

MAINE STATE LEGISLATURE

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

Legislative Document

No. 865

H. P. 1324

House of Representatives, March 29, 1943.

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

HARVEY R. PEASE, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

**AN ACT Relating to the Limitations on Sales by Licensees of Liquor, Malt
Liquor, Wines, and Spirits.**

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

Sec. 1. P. L., 1933, c. 268, § 12-C, amended. Section 12-C of chapter 268 of the public laws of 1933, as enacted by chapter 235 of the public laws of 1937 and amended by chapter 250 of the public laws of 1941, is hereby further amended to read as follows :

'Sec. 12-C. Limitations on sales by licensees. No licensee by himself, clerk, servant, or agent shall sell, or offer to sell, any malt liquor, wine or spirits, except for cash, excepting credits extended by a hotel or club to bona fide registered guests or members. No right of action shall exist to collect claims for credits extended contrary to the provisions of this section. Nothing herein contained shall prohibit a licensee from giving credit to a purchaser for the actual price charged for packages or original containers to be returned by the original purchaser as a credit on any sale, or from refunding to a purchaser the amount actually paid by such purchaser for packages or original containers.

No licensee by himself, clerk, servant, or agent shall sell, offer to sell, or furnish any liquor, malt liquor, wines, or spirits to any person on a pass book or store order, or receive from any person any goods, wares, mer-

chandise or other article in exchange for liquor, malt liquors, wines, or spirits, except only such packages or original containers as were originally purchased from such licensee by the person returning the same. **No licensee, by himself, clerk, servant, or agent, entitled to sell malt liquor not to be consumed on the premises shall sell, furnish, give or deliver such malt liquor to any person visibly intoxicated, to any insane person, to a known habitual drunkard, to any pauper, to persons of known intemperate habits or to any minor under the age of 18 years. No licensee, by himself, clerk, servant, or agent shall sell, furnish, give, serve, or permit to be served any liquor, malt liquor to be consumed on the premises, wine, or spirits to any person visibly intoxicated, to any insane person, to a known habitual drunkard, to any pauper, to persons of known intemperate habits, or to any minor under the age of 18 21 years, except that a licensee for the sale of malt liquor to be consumed on the premises shall not furnish and sell such malt liquor in conformity with such license to persons under the age of 21 years.'**

Sec. 2. P. L., 1933, c. 268, § 18, repealed. Section 18 of chapter 268 of the public laws of 1933, as amended, is hereby repealed.