

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
100th LEGISLATURE

SENATE AMENDMENT "A" to S. P. 552, L. D. 1599, Bill, "An Act Relating to Operating Business on the Lord's Day and Certain Holidays."

Amend said Bill by striking out everything after the amending clause and inserting in place thereof the following:

" Sec. 38. Operating business on the Lord's Day and certain holidays. No person shall on the Lord's Day, Memorial Day, July 4th, November 11th and Thanksgiving Day, as proclaimed by the Governor, keep open his place of business to the public except for works of necessity or charity.

This section shall not apply to common, contract and private carriers; taxicabs; airplanes; radio and television stations; newspaper publishers; hotels and motels; restaurants; garages and motor vehicle service stations; automatic laundries; grocery stores; drug stores; book stores; stores selling gifts or souvenirs; greenhouses; roadside stands engaged in sale of farm produce or dairy products; public utilities; industries normally kept in continuous operation including but not limited to pulp and paper plants and textile plants; processing plants handling agricultural produce or products of the sea; ship chandleries; marinas; sports; athletic events; motion picture theaters; musical concerts; religious, educational, scientific or philosophical lectures; scenic, historic, recreational and amusement facilities.

It is not intended by this section that any business or facility which is exempt from closing on the Lord's Day and the aforementioned holidays shall be permitted to remain open until it has complied with any other provision of this chapter which requires a vote of the municipality.

Any person violating this section shall be punished by a fine of not more than \$100 for the first offense, nor more than \$200 for

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any subsequent offense occurring within one year following a conviction. No complaint charging violation of this section shall issue later than 5 days after its alleged commission.'

Sec. 2. R. S., c. 134, §38-A, additional. Chapter 134 of the Revised Statutes, as amended, is further amended by adding a new section 38-A, to read as follows:

'Sec. 38-A. Local option. In any city or town that shall vote as hereinafter provided, it shall be lawful to keep open to the public on the Lord's Day and aforementioned holidays, other places of business not exempted under section 38. This provision shall not be effective in any municipality until a majority of the legal voters, present and voting at any regular election, so vote. The question in appropriate terms may be submitted to the voters at any such election by the municipal officers thereof, and shall by them be so submitted when thereto requested in writing by 100 legal voters therein at least 21 days before such regular election; nor shall it be effective in any town until an article in such town warrant so providing shall have been adopted at an annual town meeting. When a city or town has voted in favor of adopting the provisions hereof, said provisions shall remain in effect therein until repealed in the same manner as provided for their adoption.'

Sec. 3. R. S., c. 134, §38-A reallocated to be §38-B. Section 38-A of chapter 134 of the Revised Statutes, as enacted by section 2 of chapter 302 of the public laws of 1959, is reallocated to be section 38-B.

Sec. 4. Effective date. This act shall become effective upon March 1, 1962."

Filed by Senator FARRIS of KENNEBEC.

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