

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

SECOND REGULAR SESSION-2000

Legislative Document

No. 2571

H.P. 1835

House of Representatives, February 16, 2000

An Act to Promote Microbreweries and Wineries.

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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 SAXL of Portland.

Cosponsored by Representatives: BULL of Freeport, POWERS of Rockport, SAXL of Bangor, TRIPP of Topsham, Senators: PINGREE of Knox, RAND of Cumberland.

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

4 Sec. 1. 28-A MRSA §1055 is enacted to read:

6 **§1055. Maine brewery and winery products promotional license**

8 **1. Maine brewery and winery products promotional license.**

10 Under this section, an incorporated civic organization may obtain up to 2 licenses per year pursuant to section 1012, subsection 1 for the purpose of promoting Maine brewery and winery products at planned events or gatherings.

12 **2. Application.** The applicant must apply for a Maine brewery and winery products promotional license by filing a written application with the commission at least 24 hours before the event or gathering. The application must include the following:

18 A. Name and address of the applicant;

20 B. Title of the event or gathering;

22 C. Date, time and duration of the event or gathering;

24 D. Location of the event or gathering;

26 E. If food is to be served, the name and address of the food caterer, if other than the applicant; and

30 F. Approval by the municipal officers, or a municipal official designated by the municipal officers, of the municipality in which the proposed licensed premises are located, which, notwithstanding section 653, may be granted without public notice.

36 **3. Ruling on application.** Upon receipt of the application, the commission may immediately approve or deny the application. The commission shall advise the applicant that the license may be revoked and suspended under chapter 33.

40 **4. Conditions on Maine brewery and winery products promotional activities.** The following conditions apply to the promotional activities under this section:

42 A. Alcohol consumption must be limited to the premises;

44 B. Only wine and malt liquor products may be served;

46 C. Alcohol consumption must be limited to the hours of retail sale established in this chapter; and

2 D. A person may not be served who is visibly intoxicated.

4 5. Permitted activities by licensee. The licensee may:

6 A. Conduct the sale of malt liquor products and wine in
8 advance through tickets that may be exchanged for samples at
10 the event;

12 B. Notwithstanding section 1355, subsection 1-A, paragraph
14 E, make contributions or disbursements to Maine breweries
16 and wineries licensed under section 1355 to further the
18 purpose of promoting Maine brewery and winery products; and

20 C. Notwithstanding section 1054, provide live music or
22 entertainment.

24 6. Fee. The license fee for the Maine brewery and winery
26 products promotional license is \$50.

SUMMARY

This bill creates a new liquor license for the purpose of promoting Maine brewery and winery products. An incorporated civic organization may obtain up to 2 Maine brewery and winery products promotional licenses per year.