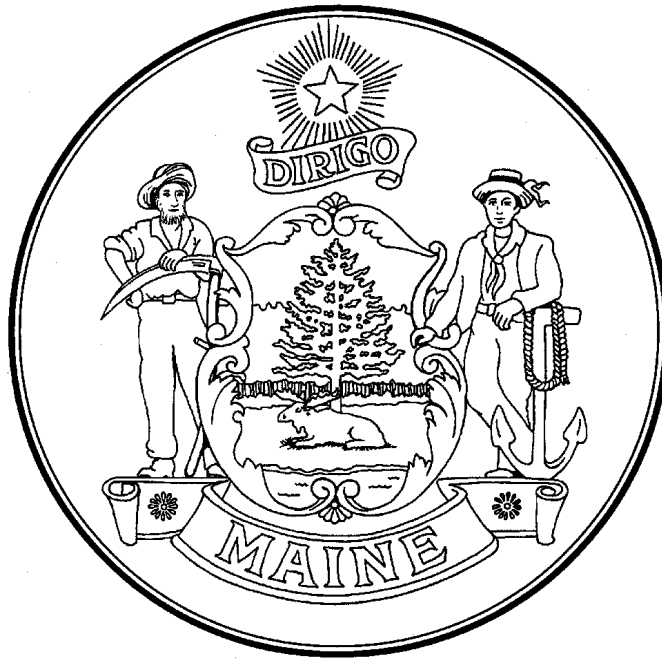


MAINE STATE LEGISLATURE

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NINETY - SECOND LEGISLATURE

Legislative Document

No. 714

S. P. 297

In Senate, February 13, 1945.

Referred to the Committee on Temperance, sent down for concurrence and ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Townsend of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

AN ACT Relating to Licenses for Consumption Sale of Liquor.

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

R. S., c. 57, § 40, amended. Section 40 of chapter 57 of the revised statutes is hereby amended to read as follows :

‘Sec. 40. Licenses for consumption sale. Licenses for the sale of liquor to be consumed on the premises where sold may be issued in the discretion of the commission to clubs and to bona fide hotels, restaurants, steamboats, and railroad dining cars on payment of the fees herein provided ; subject, however, to the condition that the application therefor be approved by the municipal officers of the town or city in which such intended licensee, if operating a club, restaurant, or hotel, is operating the same, and if said hotel, restaurant or club is located in an unorganized place said application shall be approved by the county commissioners of the county, within which such unorganized place is located, and subject to the further condition that licenses issued to restaurants shall be limited to malt liquor and wine. ~~Subject~~ No licensee for the sale of liquor to be consumed on the premises where sold shall by himself, clerk, servant or agent, sell, give, furnish or deliver any liquor to be consumed elsewhere than upon the licensed premises, except, subject to the provisions of law and the rules and regulations

of the commission, hotel licensees may sell liquor in the original packages to **bona fide** registered room guests.

Any applicant aggrieved by the refusal to approve an application as hereinbefore provided **or application for transfer of such license** may appeal to the commission, who shall hold a public hearing thereon in the town **or city** for which such license is requested and if it finds the refusal arbitrary or without justifiable cause, it may issue such license **or transfer** notwithstanding the lack of such approval.'