

§1208. Dual liquor license**(REALLOCATED FROM TITLE 28-A, SECTION 1207)**

Notwithstanding any other provision of law, the bureau may issue a dual liquor license to a retail establishment to serve wine to be consumed on the premises in accordance with subsection 2 if that establishment is licensed to sell wine to be consumed off the premises and meets the criteria listed in subsection 1. [PL 2009, c. 510, §7 (RAL).]

1. Minimum criteria. In order for the bureau to issue a dual liquor license in accordance with this section the following criteria must be met:

A. The licensee has submitted an application as prescribed by the bureau and the fee under subsection 3 to the bureau; [PL 2009, c. 510, §7 (RAL).]

B. The licensee's establishment includes a full kitchen that prepares hot and cold meals to be consumed on the premises; [PL 2009, c. 510, §7 (RAL).]

C. The licensee's establishment includes at least 2 restrooms available for use by patrons; [PL 2009, c. 510, §7 (RAL).]

D. The licensee has dedicated an area of the establishment with table seating for a minimum of 16 people to sit and eat a meal prepared by the licensee; [PL 2009, c. 510, §7 (RAL).]

E. The licensee carries a stock of at least \$35,000 of wine; [PL 2009, c. 510, §7 (RAL).]

F. The licensee has not committed a violation of this chapter during the past 2 years; and [PL 2009, c. 510, §7 (RAL).]

G. The licensee has received approval from the appropriate municipal officers prior to submitting an application to the bureau. [PL 2009, c. 510, §7 (RAL).]
[PL 2009, c. 510, §7 (RAL).]

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

A. Each serving of wine 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 that is for sale for consumption off the premises; [PL 2009, c. 510, §7 (RAL).]

B. The licensee shall ensure that at least one employee at least 21 years of age is present at all times when wine is being consumed on the premises; [PL 2019, c. 559, §1 (AMD).]

C. Wine may be served only if a full meal is available for purchase and consumption on the premises; and [PL 2021, c. 658, §223 (AMD).]

D. A licensee under this section may not permit a patron of the establishment to consume any liquor on the premises other than wine served in accordance with the requirements of this section. [PL 2021, c. 658, §224 (AMD).]

E. [PL 2019, c. 559, §4 (RP).]
[PL 2021, c. 658, §§223, 224 (AMD).]

3. License fee. The license fee for a dual liquor license is \$600 annually in addition to the license to sell malt liquor or wine for consumption off the premises.
[PL 2009, c. 510, §7 (RAL).]

4. Rules. The bureau shall adopt rules to implement this section. Rules adopted in accordance with this subsection are routine technical rules as defined by Title 5, chapter 375, subchapter 2-A.
[PL 2009, c. 510, §7 (RAL).]

SECTION HISTORY

PL 2009, c. 510, §7 (RAL). PL 2019, c. 559, §§1-4 (AMD). PL 2021, c. 658, §§223, 224 (AMD).

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