

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth and Eighty-seventh Legislatures

OF THE

STATE OF MAINE

From April 1, 1933, to April 6, 1935

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
Resolves of the Legislature approved June 28, 1820,
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AUGUSTA, MAINE
1935

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-Sixth Legislature

AT THE
SPECIAL SESSION, NOVEMBER 6-10

1934

Supplementary to Public Laws of the Regular Session and Special
Sessions of November 14, and December 4-20, 1933.

[supplied from page 177 of volume]

CHAP. 301

"Shall state stores be operated by permission of the state liquor commission in this city or town under the provisions of 'An Act to regulate the sale of intoxicating liquors,' passed at the 1934 special session of the legislature?"

If a majority of the qualified voters voting at any biennial election of a city or town signifies disapproval of the question above, the commission shall not operate state stores under the provisions of this act in said city or town.

Prior to the next biennial state election, state stores may be established in any town which at the last biennial election voted in favor of the repeal of the 26th amendment to the constitution.

Sec. 18. Emergency clause. In view of the emergency recited in the preamble, this act shall take effect when approved.

Approved November 10, 1934.

Chapter 301

AN ACT to Provide for the Issue of Consumption Licenses by the State Liquor Commission.

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

Sec. 1. Liquor, how sold on the premises. The state liquor commission may from time to time in cities and towns where state stores are in operation or where such stores have been authorized either under the terms of the act creating said commission or at any biennial state election commencing with the election to be held on the 2nd Monday of September, 1936, grant licenses for the sale of liquor to be consumed on the premises where sold in accordance with the provisions of this act.

Sec. 2. Regulatory powers. Said commission shall have all the regulatory powers in connection with licenses for the sale of liquor that are vested in said board, in connection with the sale of malt beverages.

Sec. 3. 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 which have been in operation for a period of 2 full years prior to the application therefor 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 city or town in which such intended licensee, if operating a club, restaurant or hotel, is operating the same, and subject to the further condition that licenses issued to restaurants shall be limited to malt liquor and wine. No liquor shall be sold under any license issued

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under the provisions of this section except during such hours as the dining room of the licensee is regularly open for the purpose of supplying food to guests except that hotel licensees may sell in the original packages to registered room guests.

Sec. 4. License fees. The fees for licenses for each hotel shall be six hundred dollars (\$600) per year in cities and towns having a population of 10,000 or more, and three hundred dollars (\$300) per year for cities and towns having less than 10,000 population; and for each club and restaurant, steamboat and dining car, two hundred dollars (\$200) per year, provided, however, that a single license for railroad dining-car service shall be sufficient to cover all dining-cars operated by any one owner.

Sec. 5. Liquor to be bought from commission. All persons licensed under the provisions of section 3 of this act shall purchase all liquor sold under license within the state from the commission.

Sec. 6. Violators of this act not to be licensed. No person shall be eligible to be licensed under the terms of this act who has been convicted of the breach of any state or federal law regulating the manufacture, sale or transportation of intoxicating liquor, nor any artificial person whose officers or directors or any of them have been so convicted.

Sec. 7. Interpretation. In the interpretation of the provisions of this act the terms defined in the act creating the state liquor commission shall have the same meaning as therein set forth.

Approved November 10, 1934.