

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 FIRST SPECIAL SESSION
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE
5

6 Legislative Document

No. 1662

8 S.P. 645

In Senate, October 30, 1985

9 Received by the Secretary of the Senate on October 30, 1985. Reference
10 to the Committee on Business and Commerce suggested and ordered printed.

11 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Clark of Cumberland.

12 Cosponsored by Representative Telow of Lewiston and Representative
Cote of Auburn.

13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-FIVE
17

18 AN ACT Correcting an Error in the Law
19 Relating to Business on Sundays
20 Between Thanksgiving Day and Christmas
21 Day.
22

23 **Emergency preamble.** Whereas, Acts of the Legis-
24 lature do not become effective until 90 days after
25 adjournment unless enacted as emergencies; and

26 Whereas, the law concerning the operation of
27 businesses on Sunday was amended in 1983 to allow
28 sales on those Sundays falling between Thanksgiving
29 Day and Christmas Day; and

30 Whereas, in the last regular session this same
31 provision was amended to conform the State observance
32 of Memorial Day with that of the Federal Government;
33 and

34 Whereas, this last amendment inadvertently omit-
35 ted the language enacted in 1983 regarding Sunday
36 sales; and

1 Whereas, this bill must take effect prior to the
2 first Sunday following Thanksgiving; and

3 Whereas, in the judgment of the Legislature,
4 these facts create an emergency within the meaning of
5 the Constitution of Maine and require the following
6 legislation as immediately necessary for the preser-
7 vation of the public peace, health and safety; now,
8 therefore,

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

11 17 MRSA §3204, first ¶, as repealed and replaced
12 by PL 1985, c. 114, §3, is amended to read:

13 No person, firm or corporation may, on the Lord's
14 Day except between the hours of noon and 5:00 p.m. on
15 those Sundays falling between Thanksgiving Day and
16 Christmas Day; Memorial Day, the last Monday in May,
17 but if the Federal Government designates May 30th as
18 the date for observance of Memorial Day, the 30th of
19 May; July 4th; Labor Day, the first Monday of Septem-
20 ber; Veterans' Day, November 11th; Christmas Day and
21 Thanksgiving Day as proclaimed by the Governor, keep
22 open a place of business to the public, except for
23 works of necessity, emergency or charity.

24 Emergency clause. In view of the emergency cited
25 in the preamble, this Act shall take effect when ap-
26 proved.

27 STATEMENT OF FACT

28 The purpose of this bill is to correct an inad-
29 vertent error which deleted the language which allows
30 businesses to remain open on Sundays between Thanks-
31 giving and Christmas.

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