

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

Date: (Filing No. S-)

VETERANS AND LEGAL AFFAIRS

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE
SENATE
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 403, L.D. 1300, Bill, “An Act To Create a New Liquor License, Provide Funding for Prevention of Underage Drinking and Provide Municipal Control over the Agency Liquor Store Application Process”

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

'An Act To Create a Consolidated Liquor License and Amend the Laws Governing Agency Liquor Stores'

Amend the bill by striking out all of sections 1 and 2 and inserting the following:

'Sec. 1. 28-A MRSA §453-A, sub-§9 is enacted to read:

9. Exception. Notwithstanding section 453, subsection 2-C, paragraph A, the bureau may issue an agency liquor store license to an applicant that has not held a license to sell malt liquor and wine for off-premises consumption for one year if the applicant is a branch of a chain retailer of which one or more locations has held a license to sell spirits without violating the provisions of this Title and the applicant, if licensed, will enhance the revenue to the State from the sale of spirits.'

Amend the bill in section 3 in §1010-A in subsection 2 in paragraph A in the last line (page 1, line 18 in L.D.) by striking out the following: "\$900" and inserting the following: '\$775. The license may be prorated'

Amend the bill in section 4 in §1013 in the first paragraph in the first line (page 1, line 26 in L.D.) by striking out the following: "10% of the license fees" and inserting the following: '\$75 from each license fee'

Amend the bill by adding after section 4 the following:

'Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)
Office of Substance Abuse 0679**

COMMITTEE AMENDMENT

1 Initiative: Allocates funds for underage drinking prevention programs.

| | | | |
|---|--|----------------|----------------|
| 2 | OTHER SPECIAL REVENUE FUNDS | 2011-12 | 2012-13 |
| 3 | All Other | \$750 | \$750 |
| 4 | | | |
| 5 | OTHER SPECIAL REVENUE FUNDS TOTAL | _____ | _____ |
| 6 | | \$750 | \$750 |

7 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
8 section number to read consecutively.

9 **SUMMARY**

10 This amendment strikes the sections of the bill that remove limits on the number of
11 agency liquor stores established under state law and allow municipalities to set a limit on
12 the number of agency liquor stores. The amendment provides that an applicant for an
13 agency liquor store license that is a branch of a chain retailer that has held agency liquor
14 store licenses without violation is not subject to the requirement that the applicant be
15 licensed to sell beer and wine for one year prior to being eligible for an agency liquor
16 store license. The amendment reduces the fee for the Class VIII license established by
17 the bill from \$900 to \$775 and provides that the fee may be prorated. Finally, the
18 amendment changes the amount that is credited to the Department of Health and Human
19 Services, Office of Substance Abuse from 10% of the Class VIII license fees to \$75 from
20 each Class VIII license fee. The amendment also adds an appropriations and allocations
21 section.

22 **FISCAL NOTE REQUIRED**

23 **(See attached)**