## MAINE STATE LEGISLATURE

The following document is provided by the

LAW AND LEGISLATIVE DIGITAL LIBRARY

at the Maine State Law and Legislative Reference Library

http://legislature.maine.gov/lawlib



Reproduced from scanned originals with text recognition applied (searchable text may contain some errors and/or omissions)

	(New Draft of H.P. 36, L.D. 41) (New Title)
	FIRST REGULAR SESSION
	ONE HUNDRED AND ELEVENTH LEGISLATURE
L	egislative Document No. 551
H	House of Representatives, February 7, 1983
a	Reported by Representative Stover from the Committee on Legal Affairs, nd printed under Joint Rule 2.
	EDWIN H. PERT, Clerk
	STATE OF MAINE
	STATE OF MAINE  IN THE YEAR OF OUR LORD  NINETEEN HUNDRED AND EIGHTY-THREE
_	IN THE YEAR OF OUR LORD
	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-THREE  AN ACT Relating to Furnishing or Allowing
f	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-THREE  AN ACT Relating to Furnishing or Allowing Consumption of Liquor by Certain Persons.  e it enacted by the People of the State of Maine as
f	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-THREE  AN ACT Relating to Furnishing or Allowing Consumption of Liquor by Certain Persons.  e it enacted by the People of the State of Maine as ollows:  28 MRSA §1058, as amended by PL 1977, c. 292, §6,

1	A. Procure, or in any way aid or assist in pro-
2 3	curing, furnish, give or deliver liquor for a
3	minor or any intoxicated person; or
4 5 6	B. Allow any minor under his control, or on premises under his control, to consume alcoholic beverages.  This costion does not apply to
8	2. Exceptions. This section does not apply to
9	liquor served to a minor in a home in the presence of
9	his parent or guardian.
10 11	3. Penalty. Violation of this section is a Class E crime.
12	STATEMENT OF FACT
13 14 15 16 17 18 19 20	This new draft expands the provision of current law regarding furnishing of alcoholic beverages to minors and others by adding a prohibition against knowingly allowing minors to consume alcoholic beverages. This duty is limited to occasions when the person has some duty to control the minor, whether arising from his relationship to the minor or to the premises.
21 22 23	This new draft also restructures the provision and changes the penalty to correspond to the Maine Criminal Code penalty classifications.
24 25 26 27 28 29	For purposes of clarity, it should be noted that the exemption of licensees, which appears both in the current law and in the new draft, is in recognition of the separate provision regarding licensees, contained in the Revised Statutes, Title 28, section 303.