

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 257

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H.P. 204

House of Representatives, January 21, 1997

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### An Act to Amend the Liquor Laws.

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Submitted by the Department of Public Safety pursuant to Joint Rule 204.  
Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative TRUE of Fryeburg.  
Cosponsored by Representatives: BARTH of Bethel, CAMERON of Rumford, CHIZMAR of Lisbon, CROSS of Dover-Foxcroft, FISHER of Brewer, O'BRIEN of Augusta, WINSOR of Norway, Senator: CAREY of Kennebec.

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

2  
3       **Sec. 1. 28-A MRSA §708, sub-§6** is enacted to read:

4               6. Gifts. A licensee is prohibited from offering or  
5 providing a gift to the purchaser of an alcoholic beverage either  
6 on the container or in the packaging.

7  
8       **Sec. 2. 28-A MRSA §709, sub-§1, ¶A**, as amended by PL 1993, c.  
9 266, §16, is further amended to read:

10           A. No licensee or employee or agent of a licensee may:

11               (1) Offer or deliver any free ~~drinks~~ liquor to any  
12 person or group of persons;

13               (2) Deliver more than 2 drinks, or a pitcher of malt  
14 liquor or carafe of wine containing more than one liter  
15 or 33.8 ounces, to one person at one time;

16               (3) Sell, offer to sell or deliver to any person or  
17 group of persons an unlimited number of drinks for a  
18 fixed price, except at private functions not open to  
19 the public;

20               (4) Encourage or permit, on the licensed premises, any  
21 game or contest which that involves drinking or the  
22 awarding of drinks as prizes; or

23               (5) Any other practice the specific purpose of which  
24 is to encourage customers of the licensee to drink to  
25 excess; and

26  
27       **Sec. 3. 28-A MRSA §1051, sub-§3**, as enacted by PL 1987, c. 45,  
28 Pt. A, §4, is amended to read:

29           **3. Liquor not to be consumed elsewhere.** Except as provided  
30 in paragraphs A and B, no licensee for the sale of liquor to be  
31 consumed on the premises where sold may personally or by his an  
32 agent or employee, sell, give, furnish or deliver any liquor to  
33 be consumed elsewhere than upon the licensed premises. The  
34 service and consumption of liquor must be limited to areas that  
35 are clearly defined and approved in the application process by  
36 the bureau as appropriate for the consumption of liquor. Outside  
37 areas must be controlled by barriers and by signs prohibiting  
38 consumption beyond the barriers.

39           A. Subject to law and the rules of the ~~commission~~ bureau,  
40 hotel licensees may sell liquor in the original packages or  
41 by the drink to bona fide registered room guests. Any sale  
42

