

MAINE STATE LEGISLATURE

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

Legislative Document

No. 1290

H. P. 904

House of Representatives, March 14, 1957.

Referred to Committee on Legal Affairs. Sent up for concurrence and 750 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Allen of Chelsea.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-SEVEN

AN ACT Licensing Pin Ball Machines.

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

R. S., c. 100, §§ 68-A - 68-J, additional. Chapter 100 of the Revised Statutes is hereby amended by adding thereto 10 new sections to be numbered 68-A to 68-J, inclusive, to read as follows:

'Pin Ball Machines.

Sec. 68-A. Unlawful without license. It shall be unlawful for any person, firm, corporation or association to keep for public patronage, or to permit or allow the operation of, any pin ball machine, in or on any premises or location under his or its charge, control or custody without having first obtained a license therefor from the clerk of the municipality where located.

Sec. 68-B. Definition. The term "pin ball machine" shall mean any ball machine which, upon the insertion of a coin, slug, token, plate or disc, may be operated by the public generally for use as game, entertainment or amusement, whether or not registering a score, and which is operated for amusement only and does not dispense any form of pay off, prize or reward.

Sec. 68-C. License requirements. The license required shall be obtained from said clerk upon the payment of an annual fee of \$10 for each machine kept in or on the premises or location and shall expire on June 30th of each year. The application for such license shall be made to the clerk upon a form supplied by him for that purpose and shall contain such information as he may require. No such license shall be granted to any person under the age of 21 nor to any firm, corporation or association whose officers are under said age.

Sec. 68-D. License posted. The license required shall be posted securely and conspicuously on the premises for which it is granted.

Sec. 68-E. Nontransferable. The license required shall not be transferable to any other person, firm, corporation or association, or from location to location, and shall be valid only at the location and for the person, firm, corporation or association designated therein.

Sec. 68-F. Minors under 16. No person, firm, corporation or association holding a license under this ordinance shall permit or allow any person under the age of 16 to play or operate any such machine in or on the licensed premises.

Sec. 68-G. Application. Nothing in sections 68-A to 68-J, inclusive, shall in any way be construed to authorize, license or permit any gambling devices whatsoever or any mechanism that has been by the courts determined to be a gambling device or in any way contrary to law.

Sec. 68-H. Copy of license. A copy of this license shall be forwarded to the local police department.

Sec. 68-I. Revocation; appeal. Any such license may be revoked by the clerk:

- I. When it has been made to appear to the clerk that there has been a violation of the terms of sections 68-A to 68-H, inclusive, or
- II. When it has been made to appear to the clerk that the licensee himself or any of the officers of the firm, corporation or association are not proper persons to hold such a license, or
- III. When it has been made to appear to the clerk that the premises for which the license was granted is not a proper location.

The licensee shall have the right to appeal in writing such revocation to the municipal officers within 10 days. Said municipal officers may, after hearing, affirm, modify or repeal the decision of said clerk, and failure of the licensee to appeal within the time designated shall be deemed to constitute a waiver of the right of appeal and shall constitute an affirmation of the revocation.

Sec. 68-J. Violation. Any person, firm, or, in the case of a corporation or association, any official thereof, violating any of the provisions of 68-A to 68-I, inclusive, shall upon conviction be punished by a fine not exceeding \$25 for each offense, and each day such violation exists shall constitute a separate offense.