

# MAINE STATE LEGISLATURE

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# LEGISLATIVE RECORD

OF THE

## Seventy-Ninth Legislature

OF THE

## STATE OF MAINE

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1919

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An Act relating to the salaries of the board of State assessors and for clerk hire in said office; and on further motion by the same gentleman it was voted to concur with the Senate in the indefinite postponement of the bill.

Mr. BARNES of Houlton: Mr. Speaker, there is on the table, House Document No. 439—not on the printed calendar—recalled from the committee on engrossed bills solely for the purpose of writing therein the section and chapter of the Revised Statutes which in the original bill does not appear. I offer an amendment that merely cites Section 23 of Chapter 130, and move its adoption.

On motion by Mr. Barnes of Houlton, the House voted to reconsider its action whereby House Document No. 439 was passed to be engrossed.

The SPEAKER: The gentleman from Houlton, Mr. Barnes, presents House Amendment A to House Document No. 439, as follows:

House Document No. 439, entitled, An Act amendatory and additional to Section 23 of Chapter 130 of the Revised Statutes, relating to offenses against the public health, safety and policy and requiring dealers in cigarettes to post in their stores, shops or places of business a placard upon which shall be printed a copy of Section 23 of Chapter 130 of the Revised Statutes prohibiting the sale of cigarettes to minors, is hereby amended by striking out everything after the enacting clause and inserting in place thereof the following:

Section 23 of Chapter 130 of the Revised Statutes is hereby amended by striking out the words, "not exceeding fifty dollars," in the fifth line and by inserting in place thereof the words, 'of not less than fifty dollars and not exceeding one hundred dollars;' also by adding at the end of said Section 23 the following words, 'dealers in cigarettes and all persons selling, exposing for sale or offering for sale cigarettes shall display in a conspicuous place in the store, shop or other place where said cigarettes are sold, offered for sale or exposed for sale a placard upon which shall be printed in large type a copy of Sec-

tion 23 of Chapter 130 of the Revised Statutes which section prohibits the sale of cigarettes to minors. Said placard upon application therefor filed with him shall be furnished to the person so applying by the secretary of State. Whoever violates the provisions of this section shall upon conviction be punished by a fine of not less than fifty dollars, nor more than one hundred dollars;' so that said section, as amended shall read as follows:

'Sec. 23. Whoever by himself, clerk, servant or agent, directly or indirectly, sells, offers for sale, has in possession with intent to sell, or gives away to, or in any way obtains for any person under the age of 21 years, any cigarette, cigarette paper, so called, or tobacco such as is used for making any cigarette, shall be punished by a fine of not less than fifty dollars and more than one hundred dollars or by imprisonment not exceeding sixty days. Trial justices and municipal and police courts shall have jurisdiction of offenses under this section. Dealers in cigarettes and all persons selling, exposing for sale or offering for sale cigarettes shall display in a conspicuous place in the store, shop or other place where said cigarettes are sold, offered for sale or exposed for sale a placard upon which shall be printed in large type a copy of Section 23 of Chapter 130 of the Revised Statutes which section prohibits the sale of cigarettes to minors. Said placard upon application therefor filed with him shall be furnished to the person so applying by the secretary of State. Whoever violates the provisions of this section shall upon conviction be punished by a fine of not less than fifty dollars nor more than one hundred dollars.'

Now, is it the pleasure of the House that House Amendment A to House Document No. 439 be adopted?

A viva voce vote being taken, House Amendment A was adopted.

On further motion by Mr. Barnes, House Document No. 439, as amended by House Amendment A, was passed to be engrossed.

Mr. HOLLEY of North Anson: Mr. Speaker, I move that we reconsider