

# MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

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SENATE

NO. 40

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*In Senate, Feb. 3, 1915.*

*Ordered, That five hundred copies be printed and that the same be referred to the Committee on Temperance.*

*Committee on Reference.*

*Presented by Mr. Flaherty of Cumberland.*

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND FIFTEEN

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AN ACT to amend sections 36, 37 and 40 of chapter 29 of the revised statutes, relating to the manufacture and sale of intoxicating liquors, and particularly the manufacture and sale of cider.

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

Section 1. Section thirty-six of chapter twenty-nine of the revised statutes is hereby amended by striking out the words "except cider" in the third line, so that said section as amended shall read as follows:

'Sect. 36. Whoever manufactures for sale any intoxicating liquor, except cider, and whoever sells any intoxicating liquor manufactured by him in this state, shall be

8 imprisoned two months and fined one thousand dollars.'

Sect. 2. Section thirty-seven of chapter twenty-nine of  
2 the revised statutes is hereby amended by striking out all  
3 of said section after the word "cider" in the first line, and  
4 inserting in place thereof the words 'containing at the time  
5 of such sale not more than three per cent of alcohol;' so  
6 that said section as amended shall read as follows:

'Sect. 37. This chapter does not apply to the sale of un-  
8 adulterated cider, containing at the time of such sale not  
9 more than three per cent of alcohol.'

Sect. 3. Section forty of chapter twenty-nine of the re-  
2 vised statutes is hereby amended by striking out the words  
3 "kept or deposited with intent to sell the same for tipping  
4 purposes or as a beverage" in the fourth and fifth lines of  
5 said section, and inserting in place thereof the words 'con-  
6 taining more than three per cent of alcohol' so that said  
7 section as amended shall read as follows:

'Sect. 40. No person shall at any time, by himself, his  
9 clerk, servant or agent, directly or indirectly, sell any intox-  
10 icating liquors, of whatever origin, except as hereinbefore  
11 provided: wine, ale, porter, strong beer, lager beer and all  
12 other malt liquors, and cider when containing more than  
13 three per cent alcohol, as well as all distilled spirits, are  
14 declared intoxicating within the meaning of this chapter,  
15 but this enumeration shall not prevent any other pure or  
16 mixed liquors from being considered intoxicating.'