

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 1074

H.P. 741

House of Representatives, March 17, 2009

An Act To Promote Responsible Sales of Alcoholic Beverages

Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative PERRY of Calais.
Cosponsored by Representatives: BEAUDOIN of Biddeford, CROCKETT of Augusta,
SANBORN of Gorham.

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

2 Sec. 1. 28-A MRSA §706, as amended by PL 2005, c. 38, §1, is further amended
3 to read:

4 §706. Identification cards; mandatory training

5 1. **Acceptable identification.** A licensee may refuse to serve liquor to any person
6 who fails to display upon request an identification card issued under Title 29-A, section
7 1410, or a motor vehicle operator's license bearing the photograph of the operator and
8 issued under Title 29-A, chapter 11.

9 2. **Age requirement for identification.** A licensee or licensee's employee or agent
10 may not sell, furnish, give or deliver liquor or imitation liquor to a person ~~under 27 years~~
11 ~~of age~~ unless the licensee or licensee's employee or agent verifies the person is not a
12 minor by means of reliable photographic identification containing that person's date of
13 birth.

14 3. **Signs indicating requirement for identification.** A licensee shall display at least
15 one sign in a prominent location visible to patrons of the licensed establishment that reads
16 as follows:

17 "STATE LAW REQUIRES IDENTIFICATION FOR THE SALE OF ALCOHOLIC
18 BEVERAGES"

19 4. **Mandatory training.** An employee of a licensee who, as a part of the employee's
20 employment is required to verify that a person is not a minor in accordance with this
21 section, is required to successfully complete an approved training course as provided in
22 section 2519 within 30 days of becoming an employee.

23 Sec. 2. 28-A MRSA §2519, sub-§3, ¶E is enacted to read:

24 E. The availability of online computer training and refresher courses.

25 Sec. 3. **Report.** No later than February 15, 2010, the Commissioner of Public
26 Safety or the commissioner's designee shall report to the Joint Standing Committee on
27 Legal and Veterans Affairs with recommendations for graduated penalties for violations
28 of the requirement that licensees require identification from a person prior to selling or
29 serving that person alcoholic beverages.

30 SUMMARY

31 This bill requires that any person who sells or serves alcoholic beverages to any
32 person must verify that person's age through photo identification. It also requires that
33 licensees post a sign regarding that requirement in a prominent location visible to patrons
34 of the establishment. The bill requires any person hired by a licensee who will sell or
35 serve alcoholic beverages to successfully complete seller server training within 30 days of
36 employment. The bill adds to the approval criteria for training courses that refresher
37 courses be available and that training be available online. Finally, this bill requires the

1 Commissioner of Public Safety to recommend graduated penalties for failure to comply
2 with the identification requirement proposed in this bill.