



132nd MAINE LEGISLATURE

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Legislative Document

No. 1354

H.P. 877

House of Representatives, April 1, 2025

An Act Regarding Liquor Licensing in Outdoor Stadiums and Exclusivity in Licensee Agreements

Received by the Clerk of the House on March 28, 2025. Referred to the Committee on Veterans and Legal Affairs pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative SUPICA of Bangor.

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

2 **Sec. 1. 28-A MRSA §707, sub-§2**, as amended by PL 1993, c. 730, §30, is repealed.

3 **Sec. 2. 28-A MRSA §707, sub-§9** is enacted to read:

4 **9. Exclusivity prohibited in licensee agreements.** An agreement between a licensee
5 and a manufacturer, distributor, brand and another qualifying entity that involves monetary
6 exchanges is prohibited from including provisions that would grant the manufacturer,
7 distributor, brand or other qualifying entity the exclusive right to supply goods or services
8 to the licensee. The bureau shall modify existing rules to reflect the changes in this
9 subsection.

10 This subsection does not prevent an affiliate of a licensee from receiving money for
11 sponsorship of a transportation system for transporting the public or for sponsorship of
12 specific sporting events and cultural events as long as the licensee does not receive any
13 payment or thing of value from the public transportation system or the sporting and cultural
14 events and as long as an affiliate does not derive any portions of its revenues from the
15 licensee. All sponsorships must have prior written approval of the bureau. The bureau
16 shall adopt rules implementing this paragraph.

17 **Sec. 3. 28-A MRSA §1074**, as repealed and replaced by PL 2023, c. 405, Pt. A,
18 §103, is amended to read:

19 **§1074. Outdoor stadiums**

20 **1. Issuance of licenses.** The bureau may issue a license under this section for the
21 sale of malt liquor, wine and spirits for on-premises consumption to an outdoor stadium, as
22 defined in section 2, subsection 15, paragraph M. A concessionaire or lessee may be issued
23 a license under this section, regardless of whether it controls the premises, as long as that
24 concessionaire or lessee complies with the notice provisions applicable to qualified catering
25 services in section 1076, subsection 7 prior to exercising the license.

26 ~~**2. No sales at events for children.**— A licensee under this section may not sell malt~~
27 ~~liquor, wine or spirits at an outdoor stadium at any event primarily involving primary or~~
28 ~~secondary school children.~~

29 ~~**3. Conditions on sales.**— A licensee under this section may not sell malt liquor, wine~~
30 ~~or spirits in the spectator stands at an outdoor stadium. A licensee may sell malt liquor,~~
31 ~~wine or spirits only by the glass in plastic or paper cups.~~

32 **4. Bottle service of spirits; designated areas.** An outdoor stadium licensee may sell
33 spirits in original containers for service in an outdoor stadium club suite under the following
34 conditions:

35 A. Spirits must be consumed in the club suite and must be provided exclusively by the
36 outdoor stadium licensee;

37 B. Spirits provided for consumption in the club suite must remain in the club suite for
38 the duration of the event for which they were provided;

39 C. The number of containers of spirits provided for consumption in the club suite may
40 not exceed 6; and

