



# 115th MAINE LEGISLATURE

# FIRST REGULAR SESSION-1991

#### Legislative Document

No. 1486

## S.P. 566

In Senate, April 11, 1991

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.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator MILLS of Oxford Cosponsored by Representative LAWRENCE of Kittery.

### STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY-ONE

An Act to Continue Authority for Seasonal Agency Liquor Stores.

(AFTER DEADLINE)

(EMERGENCY)

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Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted 2 as emergencies; and Δ Whereas, the authorization for seasonal agency liquor store licenses lapsed on January 15, 1991; and б Whereas, this legislation would enact authorization for 8 seasonal agency liquor store licenses; and 10 Whereas, the summer tourist season is an appropriate time for seasonal agency liquor stores and begins before the end of 12 the 90-day period; and 14 Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of 16 Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and 18 safety; now, therefore, 20 Be it enacted by the People of the State of Maine as follows: 22 28-A MRSA §456-A is enacted to read: 24 §456-A. Special seasonal agency liquor stores 26 Licensing of seasonal agency liquor stores. 1. Thecommission may issue 6-month seasonal licenses to no more than 12 28 special agency stores. 30 2. Locations and months of licenses. The commission shall determine the appropriate locations for the stores and the 32 appropriate 6 consecutive months based on the seasonal tourist population and the sales volume at existing state and agency 34 liquor stores in the same areas. The 10-mile spacing requirement for location of agency liquor stores required by section 453 does 36 not apply to special agency liquor stores licensed under this section. 38 Emergency clause. 40 In view of the emergency cited in the preamble, this Act takes effect when approved. 42 44 STATEMENT OF FACT 46 This bill enacts language that reauthorizes the State Liquor Commission to license seasonal agency liquor stores. 48 The licenses are 6-month licenses to operate liquor stores in tourist areas of the State. The commission's authority to license these 50 stores was repealed January 15, 1991. 52