

MAINE STATE LEGISLATURE

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Date: 6/23/17 Minority

L.D. 1642
(Filing No. H-546)

VETERANS AND LEGAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1133, L.D. 1642, Bill, "An Act To Clarify Licensing Provisions for the Manufacture and Sale of Liquor"

Amend the bill by striking out the title and substituting the following:

'Resolve, Regarding Licensing Provisions for the Manufacture and Sale of Liquor'

Amend the bill by striking out everything after the emergency preamble and before the emergency clause and inserting the following:

'Sec. 1. Bureau of Alcoholic Beverages and Lottery Operations prohibited from suspending, revoking or refusing to renew certain licenses under certain circumstances. Resolved: That before June 30, 2018, the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations may not suspend, revoke or refuse to renew a license issued under the Maine Revised Statutes, Title 28-A, section 1355-A or Title 28-A, chapter 43 or 45 that was initially issued prior to June 1, 2017 solely on the basis that the establishment licensed under Title 28-A, chapter 43 or 45 was determined by the bureau after June 1, 2017 to not be exclusively held or exclusively owned by a person licensed to manufacture liquor under Title 28-A, section 1355-A.

The prohibition described in this section does not apply if the reason for suspension, revocation or failure to renew is due to the licensee's substantial misrepresentation of or failure to disclose material facts required for the issuance or renewal of the license.'

SUMMARY

This amendment strikes the bill and replaces it with a resolve containing the provision that temporarily prohibits the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations from suspending, revoking or refusing to renew certain licenses solely based on a change in the bureau's interpretation of the terms "exclusively held" or "exclusively owned."

COMMITTEE AMENDMENT