

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND ELEVENTH LEGISLATURE

**FIRST REGULAR SESSION**  
December 1, 1982 to June 24, 1983  
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH  
IN ACCORDANCE WITH MAINE REVISED STATUTES  
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1983

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

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## CHAPTER 81

S.P. 161 - L.D. 449

AN ACT Relating to Fines for Committing  
a Fraudulent Act under the Liquor Laws.

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

28 MRSA §303, last ¶, as amended by PL 1977, c. 23, §6, is further amended to read:

Any person under the age of 20 years who purchases any intoxicating liquor or any person under the age of 20 years who consumes any intoxicating liquor or has on his or her person any intoxicating liquor in any on-sale premises, or who presents or offers to any licensee, his agent or employee any written or oral evidence of age which is false, fraudulent or not actually his own, for the purpose of ordering, purchasing, attempting to purchase or otherwise procuring or attempting to procure, the serving of any intoxicating liquor, or who has any intoxicating liquor in his possession except in the scope of his or her employment on any street or highway, or in any public place or in any automobile, ~~shall be guilty of a misdemeanor and shall be punished by a fine~~ commits a civil violation for which a forfeiture may be adjudged of not more no less than \$100 nor more than \$300 for the first offense; not less than \$50 \$200 nor more than \$100 \$500 for the 2nd offense; and \$100 \$500 for the 3rd and subsequent offenses. If a minor is charged with illegal possession under this section, he may not be charged with illegal transportation. No minor ~~shall~~ may be charged with more than one offense under this section in any given instance wherein the same set of facts is involved.

Effective September 23, 1983.

## CHAPTER 82

H.P. 370 - L.D. 453

AN ACT to Amend the Definition of  
Earnable Compensation.

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

5 MRSA §1001, sub-§9, as amended by PL 1975, c. 622, §§1 and 2, is further amended to read:

9. Earnable compensation. "Earnable compensation" ~~shall mean~~ means actual compensation, including workers' compensation benefits and maintenance if any, but shall not include payment for more than 30 days of accumulated or accrued sick leave or unused vacation leave or a combination of both, nor include any other payment which is not compensation for actual services rendered or which is not paid at the time ~~such~~ these services are rendered. Any money paid by an employer under an annuity contract for the future benefit of an employee shall be considered part of the employee's earnable compensation.

The earnable compensation of a member retired with a disability retirement allowance under section 1122 shall be assumed, for the purposes of determining benefits under this chapter, to be continued after his date of termination of service at the same rate as received immediately prior thereto, subject to the same percentage adjustments, if any, that may apply to the amount of retirement allowance of the beneficiary under section 1128.

Effective September 23, 1983.

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## CHAPTER 83

S.P. 223 - L.D. 660

### AN ACT to Change Price Posting Requirements for Beer and Table Wine Suppliers.

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

28 MRSA §655 is enacted to read:

#### §655. Posting of prices

All holders of certificates of approval and licensed Maine bottlers must post with the Bureau of Alcoholic Beverages the F.O.B. shipping point prices for which they are selling malt liquor or table wine, or both, to licensed Maine wholesalers and all wholesalers must post the delivered prices for which they are selling malt liquor or table wine, or both, to licensees and all other entities or instrumentalities. All prices posted must include deposits required on returnable items, including kegs.