

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 31

H. P. 23

Office of the Clerk of the House
Filed December 10, 1974 under Joint Rule 6 by Mr. McMahon of Kenne-
bunk. To be printed and delivered to the House of Representatives of the
107th Legislature.

E. LOUISE LINCOLN, Clerk

Presented by Mr. McMahon of Kennebunk.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT Concerning Open Containers of Alcoholic Beverages in
Motor Vehicles.

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

29 MRSA, c. 11, sub-c. V-A, is enacted to read:

SUBCHAPTER V-A

PROHIBITION OF OPEN CONTAINERS OF ALCOHOLIC
BEVERAGES IN MOTOR VEHICLES

§ 1331. Possession of an opened container on person

No person, while in a privately-owned motor vehicle upon a highway, shall have in his possession on his person, any bottle, can or other receptacle containing any alcoholic beverage which has been opened, or a seal of which has been broken, or the contents of which have been partially removed.

§ 1332. Storage of an opened container

It is unlawful for the registered owner of any privately-owned motor vehicle or for the driver, if the registered owner is not then present in the vehicle, to keep in a motor vehicle, when such vehicle is upon any highway, any bottle, can or other receptacle containing any alcoholic beverage which has been opened, or a seal of which has been broken, or the contents of which have been partially removed, unless such bottle, can or other receptacle is kept in the trunk of the vehicle, if such vehicle is equipped with a trunk, or kept in some other area of the vehicle not normally occupied by the driver

or passengers, if the vehicle is not equipped with a trunk. A utility compartment or glove compartment shall be deemed to be within the area occupied by the driver and passengers.

§ 1333. Penalties

Any violation of this subchapter shall be punished by a fine of \$200 or less, or by imprisonment for not more than 30 days, or by both.

STATEMENT OF FACT

The purpose of this Act is to provide for a "so-called" open bottle law for the State of Maine.