

# MAINE STATE LEGISLATURE

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# E I G H T Y - E I G H T H   L E G I S L A T U R E

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**Legislative Document**

**No. 685**

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H. P. 1465

House of Representatives, February 16, 1937.

Referred to Committee on Temperance. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Philbrick of Cape Elizabeth.

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## S T A T E   O F   M A I N E

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
THIRTY-SEVEN

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**AN ACT As to the Importation of Intoxicating Liquors Other Than Those  
Consigned to Wholesale Malt Liquor Licensees; Emergency.**

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**Emergency preamble.** Whereas, the deferred operation of this act would in part defeat its purpose to enable the people of the state of Maine to obtain needed revenue that it has been losing by reason of the importation of intoxicating liquors by persons within the state purchasing liquor from out of state liquor dealers; and

Whereas, this act is hereby declared to be an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine, and necessary for the immediate preservation of public peace, health and safety, and welfare of the aged, now therefore,

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

**Sec. 1. Importation of liquors, regulated.** All intoxicating liquors, except malt liquors consigned to a wholesale licensee, imported into this state shall be imported by and through the state liquor commission. Any person importing or causing to be shipped or transported intoxicating liquors, except malt liquors as herein provided, shall be punished by a fine of not

more than \$500 or by imprisonment for a term of not more than 11 months, or by both such fine and imprisonment; provided, however, it shall be lawful for a person to import into this state in his own private vehicle, and to transport from place to place within the state, intoxicating liquors for his personal use.

**Sec. 2. R. S., c. 137, § 5, repealed.** Section 5 of chapter 137 of the revised statutes of 1930, is hereby repealed.

**Sec. 3. Delivery of liquors regulated.** It shall be unlawful for any transportation company, express company, carrier for hire, corporation or individual to transport to or cause to be delivered to any person, firm or corporation, other than the state liquor commission, unless upon written permission of said commission, any intoxicating liquors, except malt liquors to wholesale licensees. Any officer of any transportation company, express company, carrier for hire or any other person who knowingly transports or delivers intoxicating liquors contrary to the provisions hereof shall be punished by a fine of not more than \$500 or by imprisonment for a term of not more than 11 months or by both such fine and imprisonment.

**Sec. 4. Constitutionality.** The constitutionality of any section or provision of this act shall not invalidate the remainder of the act.

**Emergency clause.** This act shall become effective upon its approval.