

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

Legislative Document

No. 587

S. P. 221

In Senate, February 11, 1953

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

CHESTER T. WINSLOW, Secretary

Presented by Senator Tabb of Kennebec

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-THREE

AN ACT Removing Violations of the Liquor Law from the Criminal Law.

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

Sec. 1. R. S., c. 57 § 22-C, amended. Section 22-C of chapter 57 of the revised statutes, as enacted by section 102 of chapter 349 of the public laws of 1949, and as amended, is hereby further amended by adding at the end thereof a new paragraph, to read as follows :

‘Any licensee by himself, clerk, servant or agent who sells liquor on Sunday shall be punished by a fine of not less than \$100, nor more than \$500, and costs, and a penalty of not less than 2 months, nor more than 6 months, in jail, at the discretion of the court; and in default of fine and costs an additional penalty by imprisonment for 6 months. Any clerk, servant, agent or other person in the employment of a licensee, who violates or in any manner aids or assists in violating the law relating to Sunday sale of liquor, shall suffer like penalties.’

Sec. 2. R. S., c. 57, § 60, sub-§ II, ¶ I, repealed. Paragraph I of subsection II of section 60 of chapter 57 of the revised statutes, as enacted by section 1 of chapter 163 of the public laws of 1947 and amended by chapter 38 of the public laws of 1951, is hereby repealed.

Sec. 3. R. S., c. 57, § 60, sub-§ II, ¶ J, amended. Paragraph J of sub-

section II of section 60 of chapter 57 of the revised statutes, as enacted by section I of chapter 192 of the public laws of 1949, is hereby amended to read as follows:

'J. Conviction of violation of any law of ~~this state or of~~ the United States relating to the manufacture, possession, transportation or sale of intoxicating liquor ~~except sales to minors;~~'

Sec. 4. R. S., c. 57, § 66, amended. Section 66 of chapter 57 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 66. **Illegal sale of liquor.** ~~No person shall at any time in violation of any provision of this chapter by himself, his clerk, servant, or agent, either directly or indirectly, sell any liquor of whatever origin.~~

~~Whoever, being licensed to sell liquor, by himself, his clerk, servant or agent sells any liquor in this state, in violation of law, shall be punished by a fine of not less than \$100, nor more than \$500, and costs, and in addition thereto by imprisonment for not less than 2 months, nor more than 6 months, and in default of payment of fine and costs, by imprisonment for not less than 2 months, nor more than 6 months, additional, and on each subsequent conviction he shall be punished by a fine of \$500 and costs and in addition thereto by imprisonment for 6 months, and in default of payment of fine and costs, by imprisonment for 6 months additional.~~ ~~Any~~ **No person or by himself, his clerk, agent or servant or agent** who sells liquor within the state without a license shall be punished for the 1st offense by a fine of not less than \$300 and costs, nor more than \$500 and costs, which fine and costs shall not be suspended, and an additional penalty of not more than 30 days in jail at the discretion of the court; and for a 2nd offense by a fine of not less than \$500 and costs, nor more than \$1,000 and costs, which fine and costs shall not be suspended, and an additional penalty of not more than 60 days in jail at the discretion of the court; and for all subsequent offenses a fine of not less than \$1,000 and costs and 60 days in jail, which fine and costs and jail sentence shall not be suspended, and an additional penalty of 4 months in jail at the discretion of the court. Any clerk, servant, agent or other person in the employment or on the premises of another, who violates or in any manner aids or assists in violating any provision of law relating to intoxicating liquors, is equally guilty with the principal and shall suffer like penalties.'