

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 998**

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H. P. 1847

House of Representatives, April 9, 1937.

Reported by Mr. Sleeper from Committee on Temperance and laid on table to be printed under Joint Rules.

HARVEY R. PEASE, Clerk.

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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 importation of intoxicating liquors by persons within the state from vendors of such liquors without the state has created a traffic hazardous to the peace, health and safety of the public; and

Whereas, such importation materially reduces the most effective functioning of the provisions of chapter 300 of the public laws of 1933 and acts additional thereto and amendatory thereof, thereby causing hardship and suffering to many of the aged people of the state; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore

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

**Sec. 1. Importation of liquors, regulated.** No person, association, partnership or body corporate, other than the state liquor commission, shall import spirituous and vinous liquors into this state. Any person im-

porting, or causing to be shipped into the state, or transporting spirituous and vinous liquors into the state, shall be punished by a fine of not more than \$500, or by imprisonment for 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, in a quantity not to exceed 3 quarts.

**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 R. S., c. 137, § 5, repealed.** Section 5 of chapter 137 of the revised statutes of 1930, is hereby repealed.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.** No person, association, partnership or body corporate, shall knowingly 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 spirituous or vinous liquors. Any officer of any transportation company, express company, carrier for hire, or 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 not more than 11 months, or by both such fine and imprisonment.

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

**Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.