

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

not be accepted or approved by the court, provided that the mortgagor or any other party in interest may contest the accounting by motion filed within 30 days of receipt of the report, but any such challenge shall be for money only and shall not affect the title to the real estate purchased by the highest bidder at the public sale. Any deficiency shall be assessed against the mortgagor and an execution shall be issued by the court therefor. In the event the mortgagee has been the purchaser at the public sale, any deficiency shall be limited to the difference between the fair market value of the premises at the time of the public sale, as established by an independent appraisal, and the sum due the mortgagee as established by the court with interest plus the expenses incurred in making the sale. Any surplus shall be paid to the mortgagor, his successors, heirs or assigns in the proceeding. If the mortgagor has not appeared personally or by an attorney, the surplus shall be paid to the clerk of courts, who shall hold the surplus in escrow for 6 months for the benefit of the mortgagor, his successors, heirs or assigns and, if the surplus remains unclaimed after 6 months, the clerk shall pay the surplus to the Treasurer of State to be credited to the General Fund.

Effective September 23, 1983.

CHAPTER 448

S.P. 557 - L.D. 1623

AN ACT to Define Connection under the Liquor Laws.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, a business proprietor holding a liquor license for his retail store to sell malt liquor or table wine for off-premises consumption may wish to expand his business by obtaining a Class A restaurant liquor license for a separate portion of his premises; and

Whereas, this will improve the business climate and provide more jobs; and

Whereas, proprietors desirous of so expanding their businesses will benefit by immediate expansion in order to service the upcoming summer tourist

trade; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

28 MRSA §7, as repealed and replaced by PL 1969, c. 76, §1, is amended to read:

§7. Entrances from premises

The commission may grant written permission to a licensed person to maintain entrances, doorways or other apertures leading directly from the licensed premises.

In the event a portion of a premise is licensed as a retail store for the sale of malt liquor or table wine, or both, for off-the-premise consumption, no provision within this Title may be construed to prohibit issuance of a Class A restaurant liquor license to the same licensee for the remaining portion of the premise, provided that necessary qualifications are maintained for each separately licensed area.

There may be access between the 2 license areas by the licensee or his employees if it is through areas open only to the licensee or his employees. There shall be complete nonaccess between the 2 license areas by the public. Separate records, supplies and inventory shall be maintained within each separate licensed facility in accordance with the appropriate license privilege authorized for each separate area.

The commission shall have the power to adopt such rules and regulations as it shall deem necessary or advisable to effectuate the purposes of this section.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective June 16, 1983.
