

MAINE STATE LEGISLATURE

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SMG
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VETERANS AND LEGAL AFFAIRS

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STATE OF MAINE

SENATE

128TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 637, L.D. 1738, Bill, "An Act To Permit the Sale and Consumption of Alcohol in an Area That Is Not Contiguous to Licensed Premises"

Amend the bill by striking out all of section 2 and inserting the following:

'Sec. 2. 28-A MRS §1051, sub-§9 is enacted to read:

9. Use of noncontiguous real estate. Notwithstanding section 2, subsection 24, the bureau may approve the use of noncontiguous real estate near an establishment licensed under this chapter as part of the premises where the licensee may exercise the license privilege.

A. The bureau shall ensure the following conditions have been met before approving the use of noncontiguous real estate as part of the licensed premises:

(1) The noncontiguous real estate is owned by the municipality in which the establishment is licensed;

(2) The licensee has obtained approval from the municipality to directly or indirectly control the noncontiguous real estate for the exercise of the license privilege; and

(3) The bureau has determined that the noncontiguous real estate is a proper place for the exercise of the license privilege.

B. A licensed establishment authorized to use noncontiguous real estate as part of the licensed premises may not:

(1) Permit any person other than an employee of the licensed establishment to transport liquor between the establishment and the noncontiguous real estate; or

(2) Notwithstanding section 4, subsection 2, sell or serve liquor on the noncontiguous real estate later than one hour after the time food service has ended or 11 p.m., whichever occurs first.

COMMITTEE AMENDMENT



128th MAINE LEGISLATURE

LD 1738

LR 2745(02)

An Act To Permit the Sale and Consumption of Alcohol in an Area That Is Not Contiguous to
Licensed Premises

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-354)
Committee: Veterans and Legal Affairs
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the Bureau of Alcoholic Beverages and Lottery Operations as a result of clarifications to the rules regarding non-contiguous real estate included in a liquor license are anticipated to be minor and can be absorbed within existing budgeted resources.