

MAINE STATE LEGISLATURE

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

Legislative Document

No. 920

H. P. 1638

House of Representatives, February 14, 1939.

Referred to Committee on Judiciary and sent up for concurrence. 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Weatherbee of Lincoln.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

**AN ACT Relating to Penalty for Operating Motor Vehicle While Under
the Influence of Intoxicating Liquor or Drug.**

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

R. S., c. 29, § 88, amended. The 1st paragraph of section 88 of chapter 29 of the revised statutes is hereby amended to read as follows :

'Whoever shall operate or attempt to operate a motor vehicle upon any way, or in any other place when intoxicated or ~~at all~~ under the influence of intoxicating liquor or drugs **so that his ability to operate the motor vehicle in a proper manner has been lessened**, upon conviction, shall be punished by a fine of not less than \$100 nor more than \$1000 or by imprisonment for not less than 30 days nor more than 11 months, or by both such fine and imprisonment. Any person convicted of a second or subsequent offense shall be punished by imprisonment for not less than 3 nor more than 11 months, and in addition thereto, the court may impose a fine as above provided.'