

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Amend the Dual Liquor License Law

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

Sec. 1. 28-A MRSA §1201, sub-§3, as amended by PL 2009, c. 438, §3, is further amended to read:

3. Cannot sell liquor to be consumed on the premises. Except as provided in sections 1207 and 1208, a person licensed under this section may not sell malt liquor or wine to be consumed on the premises.

Sec. 2. 28-A MRSA §1208, first ¶, as reallocated by PL 2009, c. 510, §7, is amended to read:

Notwithstanding any other provision of law, the bureau may issue a dual liquor license to a retail establishment to serve wine or malt liquor, or both to be consumed on the premises in accordance with subsection 2 if that establishment is licensed to sell wine or malt liquor, or both to be consumed off the premises under section 1201 and meets the criteria listed in subsection 1.

Sec. 3. 28-A MRSA §1208, sub-§1, ¶E, as reallocated by PL 2009, c. 510, §7, is amended to read:

E. The licensee carries a stock of at least \$35,000 of wine and malt liquor;

Sec. 4. 28-A MRSA §1208, sub-§2, as reallocated by PL 2009, c. 510, §7, is amended to read:

2. License requirements. The holder of a dual liquor license is governed by the following when serving wine or malt liquor to be consumed on the premises:

A. Each serving of wine or malt liquor must be dispensed by the licensee or an employee of the licensee who is at least 21 years of age from a stock ~~of wine~~ that is separated from the wine and malt liquor that is for sale for consumption off the premises;

B. The licensee shall ensure that at least 2 employees at least 21 years of age are present at all times when wine or malt liquor is being consumed on the premises with at least one whose primary responsibility is sales of wine, malt liquor and other items sold to be consumed off the premises;

C. Wine and malt liquor may be served only to be consumed on the premises when accompanied by a full meal. For the purposes of this paragraph, "full meal" means a diversified selection of food that cannot ordinarily be consumed without the use of tableware and cannot be conveniently consumed while standing or walking;

D. Patrons of the establishment may not consume any alcoholic beverage on the premises unless it is served in accordance with this section by the licensee or an employee of the licensee; and

E. A licensee may not serve wine or malt liquor to be consumed on the premises after 8:0011:00 p.m.

SUMMARY

This bill allows a licensee who has a dual liquor license to serve wine and malt liquor on the premises. This bill also extends the time that wine and malt liquor may be served to 11:00 p.m.