

# MAINE STATE LEGISLATURE

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# 131st MAINE LEGISLATURE

## FIRST REGULAR SESSION-2023

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Legislative Document

No. 839

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H.P. 528

House of Representatives, February 21, 2023

**An Act to Allow On-premises Consumption of Adult Use Cannabis  
and Adult Use Cannabis Products on the Premises of Cannabis  
Store Licensees**

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

A handwritten signature in black ink that reads "Robert B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative WILLIAMS of Bar Harbor.  
Cosponsored by Senator HICKMAN of Kennebec and  
Representatives: ANDREWS of Paris, BOYER of Poland, COLLINGS of Portland, CRAFTS  
of Newcastle, WARREN of Scarborough, Senator: GROHOSKI of Hancock.

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

2 **Sec. 1. 28-B MRSA §508, sub-§3**, as enacted by PL 2017, c. 409, Pt. A, §6 and  
3 amended by PL 2021, c. 669, §5, is further amended to read:

4 **3. Other use of adult use cannabis or adult use cannabis products.** Except as  
5 otherwise provided in this chapter:

6 A. A Except as provided in paragraph C, a person may not consume adult use cannabis  
7 or adult use cannabis products within the licensed premises of a cannabis  
8 establishment; and

9 B. A Except as provided in paragraph C, a licensee may not allow any person to  
10 consume adult use cannabis or adult use cannabis products within its licensed  
11 premises; and

12 C. A person may consume adult use cannabis or adult use cannabis products purchased  
13 from a cannabis store in a designated separate area in the same building as the cannabis  
14 store and that is part of the licensed premises of the cannabis store if:

15 (1) The municipality in which the cannabis store is located approves on-premises  
16 consumption of adult use cannabis or adult use cannabis products in cannabis  
17 stores within that municipality;

18 (2) The department approves the on-premises consumption at the cannabis store  
19 after determining that all criteria of this chapter are followed;

20 (3) All adult use cannabis and adult use cannabis products sold or offered for sale  
21 for on-premises consumption meet all applicable packaging, labeling and health  
22 and safety requirements of subchapter 7 and the rules adopted under subchapter 7;

23 (4) An employee of the cannabis store engaged in the offering of adult use  
24 cannabis and adult use cannabis products for on-premises consumption or in the  
25 operations of the on-premises consumption area meets all the requirements for  
26 employees for cannabis stores under this chapter;

27 (5) The age restrictions and state of intoxication of customers in the on-premises  
28 consumption area meet the same requirements for customers of cannabis stores  
29 under this chapter; and

30 (6) The on-premises consumption area meets the same security requirements of  
31 cannabis stores under this chapter.

32 **SUMMARY**

33 This bill allows consumption of adult use cannabis and adult use cannabis products in  
34 a designated separate area of a cannabis store if the municipality in which the cannabis  
35 store is located approves on-premises consumption of adult use cannabis and adult use  
36 cannabis products, the cannabis store obtains approval from the Department of  
37 Administrative and Financial Services and the products sold or offered for sale for on-  
38 premises consumption meet all the requirements for packing, labeling and health and safety  
39 requirements for the adult use cannabis and adult use cannabis products and the restrictions  
40 and requirements on employees, customers and security for the on-premises area meet  
41 those of the cannabis stores.