

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

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**Legislative Document**

**No. 891**

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H. P. 635

House of Representatives, February 15, 1967

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Cote of Lewiston.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-SEVEN

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**AN ACT Providing Local Option for Sunday Sales.**

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

**Sec. 1. R. S., T. 28, § 4, amended.** The first paragraph of section 4 of Title 28 of the Revised Statutes, as repealed and replaced by chapter 302 of the public laws of 1965, is amended to read as follows:

~~No liquor shall be sold in this State on Sundays except as provided, and no~~ licensee by himself, clerk, servant or agent shall between the hours of midnight and 6 a.m. sell or deliver any liquors, except no liquors shall be sold or delivered on Saturdays after 11:45 p.m. **No liquor shall be sold in this State on Sundays, except that, subject to all the other provisions of this Title, licensed hotels, restaurants and clubs may sell liquor on Sunday between the hours of 1 p.m. and 12 p.m. according to the prevailing time in the State as shown in Title 1, section 151.** Liquor may be sold on January 1st of any year from midnight to 2 a.m. unless January 1st falls on Sunday. Liquor may be sold in any municipality on the day of holding a general election or state-wide primary only after the closing of the polls in such municipality. Except as provided, no licensee shall permit the consumption of liquors on his premises on Sundays, or after 15 minutes past the hours prohibited for sale thereof, except by bona fide guests in their rooms. No liquor shall be sold in this State on May 30th prior to 12 noon. The hours of selling or delivering referred to shall be United States Eastern Standard Time.

**Sec. 2. R. S., T. 28, § 101, amended.** Section 101 of Title 28 of the Revised Statutes, as amended by section 2 of chapter 243 of the public laws of 1965, is further amended by inserting after question 10, the following:

**11. Shall licenses be granted in this city or town for the sale herein on Sundays of wine and spirits by hotels, restaurants and clubs?**

**Sec. 3. R. S., T. 28, § 102, amended.** The 2nd and 3rd paragraphs of section 102 of Title 28 of the Revised Statutes are amended to read as follows:

If a majority of the votes cast in any municipality in answer to questions 7, 8, 9 ~~or~~, 10 or 11 is in the affirmative, the ballots for that municipality at the next general election shall carry such question or questions without petition.

If a majority of the votes cast in any municipality in answer to questions 7, 8, 9 ~~or~~, 10 or 11 is in the negative, the ballots for that municipality at the next biennial general election shall carry such question or questions only after the petition required by this section.

**Referendum for ratification.** The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are hereby empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives at the next general or special state-wide election, to give in their votes upon the acceptance or rejection of the foregoing Act, and the question shall be:

“Shall ‘An Act Providing Local Option for Sunday Sales,’ passed by the 103rd Legislature, be accepted?”

The inhabitants of said cities, towns and plantations shall vote by ballot on said question and shall indicate by a cross or check mark placed against the words “Yes” and “No” their opinion of the same. The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall count the same, and if it shall appear that a majority of the inhabitants voting on the question are in favor of the Act, the Governor shall forthwith make known the fact by his proclamation, and the Act shall become effective in 30 days after the date of said proclamation.

**Secretary of State shall prepare ballots.** The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing Act, accompanied by a copy thereof.