

# MAINE STATE LEGISLATURE

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STATE OF MAINE

SENATE

128TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "B" to S.P. 538, L.D. 1543, Bill, "An Act To Simplify the Licensing Process for Off-site Catering"

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

'Sec. 1. 28-A MRSA §1052, sub-§4, ¶G, as amended by PL 1987, c. 342, §77, is further amended to read:

G. Approval by the municipal officers, or a municipal official designated by the municipal officers, of the municipality in which the proposed additional licensed premises are located, which, notwithstanding section 653, may be granted without public notice. If the municipality does not provide approval or deny approval described under this paragraph within 5 days of the applicant's submitting the application to the municipal officers or designated official, municipal approval is presumed.

Sec. 2. 28-A MRSA §1076, sub-§7, ¶D, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

D. Approval by the municipal officers or a municipal official designated by the municipal officers of the municipality in which the catered function or event is to be held, which, notwithstanding the provisions of section 653, may be granted without public notice. If the municipality does not provide approval or deny approval described under this paragraph within 5 days of the applicant's submitting the application to the municipal officers or designated official, municipal approval is presumed; and'

SUMMARY

This amendment is the minority report of the committee and replaces the bill. The bill eliminates municipal approval for off-premises catering licenses. The amendment provides that, if a municipality does not provide approval or denial of an application for

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1 an off-premises catering license or a qualified caterer's license within 5 days, municipal  
2 approval is presumed.