HOUSE DOCKET, NO. 3003 FILED ON: 1/18/2013

HOUSE . . . . . No. 257

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Moran

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act construction of act in case of invalidity of any provision.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Michael J. Moran	*18th Suffolk*

HOUSE DOCKET, NO. 3003 FILED ON: 1/18/2013

HOUSE . . . . . No. 257

By Mr. Moran of Boston, a petition (accompanied by bill, House, No. 257) of Michael J. Moran for legislation to preserve provisions of the Liquor Control Act when other provisions are deemed invalid or unconstitutional by the courts. Consumer Protection and Professional Licensure.

The Commonwealth of Massachusetts

An Act construction of act in case of invalidity of any provision.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 If any provision of the Massachusetts liquor control act (Chapter 138), or its application
2 to any person or circumstance, is determined by a court to be invalid or unconstitutional, the
3 remaining provisions shall be construed in accordance with the intent of the legislature to further
4 limit rather than to expand commerce in alcoholic liquor and to enhance strict regulatory control
5 over taxation, distribution and sale of alcoholic liquor through the three-tier regulatory system
6 imposed by the Massachusetts liquor control act upon all alcoholic liquor and cereal malt
7 beverages.