

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-69)  
108TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 83, L.D. 103, Bill, "AN ACT Concerning Open Alcoholic Beverage Containers in Motor Vehicles."

Amend the Bill by striking out all of those parts designated "§1331." and "§1332." and inserting in their place the following:

'§1331. Possession of an open container on person

No person, while in or upon a motor vehicle, shall have in his possession or on his person, any bottle, can or other receptacle containing any alcoholic beverage which is open. Liquor bottles or other receptacles with the tops secured shall not be considered as open.

§1332. Storage of an open container

It is unlawful for the registered owner of any motor vehicle or for the driver, if the registered owner is not then present in the vehicle, to keep or allow to be kept in a motor vehicle, any bottle, can or other receptacle containing any alcoholic beverage which is open. Notwithstanding any<sup>other</sup> provision of this section, a driver or owner of a commercial bus shall not be guilty of a crime under this section when the bottle, can or other receptacle is located in those areas or sections of the bus located behind the seat occupied or intended to be occupied by the driver of that bus.  
"Commercial bus" means every motor vehicle designed for carrying more than 14 passengers and used commercially for the transportation of passengers for compensation.'

Statement of Fact

The purpose of this amendment is to remove the restriction on carrying and storing bottles for those persons carrying liquor bottles or other receptacles with the caps secured in their vehicles.

Reported by the Minority of the Committee on Liquor Control.

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