

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninetieth and Ninety-first
Legislatures
OF THE
STATE OF MAINE
From April 26, 1941 to April 9, 1943
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
approved August 6, 1930 and April 2, 1931.

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-first Legislature

1943

~~any city, town or plantation~~ expended until the management of its affairs has been taken over by the Emergency Municipal Finance Board as provided in said chapter 284 of the public laws of 1933, as amended. The state through the department of health and welfare may ~~render aid and relief to unemployable persons located in such cities, towns and plantations, management of whose affairs has been taken over as aforesaid, and to unemployable persons located in unorganized territories~~ provide for direct relief and work programs and/or the necessary share for the said city, town or plantation of its contributory share of public assistance programs of any nature in said cities, towns and plantations. The inability of such cities, towns and plantations and unorganized territories to provide ~~necessary relief for their unemployable persons for their direct relief and work programs or their contributory share of public assistance programs~~ of any nature shall be decided by the department of health and welfare and the state auditor.'

Sec. 2. P. L., 1935, c. 1, repealed. Chapter 1 of the public laws of 1935 is hereby repealed.

Effective July 9, 1943

Chapter 314

AN ACT Relating to the Limitations on Sales by Licensees of Liquor, Malt Liquor, Wines, and Spirits.

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

Sec. 1. P. L., 1933, c. 268, § 12-C, amended. Section 12-C of chapter 268 of the public laws of 1933, as enacted by chapter 235 of the public laws of 1937 and amended by chapter 250 of the public laws of 1941, is hereby further amended to read as follows:

'Sec. 12-C. Limitations on sales by licensees. No licensee by himself, clerk, servant, or agent shall sell, or offer to sell, any malt liquor, wine or spirits, except for cash, excepting credits extended by a hotel or club to bona fide registered guests or members. No right of action shall exist to collect claims for credits extended contrary to the provisions of this section. Nothing herein contained shall prohibit a licensee from giving credit to a purchaser for the actual price charged for packages or original containers to be returned by the original purchaser as a credit on any sale, or from refunding to a purchaser the amount actually paid by such purchaser for packages or original containers.

No licensee by himself, clerk, servant, or agent shall sell, offer to sell, or furnish any liquor; malt liquor, wines, or spirits to any person on a pass

CHAP. 315

book or store order, or receive from any person any goods, wares, merchandise or other article in exchange for liquor, malt liquors, wines, or spirits, except only such packages or original containers as were originally purchased from such licensee by the person returning the same. No licensee, by himself, clerk, servant, or agent, entitled to sell malt liquor not to be consumed on the premises shall sell, furnish, give or deliver such malt liquor to any person visibly intoxicated, to any insane person, to a known habitual drunkard, to any pauper, to persons of known intemperate habits or to any minor under the age of 18 years. No licensee, by himself, clerk, servant, or agent shall sell, furnish, give, serve, or permit to be served any liquor, malt liquor to be consumed on the premises, wine, or spirits to any person visibly intoxicated, to any insane person, to a known habitual drunkard, to any pauper, to persons of known intemperate habits, or to any minor under the age of 18 21 years, ~~except that a licensee for the sale of malt liquor to be consumed on the premises shall not furnish and sell such malt liquor in conformity with such license to persons under the age of 21 years.~~

Sec. 2. P. L., 1933, c. 268, § 18, repealed. Section 18 of chapter 268 of the public laws of 1933, as amended, is hereby repealed.

Effective July 9, 1943

Chapter 315

AN ACT Relating to Licenses for Sale of Malt Beverages.

Emergency preamble. Whereas, a state of war exists between the United States and Germany, Italy, Japan and other foreign countries; and

Whereas, it is necessary to promote good will and understanding between the peoples of the United States and its Allies; and

Whereas, in order to promote such good will and understanding it is necessary to assist in providing for the entertainment of members of the armed services or the merchant marine of nations at war with Germany, Italy and Japan; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. Licenses for sale of malt beverages, regulated. In cities and