

MAINE STATE LEGISLATURE

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Sixty-Seventh Legislature.

HOUSE.

No. 17.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND NINETY-FIVE.

AN ACT amendatory of section fifteen of chapter twenty-seven of the Revised Statutes, as amended by chapter one hundred and forty of the Public Laws of eighteen hundred and eighty-seven, relating to sale of Liquors by State Agency.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section fifteen of chapter twenty-seven of the Revised Statutes, as amended by chapter one hundred and forty of the Public Laws of eighteen hundred and eighty-seven is hereby further amended so as to read as follows:

‘Section 15. The governor, with the advice and consent of the council, shall appoint a commissioner to furnish municipal officers of towns and cities in this State, and

8 duly authorized agents of other states, with pure, unadul-
9 terated, intoxicating liquors, to be kept and sold for
10 medicinal, mechanical and manufacturing purposes.

Said commissioner shall reside and have his place of
12 business in this State, and hold his office for the term of
13 four years, and until another is appointed in his stead, and
14 be paid an annual salary of dollars, payable quar-
15 terly out of the state treasury.

He shall be allowed reasonable expenses of office, and
17 present his account, under oath, with vouchers therefor,
18 to the governor and council, annually, in December to the
19 last day of the preceding month, who shall audit the same
20 and direct payment from the state treasury.

The commissioner shall keep in stock, at all times, at his
22 place of business in this state a sufficient stock of liquors,
23 to supply the demands of all duly authorized town and
24 city agencies of this state, for three months, and all such
25 agencies shall be supplied from said stock.

All spirituous intoxicating liquors, purchased by such
27 commissioner, shall be analyzed by the State assayer and
28 purchased subject to his analysis, and if found to be
29 impure shall be reshipped to the seller at the seller's
30 expense.

The commissioner is prohibited from borrowing money
32 of any party or parties of whom he may purchase liquors.
33 He shall not sell to municipal officers of this State, any
34 spirituous intoxicating liquors except such as have been
35 tested and found to be pure by the State assayer, under a

36 penalty of not less than fifty nor more than two hundred
37 dollars, to be recovered by indictment. He shall take of
38 such officers for such pure and unadulterated liquors and
39 for all malt liquors sold to them, six per cent above the
40 cost thereof at the place where they were by him pur-
41 chased, and pay the same over to the State Treasurer, on
42 or before the first day of January, annually.

He shall, before entering upon the duties of his office,
44 give a bond to the treasurer of the State, in the penal sum
45 of not less than ten thousand dollars, for the benefit of
46 such towns as may be injured by a breach of the condi-
47 tions, for the faithful performance of his duties and com-
48 pliance with such regulations and conditions as the gov-
49 ernor and council prescribe.

In case of his resignation, removal from office, or death
51 and the appointment of a successor, the stock of liquors
52 remaining on hand at the time of his resignation, removal
53 or death, shall be taken at cost by the new commissioner,
54 after the same shall have been analyzed by the State
55 assayer and found to be pure, and shall, before entering
56 upon his office, pay for the same in cash or settle therefor,
57 to the satisfaction of his predecessor or his legal represen-
58 tatives.

The commissioner, in making sales to town and city
60 agents shall mail with each invoice of said sale a certified
61 copy of the State assayer's analysis.

Whenever any town or city agency shall have been
63 abolished, the commissioner shall receive back all such

64 liquors purchased of the liquor commissioner as they may
65 have remaining on hand, after the same has been analyzed
66 and found to be pure and unadulterated, under such regula-
67 tions as the governor and council may prescribe.

The commissioner shall keep a sample of all spirituous
69 liquors analyzed, labelling the same and marking them by
70 number or otherwise to conform with assayer's certificate,
71 and shall keep such samples during his term of office.
72 A committee of the governor's council shall visit the com-
73 missioner's place of business, as often as once in every three
74 months, and make a careful and complete examination of
75 the records of the office, including his bills of purchase
76 and sales, and the governor and council shall correct any
77 and all abuses, if any exist, and refusal on the part of said
78 commissioner to comply with their order or directions
79 shall be good and sufficient cause for immediate removal
80 from office.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
January 22, 1895.

Tabled, pending reference to Committee on Judiciary by Mr. GILBERT
of Canton, and ordered printed.

W. S. COTTON, *Clerk.*