

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 154, L.D. 216, Bill, "An Act to Prohibit the Transportation of Open Containers that Contain Liquor"

Amend the amendment by inserting before section 1 the following:

'Sec. 1. 28-A MRSA §1051, sub-§5, as enacted by PL 1997, c. 306, §1, is amended to read:

5. **Transporting partially consumed bottles.** A partially consumed bottle of table wine that is removed from the premises under subsection 4 must be ~~securely sealed and bagged by the licensee, either to be in conformance with any applicable open container law for those patrons on foot or transported in the trunk of a motor vehicle. If the vehicle is not equipped with a trunk, the securely sealed opened table wine bottle may be~~ transported in that compartment of the vehicle that is the least accessible to the driver transported in compliance with Title 29-A, section 2112-A, if transported by motor vehicle, or securely sealed and bagged if transported on foot or by means other than a motor vehicle.

Further amend the amendment in section 2 in that part designated "~~§2112-A.~~" in subsection 3 in paragraph B in the last line (page 2, line 29 in amendment) by striking out the following: "~~or~~"

Further amend the amendment in section 2 in that part designated "~~§2112-A.~~" in subsection 3 in paragraph C in the last line (page 2, line 34 in amendment) by striking out the following: "~~.~~" and inserting in its place the following: 'or'

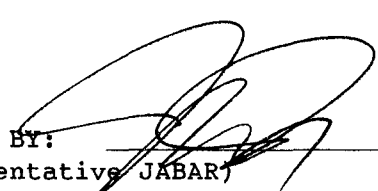
Further amend the amendment in section 2 in that part designated "~~\$2112-A.~~" in subsection 3 by inserting after paragraph C the following:

'D. The operator or the operator's employer holds a valid off-premise catering license issued under Title 28-A, section 1052 and the alcohol is being transported either to or from a catered event.'

Further amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment adds an exemption for licensed off-site catering services to the provisions of the committee amendment dealing with transportation of opened containers of alcohol and amends the law pertaining to private transportation of partially consumed bottles of table wine to require that they be transported in compliance with the open container law proposed in the bill.

SPONSORED BY: 
(Representative JABAR)

TOWN: Waterville