

# MAINE STATE LEGISLATURE

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ONE - HUNDREDTH LEGISLATURE

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Legislative Document

No. 1144

H. P. 829

House of Representatives, February 1, 1961

Referred to Committee on Liquor Control. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Dostie of Lewiston.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-ONE

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**AN ACT** Relating to Sales of Liquor to Minors Under Eighteen Years of Age.

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

**Sec. 1. R. S., c. 61, § 12, amended.** The last sentence of section 12 of chapter 61 of the Revised Statutes is amended to read as follows:

'No sales shall be made therein to minors **under the age of 18 years** or persons under the influence of liquor.'

**Sec. 2. R. S., c. 61, § 51, amended.** Section 51 of chapter 61 of the Revised Statutes, as last amended by section 11 of chapter 218 of the public laws of 1957, is further amended to read as follows:

'**Sec. 51. Credit sales; sales to certain persons.** No licensee by himself, clerk, servant or agent shall sell or offer to sell any liquor except for cash, excepting credits extended by a hotel or club to bona fide registered guests or members. No right of action shall exist to collect claims for credits extended contrary to the provisions of this section. Nothing herein contained shall prohibit a licensee from giving credit to a purchaser for the actual price charged for packages or original containers as a credit on any sale, or from paying the amount actually charged for packages or original containers.

No licensee by himself, clerk, servant or agent shall sell, offer to sell or furnish any liquor to any person on a passbook or store order, or receive from any person any goods, wares, merchandise or other articles in exchange for liquor, except only such packages or original containers as were originally purchased from such licensee by the person returning the same. No licensee, by himself, clerk, servant or agent entitled to sell malt liquor not to be consumed on the premises shall

sell, furnish, give or deliver such malt liquor to any person visibly intoxicated, to any insane person, to a known habitual drunkard, to any pauper, to persons of known intemperate habits or to any minor under the age of ~~21~~ 18 years. No licensee by himself, clerk, servant or agent shall sell, furnish, give, serve or permit to be served any liquor to be consumed on the premises to any person visibly intoxicated, to any insane person, to a known habitual drunkard, to any pauper, to persons of known intemperate habits or to any minor under the age of ~~21~~ 18 years.

Any person under the age of ~~21~~ 18 years who purchases any intoxicating liquor, or any person under the age of ~~21~~ 18 years who consumes any intoxicating liquor in any on-sale premises, or who presents or offers to any licensee, his agent or employee, any written or oral evidence of age which is false, fraudulent or not actually his own, for the purpose of ordering, purchasing, attempting to purchase or otherwise procuring or attempting to procure, the serving of any intoxicating liquor, or who has any intoxicating liquor in his possession except in the scope of his or her employment on any street or highway, or in any public place or in any automobile, shall be guilty of a misdemeanor and shall be punished by a fine of not more than \$50.