

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 294

S.P. 74

In Senate, January 25, 2001

**An Act to Clarify the Laws Prohibiting Consumption or Possession of
Alcohol by a Minor.**

Submitted by the Department of Public Safety pursuant to Joint Rule 204.
Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator DOUGLASS of Androscoggin.
Cosponsored by Representative LABRECQUE of Gorham and
Representatives: CHIZMAR of Lisbon, COTE of Lewiston, HEIDRICH of Oxford, MAYO of
Bath.

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

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Sec. 1. 28-A MRSA §2051, sub-§1, ¶B, as amended by PL 1993, c. 266, §24, is further amended to read:

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B. Consume any liquor or imitation liquor, except in a home in the presence of a the minor's parent, legal guardian or custodian, as defined in Title 22, section 4002;

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Sec. 2. 28-A MRSA §2051, sub-§1, ¶E, as amended by PL 1999, c. 103, §2, is further amended to read:

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E. Have any liquor or imitation liquor in the minor's possession except:

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(1) In the scope of the minor's employment; or

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(2) In ~~the minor's own~~ a home in the presence of the minor's parent, legal guardian or custodian, as defined in Title 22, section 4002; or

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SUMMARY

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Current law prohibits a minor from consuming liquor except in a home in the presence of "a parent, legal guardian or custodian." This bill clarifies that the person present must be the minor's parent, legal guardian or custodian. This bill also clarifies that a minor may possess liquor in any home in the presence of the minor's parent, legal guardian or custodian.

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