

# MAINE STATE LEGISLATURE

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Legislative Document

No. 57

H. P. 181

House of Representatives, January 19, 1949.

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Jalbert of Lewiston.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-NINE

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AN ACT Relating to Business and Entertainment on Sunday.

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

**Sec. 1. R. S., c. 121, § 39, amended.** Section 39 of chapter 121 of the revised statutes is hereby amended to read as follows:

**‘Sec. 39. Business and entertainment on the Lord’s Day; penalty; exceptions.** Whoever, on the Lord’s Day, keeps open his shop, workhouse, warehouse or place of business; ~~travels; does any work, labor, or business on that day, except works of necessity or charity; uses any sport, game, or recreation;~~ or is present at any dancing, ~~public diversion, show, or entertainment~~ encouraging the same, shall be punished by a fine of not more than \$10; provided, however, that this section shall not apply to the operation of common carriers; to the driving of taxicabs and public carriages in attendance upon the arrival or departure of such carriers; to the operation of airplanes; to the driving of private automobiles or other vehicles; to the printing and selling of Sunday newspapers; to the keeping open of hotels, restaurants, garages and drug stores; to the selling of gasoline; or to the giving of scientific, philosophical, religious or educational lectures where no admission is charged; **or to establishments wherein food is sold at retail; or to the operation of roller-skating rinks, or to roller-skating therein, from**

2 P. M. to 11 P. M.; or to the giving of any musical entertainment, concert, air circus or automobile circus.'

**Sec. 2. R. S., c. 121, § 40, amended.** The 1st, 2nd and 4th paragraphs of section 40 of chapter 121 of the revised statutes are hereby amended to read as follows:

"The provisions of this section may be referred to in proceedings of city governments and in warrants for town meetings as "The Sunday ~~Amateur~~ Sports Law."

In any city or town that shall so vote, as hereinafter provided, it shall be lawful to engage in as a participant, manager or official, or to attend as a spectator any outdoor recreational or competitive ~~amateur~~ sport or game, except boxing, horse racing ~~air circuses~~ or wrestling between the hours of 1 P. M. and 7 P. M. on Sunday.

Cities and towns adopting the provisions hereof may designate certain areas or places in said cities or towns in which said outdoor ~~amateur~~ games and sports may be engaged in, and may pass regulations concerning said areas and places to the end that persons attending places of public worship may not be disturbed therein; provided, however, that no regulations shall be passed which shall prohibit the receiving of remuneration by any proprietor or owner of such areas or places, or the ~~taking of collections~~ **charging of admission** at any such ~~amateur~~ sport or game.'