

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

SECOND SPECIAL SESSION
June 19, 2018 to September 13, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 13, 2018

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2018 to June 20, 2019

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 2019

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2019

through rates of all, or any part of, the emergency response and service restoration costs.

5. Annual report to Legislature. The commission shall include in its annual report pursuant to section 120, subsection 7 to the joint standing committee of the Legislature having jurisdiction over public utilities matters information regarding the activities conducted by the commission pursuant to this section and the performance of investor-owned transmission and distribution utilities in meeting the requirements of this section.

See title page for effective date.

CHAPTER 121

H.P. 469 - L.D. 648

An Act To Improve Reporting of Operating Under the Influence Offenses

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

Sec. 1. 25 MRSA §1551 is enacted to read:

§1551. Report regarding operating under the influence offenses

By April 1, 2020, and annually thereafter, the State Bureau of Identification shall report to the joint standing committee of the Legislature having jurisdiction over criminal justice matters regarding the incidence of operating under the influence offenses pursuant to Title 29-A, section 2411. The report must include separate categories for offenses involving operating under the influence of alcohol, for offenses involving operating under the influence of intoxicating substances other than alcohol and for offenses involving operating under the influence of a combination of alcohol and other intoxicating substances.

See title page for effective date.

CHAPTER 122

H.P. 627 - L.D. 853

An Act To Facilitate Weekend Malt Liquor Purchases by Licensed Establishments

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

Sec. 1. 28-A MRSA §1201, sub-§3-B is enacted to read:

3-B. Weekend sale of malt liquor to on-premises retailers. Notwithstanding any other provi-

sion of this Title to the contrary, a retailer licensed under this section for off-premises consumption may sell and deliver malt liquor to a retailer licensed under section 1051 for on-premises consumption on the weekend during the authorized hours for the wholesale sale and delivery of liquor set forth in section 4, subsection 1, paragraph D under the following conditions:

A. The retailer licensed for on-premises consumption shall provide immediate notification in a form prescribed by the bureau by the 2nd business day after making a purchase under this subsection;

B. The retailer licensed for on-premises consumption shall provide immediate notification to the wholesaler licensed under section 1401 that supplies malt liquor to that retailer that the retailer purchased malt liquor from an off-premises licensee in the wholesaler's assigned territory;

C. The retailer licensed for on-premises consumption may not purchase more than 10 gallons of malt liquor on a single weekend and shall purchase the malt liquor from a retailer licensed for off-premises consumption that is located in the same sales territory as the wholesaler licensed under section 1401 that supplies malt liquor to the retailer licensed for on-premises consumption;

D. The requirements of section 705, subsection 1 apply to purchases of malt liquor under this subsection; and

E. The retailer licensed for on-premises consumption may not purchase malt liquor under this subsection on more than 2 weekends in a single calendar year.

For the purposes of this subsection, "weekend" means the time period between 4:00 p.m. Friday and midnight Sunday.

Sec. 2. Rulemaking. The Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall, as soon as practicable, amend its rule Chapter 101: Operation and Control of All Licensed Premises, section 15 to permit on-premises retail licensees to purchase malt liquor from off-premises retail licensees during weekend hours in accordance with the Maine Revised Statutes, Title 28-A, section 1201, subsection 3-B.

See title page for effective date.