

MAINE STATE LEGISLATURE

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127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 1331

H.P. 906

House of Representatives, April 14, 2015

**An Act To Provide Enhanced Enforcement of the Laws Governing
Alcoholic Beverages**

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

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative LUCHINI of Ellsworth.
Cosponsored by Senator CYRWAY of Kennebec and
Representatives: BEAR of the Houlton Band of Maliseet Indians, HANINGTON of Lincoln,
KINNEY of Limington, LONGSTAFF of Waterville, SAUCIER of Presque Isle, SCHNECK
of Bangor, TURNER of Burlington.

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

2 **Sec. 1. 28-A MRSA §2, sub-§15-B** is enacted to read:

3 **15-B. Liquor inspector.** "Liquor inspector" includes a person employed by the
4 bureau who serves under the director of the bureau to enforce the laws relating to the
5 manufacture, importation, storage, distribution, sale and consumption of alcoholic
6 beverages under this Title, including but not limited to the administration of licenses and
7 the collection of required taxes under this Title. A liquor inspector may be a law
8 enforcement officer as defined by subsection 13-A.

9 **Sec. 2. 28-A MRSA §84, sub-§4,** as enacted by PL 1997, c. 373, §28 and
10 amended by PL 2013, c. 368, Pt. V, §61, is further amended to read:

11 **4. Confer with commissioner.** Confer regularly as necessary or desirable and not
12 less than once a month with the Commissioner of Administrative and Financial Services
13 on the operation and administration of the bureau and make available for inspection by
14 the Commissioner of Administrative and Financial Services, upon request, all books,
15 records, files and other information and documents of the bureau; ~~and~~

16 **Sec. 3. 28-A MRSA §84, sub-§5,** as amended by PL 2013, c. 588, Pt. B, §1, is
17 further amended to read:

18 **5. Certification.** Certify monthly to the Treasurer of State and the Commissioner of
19 Administrative and Financial Services a complete statement of revenues and expenses for
20 liquor sales for the preceding month and submit an annual report that includes a complete
21 statement of the revenues and expenses for the bureau to the Governor and the
22 Legislature, together with recommendations for changes in this Title; and

23 **Sec. 4. 28-A MRSA §84, sub-§6** is enacted to read:

24 **6. Employ inspectors.** Appoint, subject to the Civil Service Law, as many liquor
25 inspectors as may be found necessary. The director may require a liquor inspector to
26 complete relevant law enforcement training at the Maine Criminal Justice Academy or
27 require a liquor inspector to be qualified as a law enforcement officer as defined by Title
28 25, section 2801-A, subsection 5.

29 A. A liquor inspector, as authorized by the director, may issue a written summons to
30 a person who the liquor inspector has probable cause to believe has committed or is
31 committing a crime or civil violation with regard to the enforcement of section 2051,
32 2078 or 2081.

33 B. A liquor inspector who is qualified as a law enforcement officer as defined by
34 Title 25, section 2801-A, subsection 5 has the powers and duties to enforce all the
35 provisions of this Title, Title 17, chapter 69 and Title 29-A, section 2112-A with the
36 same powers that a sheriff has in a county.

37 **Sec. 5. 28-A MRSA §2087, sub-§1,** as enacted by PL 1999, c. 413, §2, is
38 amended to read:

