

MAINE STATE LEGISLATURE

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DATE: 5/17/99

L.D. 954
(Filing No. H-598)

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

HOUSE AMENDMENT "A" to S.P. 320, L.D. 954, Bill, "An Act to Improve Alcohol Server Education Courses"

Amend the bill by striking out the title and substituting the following:

'An Act to Improve Alcohol Server Education Courses and Require Certification for Certain Alcohol Servers'

Further amend the bill by inserting before section 1 the following:

'Sec. 1. 28-A MRSA §2514-A is enacted to read:

§2514-A. Server certification

1. Certification required. The following certification requirements apply to servers employed in establishments licensed under chapter 43 that are open for the purchase of liquor between the hours of 10 p.m. and 1 a.m. the following day.

A. An on-premise server shall complete, within one year of employment as a server, an alcohol server education course that is approved by the commissioner.

B. A seasonal on-premise server shall complete, within 2 years of employment as a server, an alcohol server education course that is approved by the commissioner.

2. Waiver. The commissioner may grant temporary waivers for certification to on-premise servers if an alcohol server education course approved by the commissioner is not available.'

HOUSE AMENDMENT

Further amend the bill by inserting after section 8 the following:

'Sec. 9. 28-A MRSA §2521 is enacted to read:

§2521. Employment of uncertified alcohol server; prohibited conduct

1. Prohibited conduct. A licensee under chapter 43 of an establishment that is open for the purchase of liquor between the hours of 10 p.m. and 1 a.m. the following day may not continue to employ at that establishment:

A. An on-premise alcohol server who, after one year of employment, is not certified under section 2514-A; or

B. A seasonal on-premise alcohol server who, after 2 years of employment, is not certified under section 2514-A.

2. Jurisdiction. Pursuant to section 801, the Administrative Court has jurisdiction over violations of this section.'

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

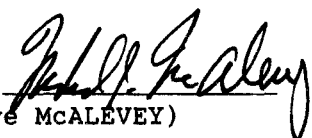
FISCAL NOTE

Requiring that certain alcohol servers become certified will result in insignificant increases of dedicated revenue to the Bureau of Liquor Enforcement within the Department of Public Safety from certification fees.

This bill may increase the number of cases filed in the Administrative Court. The additional workload and administrative costs associated with the minimal number of new cases filed can be absorbed within the budgeted resources of the Judicial Department. The collection of additional fines may also increase General Fund revenue by minor amounts.

SUMMARY

This amendment requires all alcohol servers working in establishments open for the purchase of liquor between the hours of 10 p.m. and 1 a.m. the following day to complete a certified alcohol server education course. The employment of uncertified alcohol servers in such places of business is prohibited.

SPONSORED BY: 
(Representative McALEVEY)

TOWN: Waterboro