

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-TWO

—
H.P. 1513 - L.D. 2031

An Act To Allow Outdoor Stadiums and Pool Halls To Sell Spirits

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

Whereas, outdoor stadiums are currently authorized to serve alcohol, but only wine and malt liquor; and

Whereas, authorizing outdoor stadiums to also serve spirits will benefit the State's tourism industry; and

Whereas, the Legislature recognizes the importance of ensuring that outdoor stadiums are authorized to serve spirits in time for this year's tourism season; 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:

Sec. 1. 28-A MRSA §2, sub-§15, ¶M, as amended by PL 2011, c. 629, §3, is further amended to read:

M. "Outdoor stadium" means ~~any~~ a commercially operated outdoor facility with 3,000 or more fixed seats that is designed or used for the playing of ~~any~~ a sport or for an event that is open to the ~~general~~ public, ~~charges~~ for a fee and that has adequate facilities for the sale and consumption of wine ~~and~~, malt liquor and spirits.

Sec. 2. 28-A MRSA §1001, sub-§3, ¶J-1 is enacted to read:

J-1. Outdoor stadiums;

Sec. 3. 28-A MRSA §1001, sub-§3, ¶K-1 is enacted to read:

K-1. Pool halls;

Sec. 4. 28-A MRSA §1003, sub-§3, ¶J-1 is enacted to read:

J-1. Outdoor stadiums;

Sec. 5. 28-A MRSA §1003, sub-§3, ¶K-1 is enacted to read:

K-1. Pool halls;

Sec. 6. 28-A MRSA §1074, sub-§1, as amended by PL 1997, c. 373, §101, is further amended to read:

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

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.