



STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS

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KIRSTEN LC FIGUEROA
COMMISSIONER

JANET T. MILLS
GOVERNOR

MEMORANDUM

GREGORY R. MINEO
DIRECTOR

TO: All on-premises licensees
FROM: Tim Poulin, Deputy Director
RE: Guidance for PL 2021, c. 7 (LD 306) on Waiving certain licensing requirements
Added 90 days to next renewal for March to June 2020 closure
DATE: April 15, 2021

This memorandum is intended to ensure that licensees are aware of recent relevant changes in law, specifically [PL 2021, c. 7](#) which is the result of *LD 306 - An Act To Temporarily Waive Certain Requirements for Relicensing for Restaurants That Serve Liquor*. As emergency legislation this law became effective immediately upon signing by Governor Mills on March 17, 2021.

Food Gross Requirement

- Many on-premises licensees have a food gross sales requirement. Depending on the type of on-premises establishment, this food gross requirement is either A) 10% of all sales of the establishment, or B) between \$20,000 and \$50,000 in food gross sales depending on the population of the municipality in which the establishment is located – see Title 28-A, [§1061](#) for Hotels (10% standard), [§1062](#) for Restaurants (10% standard), [§1063](#) for Class A Restaurants and Class A Restaurant Lounges (population standard), [§1073](#) for Bowling Centers (10% standard), and [§1076](#) for Qualified Caterers (population standard).
- The new law waives the food gross requirement for the renewal of your on-premises license in calendar year 2021. This waiver is not intended to ignore the food gross requirement, rather, recognize that based on your establishment’s circumstances over the last year, meeting the food gross requirement may have been difficult. This waiver does not relieve you from the requirement to offer or provide food as required by your type of on-premises licensure.

Extension of your licensure period by 90 days

- Effective with renewals starting on March 18, 2021, the Bureau will add 90 days to your annual renewal. This 90-day extension is based on the forced closure of in-person dining from March 18, 2020 through June 16, 2020. As you recall, re-openings were staggered from May 18th through June 17th and this 90-day extension covers that period regardless of when your type of establishment was permitted to resume in-person dining.
 - **Please note:** The extension of a licensure period by 90 days only applies to those on-premises licenses that were active on or before March 17, 2020.

- The Bureau will automatically add an additional 90 days to your standard 1-year license renewal. Please review your renewal license when received from our office to ensure that the 90 days has been added. For example, your license would normally show an expiration date of a year, less one day after the issue date:

Issue Date: June 25, 2020

Normal Expiration Date: June 24, 2021.

With the 90-day extension the Expiration Date would now be September 22, 2022.

Waiver or Reduction of Licensing Fees

As of the date of this memo, no legislation has been enacted to waive or reduce licensing fees. Please remit the required fee with your renewal application.

If you have any further questions on this matter, please contact me directly at Tim.Poulin@Maine.gov or 207.287.6750.