

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 523

S.P. 192

In Senate, February 26, 2015

An Act To Amend the Laws Regarding the Sale of Liquor

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

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator GRATWICK of Penobscot.
Cosponsored by Representative GOODE of Bangor and
Senators: CUSHING of Penobscot, DILL of Penobscot, Representatives: CAMPBELL of
Orrington, FREY of Bangor, KORNFELD of Bangor, LOCKMAN of Amherst, TIPPING-
SPITZ of Orono.

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

2 **Sec. 1. 28-A MRSA §83-C, sub-§§8 and 9**, as enacted by PL 2013, c. 476, Pt.
3 A, §9, are amended to read:

4 **8. Establish performance standards for contracts.** Establish performance
5 standards for any contract awarded under this Title, subject to applicable laws relating to
6 public contracts; ~~and~~

7 **9. Report on expenditures.** Report annually on expenditures and investments made
8 by the bureau, including, but not limited to, reductions in the list price at which spirits are
9 sold and incentives offered to agency liquor stores, to the joint standing committee of the
10 Legislature having jurisdiction over appropriations and financial affairs and the joint
11 standing committee of the Legislature having jurisdiction over alcoholic beverage
12 matters. The report must include the impact of those spending initiatives on the number
13 of cases of spirits sold in the State and on sales of spirits generally; and

14 **Sec. 2. 28-A MRSA §83-C, sub-§10** is enacted to read:

15 **10. Alcohol server and seller training program.** Establish a required training
16 program for persons who serve or sell alcoholic beverages.

17 **Sec. 3. 28-A MRSA §709, sub-§1, ¶C** is enacted to read:

18 C. A person under 18 years of age may not entertain, with or without compensation,
19 at a licensed premises while liquor is being sold or consumed, unless the person is a
20 member of an entertainment performance group entertaining in a civic auditorium,
21 Class A restaurant, club or hotel dining room.

22 **Sec. 4. 28-A MRSA §1070**, as amended by PL 1997, c. 373, §§94 and 95, is
23 further amended to read:

24 **§1070. Civic auditoriums**

25 **1. Issuance of licenses.** The bureau may issue licenses under this section for the sale
26 of spirits, wine and malt liquor to civic auditoriums as defined in section 2, subsection 15,
27 paragraph C. The license may be issued to the owner of the civic auditorium, the
28 operator of the civic auditorium or the entity providing alcoholic beverages to the public
29 in the civic auditorium.

30 **2. Events on licensed premises only.** Licenses issued to civic auditoriums may be
31 used only in conjunction with a function or event held on the licensed premises.

32 **3. No sales during events for minors.** Licensees may not sell spirits, wine or malt
33 liquor during any school activities or events primarily attended by minors in the rooms
34 where these activities are taking place. Licensees may sell spirits, wine or malt liquor in
35 areas of the civic auditorium where these activities are not taking place, including club
36 seats, suites and meeting spaces.

1 ~~4. Licensee must notify bureau.~~ The civic auditorium licensee shall give written
2 notice to the bureau at least 24 hours before a function or event.

3 5. Sale of spirits, wine and malt liquor in original containers. Licensees may sell
4 or resell spirits, wine and malt liquor in original containers within club seats, suites or
5 meeting spaces in civic auditoriums.

6 **SUMMARY**

7 This bill allows a license for the sale of alcoholic beverages at a civic auditorium to
8 be issued to the civic auditorium owner or operator or to the entity providing the
9 alcoholic beverages. The bill provides that, in specific areas of the civic auditorium, such
10 as club seats, suites or meeting spaces, alcoholic beverages may be sold in their original
11 containers. The bill provides that alcoholic beverages may be sold during an event at a
12 civic auditorium primarily attended by minors as long as they are sold in areas where the
13 event is not taking place. The bill repeals the requirement that a licensee give written
14 notice to the Department of Administrative and Financial Services, Bureau of Alcoholic
15 Beverages and Lottery Operations at least 24 hours before a function or event at a civic
16 auditorium.

17 The bill also requires the bureau to establish a required training program for persons
18 who serve or sell alcoholic beverages.

19 The bill permits a person under 18 years of age to entertain at a licensed premises
20 while liquor is being sold or consumed if the performance takes place in a civic
21 auditorium, Class A restaurant, club or hotel dining room and the person is a member of
22 an entertainment performance group.