

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Eighty-ninth and Ninetieth
Legislatures

OF THE
STATE OF MAINE

From April 21, 1939 to April 26, 1941
AND MISCELLANEOUS STATE PAPERS

Published by the Revisor of Statutes in accordance
with the Resolves of the Legislature approved June
28, 1820, March 18, 1840, March 16, 1842, and Acts
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninetieth Legislature

1941

Sec. 2. R. S., c. 28, § 49, amended. Section 49 of chapter 28 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 49. Maintenance of 3rd class highways built from special appropriations; town shall raise not less than 2%. In all cases where towns receive special legislative appropriations to be expended on designated 3rd class highways, said highways shall be constructed in accordance with specifications for 3rd class roads and shall be maintained by the several towns by an annual expenditure of a sum equal to not less than ~~3%~~ 2% of the amount of said appropriation, under penalty of forfeiture of the right of the town to receive the benefit of future apportionments from funds for 3rd class highways.'

Approved April 12, 1941

Chapter 216

AN ACT Relating to Suspension of Licenses of Malt Beverages.

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

P. L., 1937, c. 237, § 15, amended. Section 15 of chapter 237 of the public laws of 1937 is hereby repealed and the following enacted in place thereof:

'Sec. 15. Revocation of license. The liquor commission may revoke or suspend for a definite period licenses in accordance with the following provisions after due notice and hearing as herein provided:

Notice of hearings to be held by the commission shall be served on the licensee and shall state the place, day and hour, thereof, and warn the licensee that he may then and there appear in person or by counsel at a hearing on the revocation of his license for the cause or causes in the notice alleged; service of such notice shall be sufficient, if sent by registered mail to the address given by the licensee at the time of his or its application for a license, 5 days at least before the day set for the hearing.

Licenses may be revoked or suspended at the discretion of the commission for the following causes:

(a) Violation of any law relating to alcoholic beverages or substantial infraction of any rule or regulation issued by the commission.

(b) For knowingly making falsely a material statement of fact in the application for the license.

(c) Knowingly making inaccurate and misleading statements as to

CHAP. 217

brands or labels; giving of rebates to a customer for the purposes of influencing a sale.

It shall be the duty of the commission to revoke licenses for the following causes:

(a) Conviction of violation of the law of the United States or of the state of Maine relating to the manufacture, possession, transportation and sale of intoxicating liquor.

(b) Conviction of violation of the laws of the United States relating to carrying on the business of a wholesale or retail dealer without a federal tax stamp.

(c) Conviction of violating the laws of the United States relating to having in possession distilled spirits in unstamped containers in violation of section 30 of the United States liquor taxing act of 1934.

(d) Transferring, assigning or hypothecating a license.

(e) Making sales after the permitted hours of sale.

(f) Making sales on Sundays.

(g) The making of sales by hotels, clubs and restaurants for off-premises consumption.

(h) Making sales of spirituous or vinous liquor on the day of the holding of a general election or state-wide primary.

(i) Making sales to minors.'

Approved April 12, 1941

Chapter 217

AN ACT Relating to the Pownal State School.

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

P. L., 1933, c. 1, § 452, amended. Section 452 of chapter 1 of the public laws of 1933 is hereby amended by adding thereto the following paragraph:

'Whenever in the opinion of the superintendent the condition of an inmate is such that he may safely be permitted to leave the institution temporarily, the superintendent shall have authority to grant such permit for a definite time under such conditions as he may specify, which permit may at any time be revoked or extended; provided, however, that no such inmate