

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 216

H.P. 154

House of Representatives, January 11, 1999

**An Act to Prohibit the Transportation of Open Containers that Contain
Liquor.**

Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative O'NEIL of Saco.
Cosponsored by Representatives: BOUFFARD of Lewiston, BRENNAN of Portland,
COLWELL of Gardiner, COWGER of Hallowell, GAGNON of Waterville, Senators: MILLS
of Somerset, O'GARA of Cumberland.

2 e it enacted by the People of the State of Maine as follows:

4 Sec. 1. 17 MRSA §2003-B is enacted to read:

6 §2003-B. Transporting an open container of liquor

8 1. Definitions. As used in this section, unless the
10 context otherwise indicates, the following terms have the
12 following meanings.

14 A. "Liquor" means and includes any alcoholic, spirituous,
16 vinous or fermented beverage or other alcoholic beverage, or
18 combination of liquors and mixed liquors, intended for human
20 consumption, which contains more than 1/2 of 1% alcohol by
22 volume.

24 B. "Open container" means not having a cap, stopper or
26 other cover in place.

28 C. "Vehicle" means every vehicle that is self-propelled and
30 designed for carrying persons or property or that is used
32 for the transportation of persons.

34 2. Crime. A person is guilty of transporting an open
36 container if the person:

38 A. Transports an open container of liquor in a vehicle on a
40 public way.

3. Evidence. The possession of an open container of liquor
in a vehicle is prima facie evidence of a violation of this
section.

4. Violation. Violation of this section is a Class E crime.

SUMMARY

This bill prohibits the transport of an open container of liquor by vehicle.