

# MAINE STATE LEGISLATURE

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# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 635

S.P. 228

In Senate, March 3, 2015

### **An Act To Allow B.Y.O.B. Function Permit Holders To Hold Tailgating Events**

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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 DILL of Penobscot.

Cosponsored by Representative TIPPING-SPITZ of Orono and

Senators: ALFOND of Cumberland, PATRICK of Oxford, VALENTINO of York,

Representatives: DEVIN of Newcastle, SHERMAN of Hodgdon, TIMBERLAKE of Turner.

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

2 **Sec. 1. 28-A MRSA §163, sub-§1,** as amended by PL 1997, c. 373, §36, is  
3 further amended to read:

4 **1. Permit required.** A person may not hold a B.Y.O.B. function unless a permit is  
5 obtained from the bureau. The bureau may issue a permit that authorizes multiple  
6 B.Y.O.B. functions over a period of 2 calendar years that includes a requirement that the  
7 bureau be provided notice at least 24 hours prior to each B.Y.O.B. function.

8 **Sec. 2. 28-A MRSA §163, sub-§8-A** is enacted to read:

9 **8-A. Open-air functions.** A person who has been issued a permit under this section  
10 may hold a B.Y.O.B. function outside of established premises, including but not limited  
11 to open space and parking lots adjacent to a facility where sporting events are held. The  
12 area where the function is held must have well-marked boundaries within which the  
13 consumption of alcoholic beverages is to take place, and points of entry to the area must  
14 be clearly defined.

15 **SUMMARY**

16 This bill authorizes a person who has been issued a B.Y.O.B. function permit from  
17 the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages  
18 and Lottery Operations to hold multiple functions over a period of 2 calendar years as  
19 long as the bureau is provided notice at least 24 hours prior to each function. The bill  
20 also provides that a B.Y.O.B. function may be held outside of established premises,  
21 including but not limited to open space and parking lots adjacent to a facility where  
22 sporting events take place.