

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

# STATE OF MAINE

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE  
**One Hundred and Second Legislature**  
**1965**

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Any licensee by himself, clerk, servant or agent, except as hereafter provided, who sells liquor on Sunday shall be punished by a fine of not less than \$100 nor more than \$500, and costs, and a penalty of not less than 2 months nor more than 6 months in jail, at the discretion of the court; and in default of fine and costs an additional penalty by imprisonment for 6 months. Any clerk, servant, agent or other person in the employment of a licensee, who violates or in any manner aids or assists in violating the law relating to Sunday sale of liquor, shall suffer like penalties.

Licensed hotels, class A restaurants and clubs, as defined under section 2, and retail stores as defined by section 751, shall have the right to sell liquors on Sundays between the hours of 12 noon and 9 p.m. and such sales may be made during such time by the licensee himself, a clerk, servant or agent.

On premises licensees, exercising the right to sell liquors under this section, shall pay in addition to the fee now provided in section 701 the sum of \$100, and retail stores shall pay an additional \$25.

Any violation by a licensee of this section or commission rules and regulations related thereto, upon conviction after hearing before the Hearing Commissioner, shall be grounds for suspension or revocation of the license or right to sell on Sunday, or both.'

Effective September 3, 1965

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## Chapter 303

### AN ACT Relating to Operation of Motorcycles While Learning to Drive.

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

Sec. 1. R. S., T. 29, § 532, amended. Section 532 of Title 29 of the Revised Statutes is amended by adding at the end a new paragraph, as follows:

'Any person holding a valid driver's license and who is at least 16 years of age shall be issued a temporary permit for a period of one year to operate a motorcycle until he passes his road test. The fee for the road test shall be \$2.'

Sec. 2. R. S., T. 29, § 537, amended. Section 537 of Title 29 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

'Any unlicensed person while learning to operate a motorcycle shall not carry any passenger on said motorcycle who is not licensed as a motorcycle operator.'

Effective September 3, 1965

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## Chapter 304

### AN ACT Relating to Registration Fee for Motor Vehicles Operated Exclusively on Certain Islands.

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

R. S., T. 29, § 242, sub-§ 1, ¶ A, amended. Paragraph A of subsection 1 of section 242 of Title 29 of the Revised Statutes is amended by adding at the end the following:

'Motor vehicles, used for the conveyance of passengers, which are operated exclusively on islands having no roads maintained or supported by the State shall be registered for a fee of \$2.'

Effective September 3, 1965

## Chapter 305

### AN ACT Relating to Unlawful Practices Under Unfair Sales Act.

R. S., T. 10, § 1204-A, additional. Title 10 of the Revised Statutes is amended by adding a new section 1204-A to read as follows:

#### § 1204-A. Unlawful practices

It is unlawful for any person engaged in the distribution or sale of merchandise of general use or consumption to sell such merchandise at less than the cost thereof to such vendor with the purpose or intent to injure competitors or destroy competition. Any merchandise offered for sale at a price below cost shall be prominently displayed in the outlet offering the same in sufficient quantities to meet the usual and reasonable expected demand therefor.'

Effective September 3, 1965

## Chapter 306

### AN ACT to Correct Errors and Inconsistencies in Uniform Commercial Code and to Amend Certain Statutes to Conform Thereto.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment of the Legislature unless enacted as emergencies; and

Whereas, the Uniform Commercial Code is a basic comprehensive law to govern commercial transactions; and

Whereas, certain errors and inconsistencies have appeared both in the code and in other public laws; and

Whereas, the following legislation is vitally necessary to correct these errors and inconsistencies and thereby eliminate confusion in commercial transactions; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning 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. R. S., T. 9, § 42, amended.** The first sentence of section 42 of Title 9 of the Revised Statutes is amended to read as follows: