
19 that civic auditoriums may be licensed for only one
20 event per year. Civic auditoriums are licensed for a
21 period of time, not a number of events. Civic orga-
22 nizations may be licensed for only one event a year.

23 It is estimated that there will be an increase in
24 General Fund revenues of approximately \$1,500 from
25 payment of auditorium license fees. This is based on
26 an estimate of 2 licenses being granted under these
27 sections.

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