

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.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1943

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-first Legislature

1943

provided such retirement is requested either by the member or the commissioner of institutional service. If any such member should become eligible under the provisions of this system, as a result of prior service and membership service, to a retirement allowance in excess of $\frac{1}{2}$ of his average final compensation he shall be entitled to the higher retirement allowance.'

Effective July 9, 1943

Chapter 349

AN ACT Relating to Salary of Adjutant-General.

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

R. S., c. 125, § 25, amended. Section 25 of chapter 125 of the revised statutes is hereby amended to read as follows:

'Sec. 25. The adjutant-general. The adjutant-general shall receive an annual salary of ~~four thousand dollars~~ \$4,500; he shall receive no other fee, emolument, or perquisite.'

Effective July 9, 1943

Chapter 350

AN ACT Relating to the Manufacture and Sale of Apple Wine.

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

Sec. 1. Sale of apple wine, regulated. The Maine state liquor commission is authorized and empowered to issue licenses under this act for the manufacture of apple wine from apples grown in Maine. The annual fee for such license shall be \$100, and such license shall expire on August 31st of the year next ensuing.

Sec. 2. Records. The licensee or operator of an apple-winery under the provisions of this act shall keep an accurate record in detail showing the date and number of bushels by weight of apples received at such apple-winery, the number of gallons of apple wine manufactured therefrom, the name of the owner, and the place in the state where such apples were grown, together with such other information as may be required by the commission, and process the same in conformity with the regulations of the commission.

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Sec. 3. Notice to the commission of quantity. On or before September 1 in each year, any person, firm or corporation, hereinafter called owners, desiring to sell apples to said apple-wineries shall notify said apple-wineries in writing of the estimated number of bushels of apples such owner will sell to such apple-winery, and the locality wherein the apples from which such apple wine is to be manufactured are to be raised. Upon the acceptance by any apple-winery of the offer of such owner, such owner shall deliver to the apple-winery the number of bushels of apples. The commission is authorized to issue regulations so that not less than 40% of the established wholesale price shall be given to all such owners. In case the offering for sale of apples in any year is greater than is needed by the apple-winery, the purchase of the apples from the various owners shall be on a pro rata basis. The state liquor commission shall notify the apple-wineries of the amount of apple wine that it intends to purchase, and the price per gallon that it will pay, and shall pro rate its purchases from the apple-wineries according to the amounts offered for sale to the commission by the various apple-wineries.

Sec. 4. Apple wine, definition; how sold. "Apple wine" as used in this act shall mean "liquor" made from apples. All licenses issued by the liquor commission for the sale of spirituous and vinous liquors shall contain an endorsement to the effect that the licensee is authorized to sell apple wine. The state liquor commission shall offer for sale at the various state liquor stores apple wine.

Sec. 5. Containers. The commission shall cause each and every container taken from an apple-winery, for sale, to be labeled, marked or branded as to the quantity contained in it, the place of origin and the approximate per cent of alcoholic content by volume.

Sec. 6. Interstate shipment. The commission is hereby authorized to sell and ship apple wine to purchasers outside of the state under such rules and regulations as the commission may prescribe.

Sec. 7. Penalty. Whoever, other than the state liquor commission or the licensees as specified in this act, sells apple wine of more than 1% of alcoholic content by volume shall be punished by a fine of not less than \$50 nor more than \$200, or by imprisonment for not less than 30 days nor more than 90 days, or by both such fine and imprisonment.

Sec. 8. Repealing clause. All acts and parts of acts inconsistent with this act are hereby repealed or amended to conform with the provisions hereof.