

MAINE STATE LEGISLATURE

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L.D. 56
(Filing No. S- 73)

STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A" to S.P. 68, L.D. 56, Bill, "An Act to Correct Liquor License Fees"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 28-A MRSA §2, sub-§15, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. "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 liquor.

Sec. 2. 28-A MRSA §122, sub-§1, as amended by PL 1987, c. 147, §2, and as repealed and replaced by PL 1987, c. 342, §17, is repealed and the following enacted in its place:

1. No local option election. No local option election may be held in unincorporated places.

Sec. 3. 28-A MRSA §1001, sub-§3, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. Auditoriums;

Sec. 4. 28-A MRSA §1003, sub-§3, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. Auditoriums;

Sec. 5. 28-A MRSA §1004, sub-§3, ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. Auditoriums;

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Sec. 6. 28-A MRSA §1005, sub-§3. ¶B, as repealed by PL 1987, c. 45, Pt. A, §4, is reenacted to read:

B. Auditoriums:

Sec. 7. 28-A MRSA §1007, sub-§2, ¶B, as amended by PL 1987, c. 342, §67, is further amended to read:

B. Part-time (6 months).....\$ ~~62.50~~ 67.50; and

Sec. 8. 28-A MRSA §1007-A, as enacted by PL 1987, c. 632, is repealed.

Sec. 9. 28-A MRSA §1069-A is enacted to read:

§1069-A. Auditoriums

1. Issuance of licenses. The commission may issue licenses under this section for the sale of spirits, wine and malt liquor to be consumed on the premises to auditoriums, as defined in section 2, subsection 15, paragraph B.

2. No sales at events for children. No liquor may be sold at an auditorium at any event primarily involving primary or secondary school children.

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

Emergency clause. In view of the emergency cited in the preamble, sections 1 to 6, 8 and 9 shall take effect when approved.

FISCAL NOTE

If sections 7 and 8 of this bill are not enacted, the Bureau of Alcoholic Beverages could experience a loss of General Fund revenues of approximately \$500 annually.'

STATEMENT OF FACT

This amendment accomplishes several purposes. First, it reinstates all the provisions for auditoriums to seek and obtain liquor licenses. Second, it corrects a conflict concerning local option elections in unincorporated areas by enacting the version intended to be in effect after the Legislature considered the issue last session. Third, it combines LD 53 and LD 56 to

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COMMITTEE AMENDMENT "A" to S.P. 68, L.D. 56

1 correct an oversight last session which instituted the wrong
2 license fee for Class VI part-time licenses. The restructuring
3 of the license fees enacted last session was meant to have no
4 impact on revenue. This correction is needed to avoid a loss of
5 anticipated revenue.

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Reported by Senator Matthews for the Committee on Legal
Affairs. Reproduced and Distributed Pursuant to Senate
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(5/1/89)

(Filing No. S-73)