

MAINE STATE LEGISLATURE

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(After Deadline)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1504

H.P. 1110 House of Representatives, May 11, 1987
Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 27.
Reference to the Committee on Legal Affairs suggested and
ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative GWADOSKY of Fairfield.
Cosponsored by Senator MATTHEWS of Kennebec.

STATE OF MAINE

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

1 AN ACT Relating to Bottle Clubs.
2

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

5 Sec. 1. 28 MRSA §809, sub-§2, as repealed and
6 replaced by PL 1985, c. 737, Pt. A, §77, is amended
7 to read:

8 2. Minors on the premises. No minor not em-
9 ployed by the bottle club or accompanied by his par-
10 ent, legal guardian or custodian, as defined in Title
11 22, section 4002, may be permitted to remain on the
12 premises except on special occasions when liquor is
13 prohibited on the premises. A bottle club may employ
14 minors only if an employee of legal drinking age or
15 older is present in a supervisory capacity. For the

1 purpose of this subsection only, a "minor" not em-
2 ployed by a bottle club but accompanied by his par-
3 ent, legal guardian or custodian means any person un-
4 der 18 years of age.

5 Sec. 2. 28 MRSA §809, sub-§5, as repealed and
6 replaced by PL 1985, c. 737, Pt. A, §77, is amended
7 to read:

8 5. Civil violations and jurisdiction. A bottle
9 club which violates any provision of subsections 2, 3
10 or 4 commits a civil violation for which a forfeiture
11 may be adjudged of not less than ~~\$100~~ \$200 nor more
12 than \$300 for the first offense; not less than \$200
13 \$300 nor more than \$500 for the 2nd offense; and not
14 less than \$500 for the 3rd and subsequent offenses.
15 For the 4th and subsequent offenses, the license of
16 the bottle club shall be suspended for not less than
17 6 months and not more than one year. The District
18 Court has jurisdiction over civil violations defined
19 in this section pursuant to Title 17-A, section 9.

20 STATEMENT OF FACT

21 This bill authorizes persons from 18 to 20 years
22 of age to be in attendance with their parents, legal
23 guardians or custodians at functions held at bottle
24 clubs. Persons between 18 and 21 years of age are not
25 allowed to consume alcoholic beverages on the
26 premises of the bottle club. Persons from 18 to 20
27 years of age are deemed minors for consumption pur-
28 poses, but not for attendance purposes.

29 Bottle clubs have a number of events for fami-
30 lies, particularly families with young adults. Bottle
31 clubs do not sell alcoholic beverages and have no in-
32 centives to sell liquor to minors. This bill allows
33 young adults from 18 to 20 years of age to be with
34 their families at social events at bottle clubs, but
35 prohibits them from consuming alcoholic beverages at
36 these facilities.

37 In order to assure that the law is not disobeyed,
38 the penalties for violations have been increased to
39 include a license suspension for a minimum of a

1 6-month period, but not to exceed one year for the
2 4th and subsequent offenses.

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