

MAINE STATE LEGISLATURE

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(EMERGENCY)
(After Deadline)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1869

H.P. 1365 House of Representatives, June 16, 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 VOSE of Eastport.

Cosponsored by Senator RANDALL of Washington.

STATE OF MAINE

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

1 AN ACT to Temporarily Allow the Sale of
2 Liquor on Sunday in Restaurants in
3 Certain Municipalities.
4

5 Emergency preamble. Whereas, Acts of the Legis-
6 lature do not become effective until 90 days after
7 adjournment unless enacted as emergencies; and

8 Whereas, many liquor licensees have been selling
9 liquor on Sunday in municipalities which have never
10 voted on local option questions concerning sale of
11 liquor on Sundays; and

12 Whereas, municipalities have permitted these li-
13 quor sales; and

1 Whereas, neither the licensees, the municipali-
2 ties nor anyone else was aware that such sales were
3 not legal; and

4 Whereas, many of these businesses rely greatly on
5 the summer tourist season for their existence and
6 these same businesses have for years innocently sold
7 liquor on Sunday; and

8 Whereas, to prohibit these businesses from engag-
9 ing in the sale of liquor, which they have in good
10 faith engaged in for years, will seriously damage
11 their viability this summer; and

12 Whereas, in the judgment of the Legislature,
13 these facts create an emergency within the meaning of
14 the Constitution of Maine and require the following
15 legislation as immediately necessary for the preser-
16 vation of the public peace, health and safety; now,
17 therefore,

18 Be it enacted by the People of the State of Maine as
19 follows:

20 28 MRSA §104 is enacted to read:

21 §104. Interim sale of liquor on Sunday

22 1. Application. This section applies only to a
23 licensee which:

24 A. Is located in a municipality which has not
25 voted against the sale of liquor to be consumed
26 on the premises on Sunday since 1970;

27 B. Has sold liquor on Sunday for at least 2
28 years as of June 1, 1987; and

29 C. Has not been convicted as of June 1, 1987, of
30 the illegal sale of liquor on Sunday in violation
31 of local option provisions in that municipality.

32 2. Interim sales on Sunday. Notwithstanding any
33 other law, a licensee may continue to sell liquor to
34 be consumed on the premises on Sunday until August
35 15, 1987, after the following requirements have been
36 met:

