

MAINE STATE LEGISLATURE

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L.D. 1106

(Filing No. S-30)

STATE OF MAINE
SENATE
113TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "C" to S.P. 371, L.D. 1106,
Bill, "AN ACT to Exempt Certain Eating Establishments
from the Requirements to Provide a Public Toilet Fa-
cility."

Amend the bill by inserting at the beginning of
the first line after the enacting clause (page 2,
line 15 in L.D.) the following: 'Sec. 1.'

Further amend the bill by inserting before the
emergency clause the following:

'Sec. 2. 22 MRSA §1682-A is enacted to read:

§1682-A. Eating establishments that permit consump-
tion of alcoholic beverages

Any eating establishment regardless of the number
of seats that permits on-premise consumption of alco-
holic beverages shall be bound by the provision of
section 1682 regarding the provision of a toilet fa-
cility.'

STATEMENT OF FACT

This amendment requires that any eating estab-
lishment regardless of the number of seats that per-
mits the on-premise consumption of alcoholic bever-
ages is required to provide a toilet facility and
otherwise conform to the provision of the Maine Re-
vised Statutes, Title 22, section 1682. The Division
of Health Engineering cannot grant an exemption to
this requirement. Currently, eating establishments
that sell alcoholic beverages for on-premise consump-
tion are licensed by the State Liquor Commission and
are required by rule to have a toilet facility for
each sex. These establishments that do not sell

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1 these beverages, but only allow their consumption,
2 are not licensed by the State Liquor Commission and
3 have no toilet facility requirement other than as
4 provided by the current bill, which exempts those
5 with less than 13 seats.

6 Eating establishments as used in the bill and
7 this amendment refer to those facilities which serve
8 the general public. The bill and this amendment do
9 not cover bottle clubs, which do allow consumption of
10 alcoholic beverages, but do not deal with the general
11 public. These clubs have no requirements for toilet
12 facilities.

13 This amendment uses the more standard term "eat-
14 ing establishments" rather than other terms used in
15 Senate Amendments "A" and "B" and is more specific as
16 to the toilet facility requirement.

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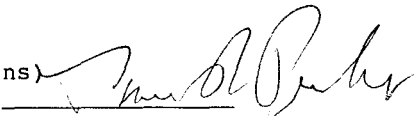
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(Sen. Perkins)

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