

MAINE STATE LEGISLATURE

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3
R. 018

L.D. 1820

DATE: 4-5-06

(Filing No. S-560)

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STATE OF MAINE
SENATE
122ND LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1260, L.D. 1820, Bill, "An Act To Allow Small Businesses To Participate in Liquor Sales"

Amend the amendment by striking out everything after the title and before the summary and inserting in its place the following:

'Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 28-A MRSA §453-A, sub-§5, as amended by PL 2001, c. 711, §5, is further amended to read:

5. Licensing decisions. The bureau shall conduct an investigation to determine the feasibility of the location and type of facility for the agency liquor store and shall issue the license to one or more of the applicants, taking into consideration the absence of an existing agency liquor store with less than 3,000 square feet of retail space in a downtown location and any other factors the bureau considers appropriate. The bureau is not required to consider the availability of parking spaces for motor vehicles for the issuance of an agency liquor store license to a store with less than 3,000 square feet of retail space in a downtown location. When considering the issuance of a license, the bureau shall consider the proximity of the proposed agency store to existing agency stores and the potential impact the location of the proposed agency store may have on an existing agency store. The bureau may deny a license

SENATE AMENDMENT

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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1260,
L.D. 1820

2 if the bureau determines the proposed agency store location is in
too close proximity to an existing agency store. For purposes of
4 this subsection, "downtown" has the same meaning as in Title
30-A, section 4301, subsection 5-A.' '

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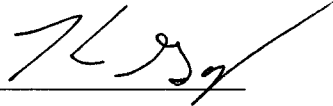
SUMMARY

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10 This amendment removes the provision of the bill that
permitted an increase in the number of agency liquor stores in a
12 town with a population of less than 20,000. This amendment
requires that when determining the feasibility of the location of
14 an agency liquor store the licensing division within the
Department of Public Safety shall consider as part of its
16 investigation the absence of an existing agency store with less
than 3,000 square feet of retail space in a downtown location.
18 The licensing division is not required to consider the
availability of parking spaces for the issuance of a license for
such stores.

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SPONSORED BY: 
(Senator GAGNON)

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COUNTY: Kennebec

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122nd MAINE LEGISLATURE

LD 1820

LR 2894(06)

An Act to Allow Small Businesses to Participate in Liquor Sales

Fiscal Note for Senate Amendment "A" to Committee Amendment "A"

Sponsor: Sen. Gagnon

Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Net Cost (Savings)				
General Fund	\$0	\$60,000	\$10,500	\$10,500
Revenue				
General Fund	\$0	(\$60,000)	(\$10,500)	(\$10,500)

Fiscal Detail and Notes

This amendment deletes the provisions which would have allowed the licensure of additional agency liquor stores; thereby eliminating the projected increase of General Fund revenue by \$60,000 in fiscal year 2006-07 and by \$10,500 for each fiscal year thereafter.

FISCAL NOTE REQUIRED
(See attached)